

STATE OF NORTH DAKOTA

JOURNAL OF THE HOUSE

of the

TWENTIETH SESSION

of the

LEGISLATIVE ASSEMBLY

Begun and held at the Capitol at Bismarck
January 4th, to March 4th, 1927
inclusive.

VOLUME I



BISMARCK TRIBUNE 6776

OFFICERS AND EMPLOYEES

OF THE

HOUSE OF NORTH DAKOTA

FOR THE

TWENTIETH LEGISLATIVE ASSEMBLY

1927

OFFICERS AND EMPLOYEES

Name	Address	Position
John W. Carr	Jamestown, N. Dak.	Speaker
C. R. Verry	Minot, N. Dak.	Chief Clerk
W. H. Pray	Valley City, N. Dak.	Asst. Chief Clerk
E. A. Anderson	Steele, N. Dak.	Sergeant at Arms
John P. Tucker	Devils Lake, N. Dak.	Enrol. & Eng. Clk.
Frank Streeter	Linton, N. Dak.	Asst. Enrol. & Eng. Clk.
K. G. Gronhovd	Nekoma, N. D.	Doorkeeper and Assistant Sergeant at Arms.
O. L. Mennes	Napoleon, N. Dak.	Gallery Doorkeeper
F. W. Mashek	Lidgerwood, N. Dak.	Bill Clerk
A. C. Nedrud	Minot, N. Dak.	Bill Room Clerk
T. O. Thompson	Leonard, N. Dak.	Asst. Mailing Clerk
E. D. Skinner	Sawyer, N. Dak.	Postmaster
Helena Clemens	Bismarck, N. Dak.	Stenographer
Caia Lee	Mandan, N. Dak.	Stenographer
Luverne Hanson	Grand Forks, N. Dak.	Stenographer
Esther H. Bolton	Fargo, N. Dak.	Stenographer
Philip Fettig	Orrin, N. Dak.	Messenger & Page
J. G. Halcrow	Bowesmont, N. Dak. ..	Messenger & Page
John R. Erickson	Bismarck, N. Dak. ..	Messenger & Page
Mike Halsey	Fort Yates, N. Dak.	Tele. Messenger
Gladys Tompkins	Devils Lake	Desk Reporter
Margaret Sheehan	Bismarck, N. Dak.	Stenographer
Lloyd Smith	Grand Forks, N. Dak.	Proofreader
Peter Schantz	Bismarck, N. Dak.	Janitor
C. A. Rust	Bismarck, N. Dak.	Mailing Clerk
L. C. Hoisveen	Grafton, N. Dak.	Bill Messenger
D. W. Griggs	McLeod, N. Dak.	Mailing Clerk
W. F. Reko	Mandan, N. Dak. Clk State Affairs Com-	
B. E. Jones	Bismarck, N. Dak. Clk Judiciary Com.	
L. E. Correll	Casselton, N. Dak. .. Clk Approp. Com.	
J. H. Stewart	Fargo, N. D.	Committee Room Attendant and Messenger.

BISMARCK CHAPLAINS

Paul S. Wright	.....	Presbyterian
F. H. Davenport	.....	Episcopal
C. F. Strutz	.....	Immanuel Evangelical
Fr. J. Slag	.....	Roman Catholic
F. E. Klein	.....	German Baptist
Walter E. Vater	.....	Methodist
I. J. Monson	.....	Lutheran
C. A. Stephens	.....	First Baptist
A. J. Malmquist	.....	First Lutheran

HOUSE MEMBERS

COUNTY	NAME	ADDRESS
1. Pembina	John Halcrow	Bowmont
	J. K. Olafson	Gardar
	G. W. Hoffman	Backoo
2. Pt. of Ward	J. H. Burkhardt	Berthold
	Aron Levin	Park River
3. Pt. of Walsh	M. T. Lillegaugen	Brocket
	Andrew Johnston	Forest River
5. Pt. of Grand Forks	David Steedsman	Kempton
6. Pt. of Grand Forks	C. Vernon Freeman	Grand Forks
7. Pt. of Grand Forks	E. E. Veitch	Emerado
8. Trail	Carl E. Johnson	Hatton
	Guy L. Elken	Mayville
	Philip J. Bohnsack	Hillsboro
	J. A. Jardine	Fargo
9. Pt. of Cass	A. W. Fowler	Fargo
	L. L. Twichell	Fargo
	John G. Plath	Davenport
10. Pt. of Cass	W. J. Bell	Casselton
	William Watt	Leonard
11. Pt. of Cass	Harry H. Roberts	Tower City
	George Worner	Great Bend
12. Pt. of Richland	J. D. Holthusen	Wahpeton
	O. C. Anderson	Ruthland
13. Sargent	Anton N. Lavik	Milnor
14. Ransom	Albert Hauge	McLeod
	J. H. Henrickson	Fort Ransom
	P. R. Trubshaw	Valley City
15. Pt. of Barnes	I. W. Standley	Hope
16. Steele and Griggs	C. W. Carlson	Hope
	E. E. Iverson	Binford
	Richard Lofthus	McVile
17. Nelson	Fred Ferris	Lakota
	Hugh McDowall	Langdon
	A. N. Flom	Nekoma
18. Cavalier	Joseph McGauvran	Osnabrook
	James McManus	St. John
19. Rolette	J. T. Tweten	Rolette
	W. D. Conway	Leeds
20. Benson	Minnie D. Craig	Esmond
	S. W. Thompson	Devils Lake
21. Ramsey	Edwin Traynor	Starkweather
	Lars Ellingson	Brinsmade
	W. J. Gilchrist	Cando
22. Towner	Theodore Hanson	Cando
	John W. Carr	Jamestown
23. Stutsman	Mary McGinnis	Jamestown
	Arthur J. Rulon	Jamestown
	F. M. Brown	Montpelier
	F. G. Hildebrand	Kulm
24. LaMoure	C. H. Opdahl	Marion
	Herman Wedel	Ellendale
25. Dickey	J. H. Frojen	Glover
	Carl Larvick	Temvik
26. Emmons and Kidder	Roy A. Yeater	Hazelton
	O. E. Erickson	Tappen
	Herbert F. Swett	Tuttle

27.	Burleigh	J. M. Thompson	Wilton
		Lynn Sperry	Bismarck
		Gordon Cox	Bismarck
28.	Bottineau	W. A. Thatcher	Bottineau
		C. O. Svingen	Bottineau
		Chas. A. Streich	Maxbass
		Fred J. Shurr	Lansford
29.	Pt. of Ward	Einar Muus	Minot
		J. H. Burns	Surrey
		R. A. Johnson	Makoti
		John Ehr	Minot
30.	Morton	Jacob Bollinger	Flasher
		E. R. Helbling	St. Anthony
		Joseph Renner	St. Anthony
31.	Stark	John F. Zimmerman	Richardton
		Herman Rabe	Dickinson
		Walter Tester	Belfield
32.	Eddy and Foster	Ernest F. Johnson	Grace City
		W. W. Treffry	New Rockford
33.	Wells	R. C. Montgomery	Harvey
		George Aljets	Carrington
34.	Pt. of McHenry	J. E. Westford	Upham
35.	Sheridan	H. G. Kapfer	Anamoose
36.	McIntosh and Logan	C. A. Miller	Gackle
		J. A. Meidinger	Ashley
		M. W. Kelly	Napoleon
37.	Pt. of Richland	M. H. Lynch	Lidgerwood
		John C. Polfuss	Hankinson
38.	Pt. of Barnes	Thomas Gudmestad	Litchville
39.	Billings, Bowman, Golden Valley & Slope	Ira J. Wilson	New England
		John Quam	Rhame
		O. C. Martin	DeSart
40.	Burke and Divide	O. F. Anderson	Ambrose
		Richard A. Owings	Lignite
		Albert Van Berkom	Powers Lake
41.	Williams and McKenzie	Barney Iverson	Schafer
		R. J. Siverson	Wheelock
		Ben Fedje	Williston
		P. O. C. Johnson	Watford City
		R. O. Signalness	Berg
42.	Pierce	J. T. Fettig	Orrin
		D. L. Peters	Wolford
43.	Renville	J. W. O'Neill	Norma
44.	Mountrail	R. E. Swendseid	Stanley
		Herman F. Butt	Parshall
45.	Pt. of McHenry	T. E. Sleight	Drake
46.	McLean	Oscar S. Oberg	Washburn
		J. A. Erickson	Blackwater
		Frank J. Lyon	Dogden
47.	Grant	Peter Keierleber	Carson
		William Kamrath	Leith
48.	Mercer, Oliver, & Dunn	C. N. Lee	Dodge
		Richard Bubel	Center
		Peter Boeckel	Beulah
49.	Adams, Hettinger and Sioux	Alfred O. Brown	Bucyrus
		L. O. Richardson	Bucyrus
		J. H. McCay	Selfridge

SENATE MEMBERS

COUNTY	NAME	ADDRESS
1. Pembina	Fred Van Camp	St. Thomas
2. Pt. of Ward	John E. Flecten	Niobe
3. Pt. of Walsh	Peder L. Hjelmsstad	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	C. Norman Brunsdale	Mayville
9. Pt. of Cass	H. J. Rusch	Fargo
10. Pt. of Cass	John Van Arnam	Kindred
11. Pt. of Cass	Peter McLachlin	Hunter
12. Pt. of Richland	Joseph G. Forbes	Wahpeton
13. Sargent	R. G. McCrory	Cogswell
14. Ransom	W. G. Crocker	Lisbon
15. Pt. of Barnes	Frank E. Ployhar	Valley City
16. Steele and Griggs	P. O. Sathre	Finley
17. Nelson	L. O. Frederickson	Pekin
18. Cavalier	W. H. Porter	Calvin
19. Rolette	John W. Benson	Rolette
20. Benson	C. W. Fine	Sheneyne
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	E. H. Brant	Linton
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 & Slope	Gust Wog	Belfield
40. Burke and Divide	C. E. Erickson	Ambrose
41. Williams & 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 Ettetstad	Balfour
46. McLean	A. A. Peck	Underwood
47. Grant	Fred Pathman	Carson
48. Mercer, Oliver & Dunn	F. P. Conrath	Stanton
49. Adams, Hettinger and Sioux	Chas. A. Seamands	Hettinger

ERRATA

Page 5, after line 31 insert following "Chief Justice Birdzell administered the oath of office to the Speaker elect, John W. Carr of Jamestown".

Page 71 after fourth line from bottom of page insert. "introduced by Streich and Ehr".

Page 98 following line 11 insert "Introduced by Mr. Burkhardt".

Page 739 line 30 insert "Introduced by Streich, Elken, Johnson of Traill".

Page 745—Should be Senate Bill "142" instead of "140".

Page 827, line 21, strike out the name "Forbes" and insert in lieu thereof the name "R. A. Johnson".

Page 1402—Strike out "Senate Bill 166" and insert in lieu thereof "House Bill 166".

Page 1473—Line 18 strike out the second figure "9" and insert in lieu thereof the figure "7".

After page 1712 should be inserted page 1716, the conclusion of that on page 1718 is found on top of page 1713.

Page 1724, line 9 strike out the word "carried" and insert the word "lost".

Page 1786 where reference is made to "House Bill 16" strike out and insert in lieu thereof "Senate Bill 16".

Journal of the House



Twentieth Legislative Assembly

FIRST DAY

House of Representatives,
Bismarck, North Dakota,
January 4, 1927.

At the hour of twelve o'clock, meridian, the fourth day of January, 1927, being the day and hour designated by law for the convening of the Legislative Assembly of the State of North Dakota, the members-elect of the House of Representatives of the Twentieth session of the Legislative Assembly assembled in the House Chamber at the capitol at Bismarck, North Dakota, and were called to order by J. C. Miller, Chief Clerk of the House of Representatives of the Nineteenth Legislative Assembly of the State of North Dakota.

The session was opened with prayer by Rev. F. H. Davenport, St. George's Episcopal Church.

The roll being called, the following members, as certified by the Secretary of State, responded to their names, as shown by the following certificate of the said Secretary of State, with the exception of Joseph McGauvran.

Bismarck, North Dakota,
January 4, 1927.

Chief Clerk, House of Representatives,
Twentieth 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 House of Representatives of the Twentieth Legislative Assembly of the State of North Dakota:

Dist.	County.	Name.	Address
1.	Pembina	John Halcrow.....	Bowesmont
		J. K. Olafson.....	Gardar
		G. W. Hoffman.....	Backoo
2.	Pt. of Ward.....	J. H. Burkhart.....	Berthold
3.	Pt. of Walsh.....	Aron Levin.....	Park River
		M. T. Lillehaugen.....	Brocket

Dist.	County.	Name.	Address
4.	Pt. of Walsh.....	Andrew Johnston.....	Forest River
5.	Pt. of Grand Forks	David Steedsman.....	Kempton
6.	Pt. of Grand Forks	C. Vernon Freeman.....	Grand Forks
7.	Pt. of Grand Forks	E. E. Veitch.....	Emerado
8.	Trails	Carl E. Johnson.....	Hatton
		Guy L. Elken.....	Mayville
		Philip J. Bohnsack.....	Hillsboro
9.	Pt. of Cass.....	J. A. Jardine.....	Fargo
		A. W. Fowler.....	Fargo
		L. L. Twichell.....	Fargo
10.	Pt. of Cass.....	John G. Plath.....	Davenport
		W. J. Bell.....	Casselton
11.	Pt. of Cass.....	William Watt.....	Leonard
		Harry H. Roberts.....	Tower City
12.	Pt. of Richland.....	George Worner.....	Great Bend
		J. D. Holthusen.....	Wahpeton
13.	Sargent	O. C. Anderson.....	Rutland
		Anton N. Lavik.....	Milnor
14.	Ransom	Albert Hauge.....	McLeod
		J. H. Henrickson.....	Fort Ransom
15.	Pt. of Barnes.....	P. R. Trubshaw.....	Valley City
16.	Steele and Griggs	I. W. Standley.....	Hope
		C. F. Carlson.....	Hope
		E. E. Iverson.....	Binford
17.	Nelson	Richard Lofthus.....	McVile
		Fred Ferris.....	Lakota
18.	Cavalier	Hugh McDowall.....	Langdon
		A. N. Flom.....	Nekoma
		Joseph McGauvran.....	Osnabrock
19.	Rolette	James McManus.....	St. John
		J. T. Tweten.....	Rolette
20.	Benson	W. D. Conway.....	Leeds
		Minnie D. Craig.....	Esmond
21.	Ramsey	S. W. Thompson.....	Devils Lake
		Edwin Traynor.....	Starkweather
		Lars Ellingson.....	Brinsmade
22.	Towner	W. J. Gilchrist.....	Cando
		Theodore Hanson.....	Cando
23.	Stutsman	John W. Carr.....	Jamestown
		Mary McGinnis.....	Jamestown
		A. J. Rulon.....	Jamestown
		F. M. Brown.....	Montpelier
24.	La Moure	F. G. Hildebrand.....	Kulm
		C. H. Opdahl.....	Marion
25.	Dickey	Herman Wedel.....	Ellendale
		J. H. Frojen.....	Glover
26.	Emmons and	Carl Larvick.....	Temvik
	Kidder	Roy A. Yeater.....	Hazelton
		O. E. Erickson.....	Tappen
		Herbert F. Swett.....	Tuttle
27.	Burleigh	J. M. Thompson.....	Wilton
		Lynn Sperry.....	Bismarck
		Gordon Cox.....	Bismarck
28.	Bottineau	W. A. Thatcher.....	Bottineau
		C. O. Svingen.....	Bottineau
		Charles F. Streich.....	Maxbass
		F. J. Shurr.....	Lansford

Dist.	County.	Name.	Address
29.	Pt. of Ward.....	Einar Muus.....	Minot
		John H. Burns.....	Surrey
		R. A. Johnson.....	Makoti
30.	Morton	John Ehr.....	Minot
		Jacob Bollinger.....	Flasher
		E. H. Helbling.....	St. Anthony
31.	Stark	Joseph Renner.....	St. Anthony
		John F. Zimmerman.....	Richardton
		Herman Rabe.....	Dickinson
32.	Eddy and Foster..	Walter Tester.....	Belfield
		Ernest F. Johnson.....	Grace City
		W. W. Treffry.....	New Rockford
33.	Wells	Robert C. Montgomery.....	Harvey
		George Aljets.....	Carrington
		J. E. Westford.....	Upham
34.	Pt. of McHenry...	J. E. Westford.....	Upham
35.	Sheridan	H. G. Kapfer.....	Anamoose
36.	McIntosh and Logan	C. A. Miller.....	Gackle
		J. A. Meidinger.....	Ashley
		M. W. Kelly.....	Napoleon
37.	Pt. of Richland....	M. H. Lynch.....	Lidgerwood
		John C. Polfuss.....	Hankinson
		Thomas Gumestad.....	Litchville
38.	Pt. of Barnes.....	Ira J. Wilson.....	New England
		John Quam.....	Rhame
		O. C. Martin.....	De Sart
39.	Billings, Bowman, Golden Valley and Slope.....	O. F. Anderson.....	Ambrose
		Richard A. Owings.....	Lignite
		Aibert Van Berkom.....	Powers Lake
40.	Burke and Divide	Barney Iverson.....	Shafer
		R. J. Siverson.....	Wheelock
		Ben Fedje.....	Williston
		P. O. C. Johnson.....	Watford City
		R. O. Signalness.....	Berg
		J. T. Fettig.....	Orrin
41.	Williams and McKenzie	D. L. Peters.....	Wolford
		J. W. O'Neill.....	Norma
		R. E. Swendseid.....	Stanley
42.	Pierce	Herman F. Butt.....	Parshall
		T. E. Sleight.....	Drake
		Oscar S. Oberg.....	Washburn
43.	Renville	J. A. Ericksen.....	Blackwater
		Frank J. Lyon.....	Dogden
		Peter Keierleber.....	Carson
44.	Mountrail	William Kamrath.....	Leith
		C. N. Lee.....	Dodge
		Richard Bubel.....	Center
45.	Pt. of McHenry...	Peter Boeckel.....	Beulah
		Alfred O. Brown.....	Bucyrus
		L. O. Richardson.....	Bucyrus
46.	McLean	J. H. McCay.....	Selfridge

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 4th day of January, 1927.

ROBERT BYRNE.
Secretary of State.

Mr. Trubshaw moved that the Chair appoint a committee of three to escort the Chief Justice to the rostrum, which motion prevailed.

The Chief Clerk appointed on such committee Mr. Trubshaw, Mr. Watt and Mrs. Craig.

The oath of office was administered to the members by the Hon. A. M. Christianson, Justice of the North Dakota Supreme Court, who subscribed the same in his presence.

The House then proceeded to organization.

Mr. Traynor nominated John W. Carr of Stutsman for speaker.

The following members seconded the nomination of Mr. Carr, for their respective delegations: Mr. Freeman, Mr. Olafson, Mr. Watt, Mr. Kelly, Mr. Burns, Mr. Trubshaw, Mr. Elkin, Mr. Peters, Mr. Rabe, Mr. Rulon, Mr. Frojen.

Mr. Martin nominated Mr. J. H. Burkhart of Ward for speaker.

The following members seconded the nomination of Mr. Burkhart: Mr. Swett, Mr. Thatcher, Mrs. Craig, Mr. Ferris, Mr. McCay, Mr. Anderson of Divide, Mr. Lillehaugen.

Mr. Watt moved that nominations be closed, which motion prevailed.

Mr. Watt moved that the House proceed to the election of a speaker by roll call, which motion prevailed.

ROLL CALL

The roll being called resulted in 59 votes for Mr. Carr and 51 votes for Mr. Burkhart, the nominees not voting and one being absent.

Those voting for Mr. Carr were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Roberts
Bohnsack	Holthusen	Rulon
Bollinger	Jardine	Sleight
Brown of Adams	Johnson, Traill	Sperry
Brown, Stutsman	Johnson, Ward	Standley
Burns	Johnson	Steedsman
Cox	Kelly	Tester
Ehr	Larvick	ThompsonBurleigh
Ellingson	Lynch	Thompson, Ramsey
Elkin	McDowall	Traynor
Fettig	McGinnis	Trubshaw
Flom	Meidinger	Twichell
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gudmestad	Olafson	Westford
Halcrow	Peters	Wilson
Hauge	Plath	Worner
Helbling	Polfuss	Zimmerman
Hendrickson	Rabe	

Those voting for Mr. Burkhart were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Opdahl
Anderson, Divide	Johnson, Foster	Owings
Anderson, Sargent	Johnson, McKenzie	Quam
Boeckel	Kamrath	Renner
Bubel	Kapfer	Richardson
Butt	Keierleber	Shurr
Carlson	Lavik	Signalness
Conway	Lee	Siverson
Craig	Levin	Swendseid
Erickson, Kidder	Lillehaugen	Streich
Erickson, McLean	Lofthus	Swett
Fedge	Lyon	Svingen
Ferris	McCay	Thatcher
Gilchrist	McManus	Treffry
Hanson	Martin	Twetén
Hildebrand	Oberg	Van Berkom
Iverson, Griggs	O'Neill	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carr	Burkhart	McGauvran

Mr. Burkhart moved that the election of Mr. Carr be made unanimous, which motion prevailed and Mr. Carr was declared elected speaker.

Mr. Twichell moved that the Chair appoint a committee of three to escort the speaker-elect to the chair.

Which motion prevailed and a committee consisting of Mr. Twichell, Mr. Burkhart and Mr. Trubshaw escorted speaker-elect Carr to the rostrum.

Mr. Carr gave a short but very interesting talk.

Representative Kelly moved that C. R. Verry of Minot, Ward County, be nominated for Chief Clerk, which motion prevailed.

The question being on the election of C. R. Verry for Chief Clerk, the roll was called, and there were ayes 108, nays 0, absent and not voting 5.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown of Adams	Johnson, Ward	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight

Messrs.	Messrs.	Messrs.
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Carr	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elkin	Lynch	Thatcher
Erickson, Kidder	McCay	ThompsonBurleigh
Fedge	McDowall	Thompson, Ramsey
Ferris	McGinnis	Traynor
Fettig	McManus	Treffry
Flom	Martin	Trubshaw
Freeman	Meidinger	Twetén
Frojen	Miller	Twichell
Gilchrist	Montgomery	Van Berkorn
Gudmestad	Muus	Veitch
Halcrow	Oberg	Watt
Hanson	Olafson	Wedel
Hauge	O'Neill	Westford
Helbling	Opdahl	Wilson
Hendrickson	Owings	Worner
Hildebrand	Peters	Yeater
Hoffman	Plath	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Stutsman	Fowler	McGauvran
Erickson, McLean	Lyon	

So C. R. Verry was declared elected.

C. R. Verry was called to the rostrum and sworn in by the speaker and at once assumed his duties as Chief Clerk.

Mr. Jardine nominated E. A. Anderson of Emmons County as Sergeant at Arms, which motion prevailed.

The question being on the election of E. A. Anderson for Sergeant at Arms, the roll was called, and there were ayes 108, nays 0, absent and not voting 5.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hendrickson	Peters
Anderson, Divide	Hildebrand	Plath
Anderson, Sargent	Hoffman	Polfuss
Bell	Holthusen	Quam
Boeckel	Iverson, Griggs	Rabe
Bohnsack	Iverson, McKenzie	Renner
Bollinger	Jardine	Richardson
Brown of Adams	Johnson, Foster	Roberts
Brown, Stutsman	Johnson, McKenzie	Rulon
Bubel	Johnson, Traill	Shurr
Burkhart	Johnson, Ward	Signalness
Burns	Johnston	Siverson
Butt	Kamrath	Sleight
Carlson	Kapfer	Sperry

TUESDAY, JANUARY 4, 1927

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Messrs.	Messrs.	Messrs.
Carr	Keierleber	Standley
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lee	Streich
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elkin	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedge	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muss	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	O'Neill	Yeater
Helbling	Opdahl	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lavik	Owings	Traynor
McGauvran	Swett	

So E. A. Anderson was declared elected.

Mr. Cox nominated W. H. Pray of Barnes County for First Assistant Chief Clerk, which motion prevailed.

The question being on the election of W. H. Pray as First Assistant Chief Clerk, the roll was called, and there were ayes 109, nays 0, absent and not voting 4.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown of Adams	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Signalness
Burkhart	Johnston	Siverson
Burns	Kamrath	Sleight
Butt	Kapfer	Sperry
Carlson	Keierleber	Standley
Carr	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen

Messrs.	Messrs.	Messrs.
Ellingson	Lillehaugen	Tester
Elkin	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedge	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muss	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	O'Neill	Yeater
Helbling	Opdahl	Zimmerman
Hendrickson	Owings	
Hildebrand	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Stutsman	Quam	Veitch
McGauvran		

So Mr. Pray was declared elected.

The Speaker administered the oath of office to Mr. W. H. Pray.

Mr. Rabe nominated Valentine Koch of Stark County as Second Assistant Chief Clerk, which motion prevailed.

The question being on the election of Mr. Valentine Koch as Second Assistant Chief Clerk, the roll was called, and there were ayes 107, nays 0, absent and not voting 6.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Quam
Anderson, Divide	Hoffman	Rabe
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, Griggs	Richardson
Boeckel	Iverson, McKenzie	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Foster	Shurr
Brown of Adams	Johnson, McKenzie	Signalness
Brown, Stutsman	Johnson, Traill	Siverson
Bubel	Johnson, Ward	Sleight
Burkhart	Johnston	Sperry
Burns	Kamrath	Standley
Butt	Kapfer	Steedsman
Carlson	Keierleber	Swendseid
Carr	Kelly	Streich
Conway	Larvick	Swett
Cox	Lee	Svingen
Craig	Levin	Tester
Ehr	Lillehaugen	Thatcher

Messrs.	Messrs.	Messrs.
Ellingson	Lofthus	ThompsonBurleigh
Elkin	Lynch	Thompson, Ramsey
Erickson, Kidder	Lyon	Traynor
Erickson, McLean	McCay	Treffry
Fedge	McDowall	Trubshaw
Ferris	McGinnis	Tweten
Fettig	McManus	Twichell
Flom	Martin	Van Berkom
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Oberg	Westford
Gudmestad	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Peters	Yeater
Helbling	Plath	Zimmerman
Hendrickson	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Halcrow	McGauvran	O'Neill
Lavik	Muus	Owings

So Mr. Koch was declared elected.

Mr. Johnson of Traill nominated John Tucker of Ramsey County for Enrolling and Engrossing Clerk, which motion prevailed.

The question being on the election of John Tucker for Enrolling and Engrossing Clerk, the roll was called, and there were ayes 110, nays 0, absent and not voting 3.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown of Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Carr	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elkin	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedge	McCay	Traynor

Messrs.	Messrs.	Messrs.
Ferris	McDowall	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Oberg	Wedel
Halcrow	Olafson	Westford
Hanson	O'Neill	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Craig	McGauvran	Muus

So Mr. Tucker was declared elected.

The Speaker administered the oath of office to Mr. John Tucker.

Mr. Kelly nominated Frank Streeter of Emmons County Assistant Enrolling and Engrossing Clerk, which motion prevailed.

The question being on the election of Frank Streeter for Assistant Engrossing and Enrolling Clerk, the roll was called, and there were ayes 103, nays 0, absent and not voting 10.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Quam
Anderson, Divide	Hoffman	Rabe
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, Griggs	Richardson
Boeckel	Iverson, McKenzie	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Foster	Shurr
Brown of Adams	Johnson, McKenzie	Signalness
Brown, Stutsman	Johnson, Traill	Siverson
Bubel	Johnson, Ward	Sleight
Burkhart	Johnston	Sperry
Burns	Kamrath	Standley
Butt	Kapfer	Steedsman
Carlson	Keierleber	Swendseid
Carr	Kelly	Streich
Cox	Larvick	Svingen
Craig	Lavik	Tester
Ehr	Lee	Thatcher
Ellingson	Levin	ThompsonBurleigh
Elkin	Lillehaugen	Thompson, Ramsey
Erickson, Kidder	Lofthus	Traynor
Erickson, McLean	Lyon	Treffry
Fedge	McGinnis	Trubshaw

Messrs.	Messrs.	Messrs.
Ferris	McManus	Tweten
Fettig	Martin	Twichell
Flom	Meidinger	Van Berkom
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Oberg	Wedel
Gilchrist	Olafson	Westford
Gudmestad	O'Neill	Wilson
Halcrow	Opdahl	Worner
Hanson	Owings	Zimmerman
Helbling	Plath	
Hendrickson	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Conway	McDowall	Swett
Hauge	McGauvran	Yeater
Lynch	Muus	
McCay	Peters	

So Mr. Streeter was declared elected.

Mr. Streich moved that the retiring Chief Clerk, Mr. J. C. Miller, be allowed six dollars per day for three days and his mileage from the city of Bottineau to the city of Bismarck and return, which motion prevailed.

ROLL CALL

The question being on the motion of Mr. Streich, the roll was called, and there were ayes 110, nays 0, absent and not voting 3.

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Plath
Anderson, Divide	Hoffman	Polfuss
Anderson, Sargent	Holthusen	Quam
Bell	Iverson, Griggs	Rabe
Boeckel	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Bollinger	Johnson, Foster	Roberts
Brown of Adams	Johnson, McKenzie	Rulon
Brown, Stutsman	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Signalness
Burkhart	Johnston	Siverson
Burns	Kamrath	Sleight
Butt	Kapfer	Sperry
Carlson	Keierleber	Standley
Carr	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elkin	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedge	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGinnis	Tweten

Messrs.	Messrs.	Messrs.
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	O'Neill	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Hendrickson	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
McGauvran	Muus	Traynor

So motion prevailed.

Mr. Johnson of Traill nominated K. J. Gronhovd of Cavalier County for Doorkeeper and Assistant Sergeant at Arms, which motion prevailed.

The question being on the election of K. J. Gronhovd as Doorkeeper and Assistant Sergeant at Arms, the roll was called, and there were ayes 103, nays 0, absent and not voting 10.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Jardine	Renner
Bell	Johnson, Foster	Richardson
Boeckel	Johnson, McKenzie	Roberts
Bohnsack	Johnson, Traill	Rulon
Bollinger	Johnson, Ward	Shurr
Brown of Adams	Kamrath	Signalness
Brown, Stutsman	Kapfer	Siverson
Bubel	Keierleber	Sleight
Burkhart	Kelly	Sperry
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Carr	Levin	Streich
Conway	Lillehaugen	Swett
Cox	Lofthus	Svingen
Craig	Lynch	Tester
Ehr	Lyon	Thatcher
Ellingson	McCay	ThompsonBurleigh
Elkin	McDowall	Thompson, Ramsey
Erickson, Kidder	McGinnis	Traynor
Fedge	McManus	Treffry
Fettig	Martin	Trubshaw
Flom	Meidinger	Tweten
Fowler	Miller	Twichell
Freeman	Montgomery	Van Berkom
Gilchrist	Oberg	Wedel

Messrs.	Messrs.	Messrs.
Gudmestad	Olafson	Westford
Hauge	O'Neill	Wilson
Helbling	Opdahl	Worner
Hendrickson	Owings	Yeater
Hildebrand	Peters	Zimmerman
Hoffman	Plath	
Holthusen	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Hanson	Veitch
Ferris	Johnston	Watt
Frojen	McGauvran	
Halcrow	Muus	

So Mr. Gronhovd was declared elected.

Mr. Kelly nominated O. L. Mennis, Logan and McIntosh County for Gallery Doorkeeper, which motion prevailed.

The question being on the election of O. L. Mennis as Gallery Doorkeeper, the roll was called, and there were ayes 105, nays 0, absent and not voting 8.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bohnsack	Jardine	Renner
Bollinger	Johnson, Foster	Richardson
Brown of Adams	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Shurr
Burkhart	Kamrath	Signalness
Burns	Kapfer	Siverson
Butt	Keierleber	Sleight
Carlson	Kelly	Sperry
Carr	Larvick	Standley
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elkin	Lynch	Thatcher
Erickson, McLean	Lyon	ThompsonBurleigh
Fedge	McCay	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGinnis	Treffry
Flom	McManus	Trubshaw
Fowler	Martin	Tweten
Freeman	Meidinger	Twichell
Frojen	Miller	Van Berkorn
Gilchrist	Montgomery	Veitch
Gudmestad	Oberg	Wedel
Hanson	Olafson	Westford
Hauge	O'Neill	Wilson

Messrs.	Messrs.	Messrs.
Helbling	Opdahl	Worner
Hendrickson	Owings	Yeater
Hildebrand	Peters	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnston	Steedsman
Erickson, Kidder	McGauvran	Watt
Halcrow	Muus	

So Mr. Mennis was declared elected.

Mr. Cox nominated C. A. Rust of Burleigh County for Bill Clerk, which motion prevailed.

The question being on the election of C. A. Rust as Bill Clerk, the roll was called, and there were ayes 100, nays 0, absent and not voting 13.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hendrickson	Peters
Anderson, Divide	Hildebrand	Plath
Bell	Hoffman	Polfuss
Boeckel	Holthusen	Quam
Bohnsack	Iverson, Griggs	Rabe
Bollinger	Jardine	Renner
Brown of Adams	Johnson, Foster	Richardson
Brown, Stutsman	Johnson, Traill	Roberts
Bubel	Johnson, Ward	Rulon
Burns	Johnston	Shurr
Butt	Kamrath	Signalness
Carlson	Kapfer	Siverson
Carr	Keierleber	Sperry
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lavik	Streich
Ehr	Lee	Swett
Ellingson	Levin	Svingen
Elkin	Lillehaugen	Thatcher
Erickson, Kidder	Lofthus	ThompsonBurleigh
Erickson, McLean	Lynch	Thompson, Ramsey
Fedge	Lyon	Trubshaw
Ferris	McDowall	Tweten
Fettig	McGinnis	Twichell
Flom	McManus	Van Berkom
Fowler	Martin	Veitch
Freeman	Meidinger	Wedel
Frojen	Miller	Westford
Gilchrist	Mortgomery	Wilson
Gudmestad	Oberg	Worner
Halcrow	Olafson	Yeater
Hanson	O'Neill	Zimmerman
Hauge	Opdahl	
Helbling	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	McGauvran	Traynor
Burkhart	Muus	Treffry
Iverson, McKenzie	Sleight	Watt
Johnson, McKenzie	Standley	
McCay	Tester	

So Mr. C. A. Rust was declared elected.

The Speaker administered the oath of office to Mr. C. A. Rust.

Mr. Jardine nominated A. C. Nedrud of Ward County for Bill Room Clerk, which motion prevailed.

The question being on the election of A. C. Nedrud for Bill Room Clerk, the roll was called, and there were ayes 98, nays 0, absent and not voting 15.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Peters
Anderson, Divide	Hoffman	Plath
Anderson, Sargent	Holthusen	Polfuss
Bell	Iverson, Griggs	Rabe
Boeckel	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Brown of Adams	Johnson, Foster	Roberts
Brown, Stutsman	Johnson, McKenzie	Rulon
Bubel	Johnson, Traill	Signalness
Burns	Johnson, Ward	Siverson
Butt	Kamrath	Sleight
Carlson	Kapfer	Sperry
Carr	Keierleber	Standley
Conway	Kelly	Swendseid
Cox	Larvick	Streich
Ehr	Lavik	Swett
Ellingson	Lee	Svingen
Elkin	Levin	ThompsonBurleigh
Erickson, Kidder	Lillehaugen	Thompson, Ramsey
Erickson, McLean	Lofthus	Traynor
Fedge	Lynch	Treffry
Ferris	Lyon	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	O'Neill	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	McCay	Shurr
Burkhart	McDowall	Steedsman
Craig	McGauvran	Tester
Freeman	Muus	Thatcher
Johnston	Quam	Zimmerman

So Mr. Nedrud was declared elected.

The Speaker administered the oath of office to Mr. A. C. Nedrud.

Mr. Johnson of Traill nominated T. O. Thompson of Cass County for Assistant Mailing Clerk, which motion prevailed.

The question being on the election of T. O. Thompson for Assistant Mailing Clerk, the roll was called, and there were ayes 103, nays 0, absent and not voting 10.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Quam
Anderson, Divide	Hoffman	Rabe
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, Griggs	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnson, Traill	Shurr
Brown of Adams	Johnson, Ward	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Swendseid
Carr	Lee	Streich
Conway	Levin	Swett
Cox	Lillehaugen	Svingen
Ehr	Lofthus	Tester
Ellingson	Lynch	ThompsonBurleigh
Elkin	Lyon	Thompson, Ramsey
Erickson, Kidder	McCay	Traynor
Erickson, McLean	McGinnis	Treffry
Fedge	McManus	Trubshaw
Ferris	Martin	Tweten
Fettig	Meidinger	Twichell
Fowler	Miller	Van Berkom
Freeman	Montgomery	Veitch
Frojen	Oberg	Watt
Gilchrist	Olafson	Wedel
Gudmestad	O'Neill	Westford
Halcrow	Opdahl	Wilson
Hanson	Owings	Worner
Hauge	Peters	Yeater
Helbling	Plath	
Hendrickson	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Craig	Johnston	Thatcher
Flom	McDowall	Zimmerman
Iverson, McKenzie	McGauvran	
Johnson, McKenzie	Muus	

So Mr. Thompson was declared elected.

Mr. Rabe nominated E. D. Skinner of Ward County for Postmaster, which motion prevailed.

The question being on the election of E. B. Skinner for Postmaster, the roll was called, and there were ayes 100, nays 0, absent and not voting 13.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Owings
Anderson, Divide	Hendrickson	Peters
Anderson, Sargent	Hildebrand	Plath
Bell	Hoffman	Polfuss
Boeckel	Holthusen	Quam
Bohnsack	Iverson, Griggs	Rabe
Bollinger	Jardine	Renner
Brown of Adams	Johnson, Foster	Richardson
Brown, Stutsman	Johnson, Trail	Roberts
Bubel	Johnson, Ward	Rulon
Burkhart	Kamrath	Shurr
Burns	Kapfer	Signalness
Butt	Keierleber	Siverson
Carlson	Kelly	Sleight
Carr	Larvick	Sperry
Conway	Lavik	Standley
Cox	Lee	Steedsman
Ehr	Levin	Swendseid
Ellingson	Lillehaugen	Swett
Elkin	Lofthus	Svingen
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedge	McDowall	Treffry
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Oberg	Westford
Gudmestad	Olafson	Wilson
Halcrow	O'Neill	Worner
Hanson	Opdahl	Yeater
Hauge		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Craig	McGauvran	Thatcher
Iverson, McKenzie	Muus	Traynor
Johnson, McKenzie	Streich	Veitch
Johnston	Tester	Zimmerman
McCay		

So Mr. Skinner was declared elected.

Mr. Cox nominated the following four persons for Stenographers, which motion prevailed: Helena Clemens, Burleigh; Mrs. Caia Lee, Morton; Mrs. Edward Hanson, Grand Forks; Mrs. Bolton, Cass.

The question being on the election of Helena Clemens, Mrs. Caia Lee, Mrs. Edward Hanson, Mrs. Bolton as Stenographers, the roll was called, and there were ayes 101, nays 0, absent and not voting 12.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Polfuss
Anderson, Divide	Hendrickson	Quam
Anderson, Sargent	Hildebrand	Renner
Bell	Hoffman	Richardson
Boeckel	Holthusen	Rulon
Bohnsack	Iverson, Griggs	Shurr
Bollinger	Jardine	Signalness
Brown of Adams	Johnson, Traill	Siverson
Brown, Stutsman	Johnson, Ward	Sleight
Bubel	Johnston	Sperry
Burkhart	Kamrath	Standley
Burns	Kapfer	Steedsman
Butt	Keierleber	Swendseid
Carlson	Kelly	Streich
Carr	Lavik	Swett
Conway	Lee	Svingen
Cox	Levin	Tester
Craig	Lillehaugen	Thatcher
Ehr	Lofthus	ThompsonBurleigh
Ellingson	Lynch	Thompson, Ramsey
Elkin	Lyon	Traynor
Erickson, McLean	McDowall	Treffry
Fedge	McGinnis	Trubshaw
Ferris	McManus	Tweten
Fettig	Martin	Twichell
Flom	Meidinger	Van Berkom
Fowler	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Oberg	Westford
Gilchrist	O'Neill	Wilson
Gudmestad	Opdahl	Worner
Halcrow	Owings	Yeater
Hanson	Peters	Zimmerman
Hauge	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Larvick	Olafson
Iverson, McKenzie	McCay	Rabe
Johnson, Foster	McGauvran	Roberts
Johnson, McKenzie	Muus	Veitch

So Helena Clemens, Mrs. Caia Lee, Mrs. Edward Hanson and Mrs. Bolton were declared elected.

The Speaker administered the oath of office to Helena Clemens and Mrs. Caia Lee.

Mr. Kelly nominated for the positions of Page, Philip Fittig of Pierce County, J. C. Halcrow of Pembina County, and John Erickson of Burleigh County; which motion prevailed.

The question being on the election of Philip Fittig, J. C. Halcrow, John Erickson as Messengers and Pages, the roll was called, and there were ayes 97, nays 0, absent and not voting 16.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hebling	Plath
Anderson, Divide	Hendrickson	Polfuss
Anderson, Sargent	Hildebrand	Quam
Bell	Hoffman	Renner
Bohnsack	Holthusen	Richardson
Bollinger	Iverson, Griggs	Rulon
Brown of Adams	Jardine	Shurr
Brown, Stutsman	Johnson, Traill	Signalness
Bubel	Johnson, Ward	Siverson
Burkhart	Johnston	Sleight
Burns	Kamrath	Sperry
Butt	Kapfer	Standley
Carlson	Keierleber	Steedsman
Carr	Kelly	Swendseid
Conway	Larvick	Swett
Cox	Lavik	Svingen
Craig	Lee	Tester
Ellingson	Levin	Thatcher
Elkin	Lillehaugen	ThompsonBurleigh
Erickson, Kidder	Lofthus	Thompson, Ramsey
Erickson, McLean	Lynch	Treffry
Fedge	Lyon	Tweten
Ferris	McGinnis	Twichell
Fettig	McManus	Van Berkom
Flom	Martin	Watt
Fowler	Meidinger	Wedel
Freeman	Miller	Westford
Frojen	Montgomery	Wilson
Gilchrist	Oberg	Worner
Gudmestad	O'Neill	Yeater
Halcrow	Opdahl	Zimmerman
Hanson	Owings	
Hauge	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Boeckel	McDowall	Roberts
Ehr	McGauvran	Streich
Iverson, McKenzie	Muus	Traynor
Johnson, Foster	Olafson	Trubshaw
Johnson, McKenzie	Rabe	Veitch
McCay		

So Philip Fittig, J. C. Halcrow and John Erickson were declared elected.

The Speaker administered the oath of office to Mr. John Erickson.

Mr. Jardine nominated Mike Halsey of Sioux County for Telephone Messenger, which motion prevailed.

The question being on the election of Mike Halsey as Phone Messenger, the roll was called, and there were ayes 102, nays 0, absent and not voting 11.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Polfuss
Anderson, Divide	Hoffman	Quam
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown of Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Eubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Carr	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elkin	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedge	McDowall	Traynor
Ferris	McGinnis	Treffry
Fettig	McManus	Trubshaw
Fowler	Martin	Tweten
Freeman	Meidinger	Twichell
Frojen	Miller	Van Berkom
Gilchrist	Montgomery	Watt
Gudmestad	Oberg	Wedel
Halcrow	Olafson	Westford
Hanson	O'Neill	Wilson
Hauge	Opdahl	Worner
Helbling	Peters	Yeater
Hendrickson	Plath	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, Foster	Owings
Craig	McCay	Rabe
Flom	McGauvran	Veitch
Iverson, Griggs	Muus	

So Mr. Mike Halsey was declared elected.

MESSAGE FROM THE SENATE

January 4, 1927.

I have the honor to inform you that the President has appointed Senators Hamilton, Ployhar and Whitman as a

committee of three to act with a like committee of the House to arrange for a joint session.

W. D. AUSTIN, Secretary.

Mr. Twichell moved that the House adopt for temporary rules the rules of the 1923 session, which motion prevailed.

Mr. Twichell moved that the Speaker appoint a committee of nine on permanent rules, which motion prevailed and the Speaker appointed the following: Trubshaw, Burkhart, Sperry, McManus, Brown of Adams, Thatcher, Burns, Gilchrist, Twichell.

Mrs. Craig moved that the Speaker appoint a temporary committee of three on a revision and correction of the Journal, which motion prevailed, and the Speaker appointed: Lynch, Mrs. Craig and Zimmerman.

Mr. Trubshaw moved that the Speaker appoint a committee of three on mileage and per diem, which motion prevailed, and the Speaker appointed: McGauvran, Quam and Thompson of Burleigh.

Mr. Sperry moved that the Speaker appoint a committee of three to confer with the Board of Administration as to supplies and committee rooms, which motion prevailed, and the Speaker appointed the following: Cox, Streich and Olafson.

Mr. Peters moved that the Speaker appoint a committee of three to confer with a like committee from the Senate in regard to the printing and distribution of the Journals, which motion prevailed, and the Speaker appointed the following: Traynor, Butt and Roberts.

Mr. Peters moved that the Board of Administration be authorized to furnish all necessary supplies for the Legislative session and charge same to Legislative Expense, which motion prevailed.

Mr. Kelly moved that the Speaker appoint a committee of three to notify the Senate that the House was organized and ready for business, which motion prevailed and the Speaker appointed: Kelly, Swett and Bell.

Mr. Twichell moved that slips be prepared, numbered from one to forty-nine, representing the legislative districts of the state; that the numbers be drawn by the desk force, and that the delegations choose their seats in the order of the drawing.

Mr. Streich offered an amendment to Mr. Twichell's motion, that the Honorable Ex-Speaker, L. L. Twichell, be given first choice, which motion prevailed and Mr. Twichell selected his seat.

The drawing proceeded until all delegations were seated.

Mrs. Craig moved that the Speaker appoint a committee of two to escort Mr. Twichell and Mr. Larkin, as Ex-Speakers of this House, to the rostrum, which motion prevailed

and Mr. Twichell was escorted to the rostrum by Mrs. Craig and Miss McGinnis.

Mr. Watt moved that the Speaker appoint a committee of three to notify the Senate that the House is ready to receive them in joint session; which motion prevailed and the Speaker appointed: Watt, Svingen and Wilson.

Mr. Olafson moved that the Speaker appoint a committee of three to notify the Governor that the House was organized and ready for the transaction of business; which motion prevailed, and the Speaker appointed: Quam, Freeman and Levin.

Mr. Halcrow moved that the Speaker appoint a committee of three to arrange with a like committee from the Senate for a joint session; which motion prevailed and the Speaker appointed: Halcrow, Iverson of Griggs, and Yeater.

Mr. Quam, Chairman of the committee appointed to notify the Governor, reported that they had performed their duty.

Mr. Halcrow, Chairman of the Committee appointed to arrange for the joint session with a similar committee from the Senate, reported that they had performed their duty.

Mr. Watt, Chairman of the Committee appointed to notify the Senate that the House was ready to receive them in joint session, reported that the Lieutenant Governor and members of the Senate were present for the joint session, and Mr. Watt escorted the Lieutenant Governor to the rostrum.

JOINT SESSION

Joint session called to order by Lieutenant Governor Maddock.

Roll call of Senators.

The roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Atkins	Fredrickson	Patterson
Baird	Hamilton	Peck
Bakken	Hart	Ployhar
Benson	Hjelmstad	Ritchie
Bond	Kretschmar	Rusch
Brant	Lynch	Sathre
Brunsdale	McCrory	Schlosser
Carey	McLachlin	Seamands
Conrath	Magnuson	Steele
Crocker	Marshall	Tofsrud
Eastgate	Martin	Van Arnam
Erickson	Murphy	Van Camp
Ettestad	Olson of Barnes	Whitman
Fine	Olson of Burleigh	Wog
Fleckten	Olson of Eddy	
Forbes	Pathman	

Absent and not voting:

Messrs.
Patten

Messrs.
Porter

Messrs.
Stevens

Roll call of Representatives.

The roll was called, and there were ayes 111, nays 0, absent and not voting 2.

ROLL CALL

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Plath
Anderson, Divide	Hoffman	Polfuss
Anderson, Sargent	Holthusen	Quam
Bell	Iverson, Griggs	Rabe
Boeckel	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Bollinger	Johnson, Foster	Roberts
Brown of Adams	Johnson, McKenzie	Rulon
Brown, Stutsman	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Signalness
Burkhart	Johnston	Siverson
Burns	Kamrath	Sleight
Butt	Kapfer	Sperry
Carlson	Keierleber	Standley
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Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
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Erickson, McLean	Lyon	Thompson, Ramsey
Fedge	McCay	Traynor
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Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Oberg	Wedel
Halcrow	Olafson	Westford
Hanson	O'Neill	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman

Absent and not voting:

Messrs.	Messrs.
McGauvran	Muus

Senator Ployhar moved that the President appoint a committee of three to escort Honorable A. G. Sorlie, Governor-elect, to the rostrum, which motion prevailed and the President appointed Senator Ployhar and Representatives Sperry and Butt.

Senator Patterson moved that a committee of three be appointed to escort the members of the Supreme Court to the rostrum, which motion prevailed, and the President ap-

pointed: Senator Patterson and Representatives Cox and Streich.

Mr. Burkhart moved that a committee of three be appointed to escort the state officials to the rostrum, which motion prevailed, and the President appointed Senator Ettetstad and Representatives Fowler and Martin.

The committees reported and escorted the Governor, members of the Supreme Court and other state officials to the rostrum.

Chief Justice Birdzell administered the oath of office to Honorable A. G. Sorlie, Governor-elect, and other state officials.

The joint session was then led in prayer by Rev. Wright of the First Presbyterian Church of Bismarck.

The presiding officer Lieutenant Governor Maddock, in a few well chosen remarks, introduced Honorable A. G. Sorlie, Governor, who delivered the following message:

MESSAGE

---of---

Governor Arthur G. Sorlie

To the Members of the Legislative Assembly, and
The Stockholders of the Public Service Corporation,
North Dakota:

As chairman of your Board of Directors of the great public service corporation, North Dakota, it is with real and sincere pleasure that I greet you to-day. Let me express my sincere appreciation of the splendid cooperation you have given the administration during the past two years, and my profound gratitude for the confidence you have expressed in bestowing upon me the honor of again serving as your chairman. I have taken the oath of office fully conscious of the responsibility of my position and of my obligations to the stockholders of this great corporation. Assured of your cooperation in the work that lies before us I shall earnestly endeavor to administer the affairs of the State for the best interests of all our people.

To you, the Senators and Representatives of the Twentieth Legislative Assembly of the State of North Dakota, has been entrusted the responsible task of enacting laws for the good of the State. During the period of this session it is your duty to give your most careful, earnest and deliberate attention to all matters presented for your consideration. What you do here must be for the good of our State and for the happiness and well-being of our fellow-citizens.

The reports of the various department, boards, commissions and state agencies will present for your consideration matters relating to the administration of the business of the State.

From these reports you will be able to secure information that will be helpful in determining the most necessary changes and adjustments to be made.

I recommend that the various committees to which these reports shall be referred, examine very carefully into the merits of all recommended changes. I would like to take these recommendations up in detail in this message but they would take too long, and since the reports are all available you will be able to secure more complete information directly from the reports.

I submit the following recommendations for your consideration.

State Industries

Several industrial departments have been created by law in North Dakota that the other states in this great agricultural section of the United States are not yet fortunate enough to have. Included in the state industrial program we have the following:

(1) The State Twine Plant, operated in connection with the State Penitentiary. This plant manufactured and delivered 5,000,000 pounds of twine during the year 1925, and in 1926 about 6,500,000 pounds, of which there remains undelivered about 2,000,000 pounds because of the poor crops in some sections of the state.

(2) The State Bonding Department is being conducted in a very satisfactory way.

(3) The Hail, Fire and Tornado Insurance Departments are all functioning splendidly.

(4) The Workmen's Compensation Bureau is becoming well established and is being so conducted that it is now performing the service for which it was established. The functions of this bureau will soon be fully appreciated by all the people of the state.

(5) The Bank of North Dakota, operating as a Rural Credit Bank, has during the past two years disposed of \$6,000,000 in Rural Credit Bonds. Through the bank it has also been made possible for the Industrial Commission to lower the interest rate on North Dakota bonds to 4½ per cent. If it had not been for the splendid work accomplished by the Bank of North Dakota our bonds would still be begging for a market at 5 and 5½ per cent. North Dakota Rural Credit Bonds are now considered among the best bonds in the United States and are selling at about 4-35/100 to investors.

(6) The State Mill and Elevator, now becoming better known as a State Laboratory for our basic product, hard spring wheat, while not paying interest on the investment of \$4,500,000 showed an operating profit of \$143,000 for the year 1925, amounting to about 3-1/8 per cent on the capital invested. It is too early to make any report for 1926. This industry is working out in a splendid way by helping to

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St. Paul, Minn.

merchandise our grain. North Dakota has an almost exclusive product in its hard spring wheat. Through the state laboratory we are able to sell this superior quality wheat to the mills east of us by demonstrating to them that the excellent flour made from all North Dakota hard spring wheat, high in protein content, is what they want for bread purposes. We hope in the near future to have our tariffs so adjusted that North Dakota Millers' Mix of 100 per cent hard spring wheat, 12½ per cent protein, can be delivered direct from the North Dakota Terminal. When this is accomplished the people throughout the country will be able to get one hundred per cent hard spring wheat flour.

Taxation and Finance

The State Tax Commissioner supervises the equalization of all taxes, and it is through his department that all property which has for any reason escaped taxation can be reached. The general property taxes of the state were reduced \$369,-483.06 in 1925, and for the year 1926 the reduction amounted to \$371,651.68. North Dakota is one of only eight states in the Union to show any reduction in taxes.

In passing permit me to call attention to the fact that the State has no control over taxes levied by local subdivisions of the state, or other bodies, and can in no way be held responsible for existing high taxes in certain localities.

I believe that all affairs of the state should be handled in the most efficient and businesslike manner in keeping with the best established methods, and to that end I recommend the following changes in our laws relating to taxation and public finance:

(1) That the County Treasurer be made the treasurer for all public funds of his county, except for cities having a population of 4000 or more. Under our present system there are approximately 4000 treasurers acting in various capacities in the state. Many of these officers handle large sums of public funds without having the facilities or opportunity to give such work the necessary care and attention. The County Treasurer, with but little additional expense, could take over the work of all local treasurers of his county. This would, I believe, result in a more businesslike and efficient handling of public funds with considerable saving in expense to the local taxing districts.

To reduce the expenditures of our state government we need to concentrate activities and eliminate all unnecessary duplication of work.

(2) Under our present system of assessment and taxation the assessment of real and tangible personal property is made by local assessors. The assessment of property for taxation purposes is a very important work of government and should receive the most serious attention of all citizens. Inequality of assessment causes inequality of taxation, and every citizen who is not receiving the same consideration as his fellow-citizen has just cause for complaint.

There are approximately 1800 assessors in the state assessing a billion dollars worth of property. Because the assessment period is short and comes at a season when men of ability are over-laden with their own work, and also due to the fact that this compensation allowed is small, it is almost impossible to secure men with the qualifications necessary to handle this very important work, consequently the position of assessor is filled by whatever person may be available.

Therefore, I recommend the enactment of a law creating the office of County Assessor. Such law should provide adequate compensation and a term sufficiently long so that men of ability and good judgment may be enlisted for this work. The result to my mind will be a saving of expense to the State and a better and more businesslike administration of this important branch of state government.

(3) Under our present laws every taxing district has a procedure and methods of its own for raising revenue through the issuance of bonds. This tends to confusion and unnecessary expense. One law and one procedure should be sufficient for all taxing districts of the state.

I recommend the enactment of a uniform bonding law for all taxing districts. Such a law would tend to eliminate uncertainty of the legality of these bonds, consequently a better market would be available and a saving in expense to the state would result.

(4) Under existing laws only one taxing district remains which levies and disburses public money of considerable proportion with no provision for a budget system. We have adopted a system of budgets for the state, county and city, but as yet no such system has been provided for school districts. I recommend that the present law be extended so as to apply also to the school districts of the state.

Banking

Banking is one of the major problems for all states in the agricultural section at the present time, because of deflation due to the fact that the agricultural industry has not operated on a paying basis. The great difficulty at this time is that confidence in banks has been destroyed. We must use our best efforts to restore that confidence. Banks are public service institutions and should be regulated to make them as safe as possible in the performance of the service for which they are intended. I submit the following recommendations for adjustments in our present banking laws:

(1) That 50 per cent of the net earnings of banks be placed in a Surplus Fund until such fund shall equal the capital stock of the bank. This surplus fund should be free from taxation since it is for the purpose of safe-guarding depositors, and it should be carried for that purpose only.

(2) That the minimum capital stock of banks be increased from \$15,000 to \$20,000.

(3) That the State Banking Board be empowered to control the issuance of all bank charters. Many of the banking

difficulties experienced in this state have been caused by the fact that too many banks have attempted to render banking service in one community.

(4) That all banks be required to carry 20 per cent of their total deposits in United States, State or Municipal bonds.

(5) Under our present law the State Banking Board has only partial control over Building and Loan Associations. Some revision of this law should be made whereby all such associations in the state may be controlled and supervised in a more businesslike way.

(6) In the past we have had some very unpleasant experiences in cases where stockholders, finding their bank to be in a weak condition, managed to transfer their stock to some "straw-man", and then kept the bank open for a period of one year, at the expiration of which period the original stockholder could not be held for the 100 per cent liability provided by our law. To prevent a continuance of such practice I recommend that a provision be included in the law making it illegal to transfer stock in any bank without the approval of the State Banking Board.

Closed Banks

When a bank is closed by order of the State Banking Board for lack of sufficient reserve, the only persons really interested in the affairs of the bank are its depositors. Some arrangement should be made by law so that such depositors could control any remaining assets. For instance, a group representing 80 per cent of the total deposits of the bank should be permitted to call a meeting to elect from their group five directors who should be placed in control of the affairs of such closed bank, under the supervision of the State Banking Board. These directors would be better able to look after the collections and affairs of the bank than anybody else because of their interest in the bank. Since they represent the majority of money in the bank they should have a voice in its management after closing.

Highway Department

The Highway Department is rapidly becoming one of the most important departments in this state as well as in others, but North Dakota has not kept up to the pace set by other states. Our highways are all paid for; we do not owe a penny for state highways. In order to build our state highways in a more efficient and economical way the designation of locations and the entire handling of projects should be placed in charge of the State Highway Commission so as to do away with the present haphazard method of construction. Because of the inefficiency of our present laws relating to highways the cost of construction runs higher than it should.

State Safety Conference

The growing number of deaths and serious injuries by reason of automobile accidents has aroused the nation to

grapple with this problem. Two national conferences have been held to devise means to remedy this appalling condition. The second National Conference on Street and Highway Safety, held at Washington this year, recommended the adoption of a uniform vehicular code by all the state with the view that such legislation might not only control careless driving but also make car ownership more secure.

Last April upon my invitation representative citizens and public officials met at Bismarck for the first State Safety Conference held in this country, and which has since been used as a model for similar gatherings in other states. Two days were spent by the delegates to consider and devise means to make life safer in this state. The conference endorsed in principle the Uniform Vehicular Code recommended by the Washington gathering. Let me submit these suggested laws to your serious examination with the recommendation that so much thereof as may fit our peculiar needs be made part of our statutes. This should be done not only with the view of adequate safety and highway legislation, but also to secure that uniformity of legislation by the different states which all concede is so very desirable. Likewise, to prevent a multitude of laws, that you repeal existing statutes dealing with the same subject matter.

The State Safety Conference, recognizing that the best results can only be obtained by continuous effort, created the North Dakota Safety Council, a volunteer body to promote safety "at work, on the streets and highways, and in the home." This body naturally can function in a small degree through donations and volunteer contributions, but as the scope of its work reaches and benefits everyone in the state, it should be placed on a firmer and more effective basis. Accordingly, let me recommend that you appropriate ten cents from each license fee received from the registration of automobiles as a fund for safety work, to be expended in cooperation with the Safety Council upon such basis and in such manner as you may deem wise.

In view of the fact that the total automobile casualties this year will total 23,500 deaths and about 700,000 persons injured, without any allowance for the tremendous property loss, the need for and the probable value of safety work cannot be over estimated.

Agriculture

The solution of the agricultural problem is uppermost in the minds of our senators and representatives in Congress. This problem has been given deep study during the past two years or more. From such study it has developed that the greatest need of agriculture is proper marketing of its commodities. That is all we have needed in North Dakota at any time. This great agricultural state is the masterpiece of the Creator. To us He has given sufficient rainfall, abundant sunshine and the most wonderful soil in the world. We have long days of warm sunshine during the growing season, and crisp winters. Because of this combination in climate we produce the best products in the United States. Given this wonderful natural endowment it is up to us, the people of

North Dakota, to give careful study to our particular problems and work them out to our own best advantage. If we fail to do this we have no cause to blame any one but ourselves.

We are fortunate in having flour mills, packing plants, creameries and other manufacturing establishments that can serve as laboratories for the products of our state. We should cooperate to the fullest extent with all these establishments so that we may be able to manufacture and sell our highly superior products at their real value and prevent such products from being mixed with inferior products.

There are two essentials for human life,—air and nourishment. Because agriculture supplies one of these essentials it is the basic industry of the world. No other industry can compare with agriculture in magnitude; but this great fundamental industry has not yet worked out its problems as other industries have. I believe the solution of this problem can be accomplished through cooperation, and I am sure that this is particularly true of North Dakota's agricultural problems.

Our products are exclusive in that they are superior to all similar products produced by the states east and south of us. I hope that Congress will be able to solve this important problem in a way satisfactory to the entire agricultural section, but I believe that we are in a better position to work out the solution of our problems than other states are.

The time will come before long when other industries, such as manufacturing, banking and merchandising, will realize that unless agriculture is placed on a higher and sounder foundation than it is now these industries must also suffer. Such industries are now beginning to realize that the problems of the agricultural industry are their problems also and that they must cooperate with the farmer and others engaged in agricultural lines in working out these problems.

Horticulture

We have a private organization of men and women intensely interested in horticultural study as applied to North Dakota's needs. This group has developed a splendid organization and has financed their work through the assessment of dues sufficient to provide for the publication of a circular or pamphlet from time to time. The work of horticulture in this state has grown so large that the people in this organization now find it impossible to carry on the work to the extent it should be conducted. The organization has done and is still doing splendid work by showing what can be done to encourage the cultivation of flowers and shrubbery in the state.

I believe the time has come when this legislative body should make proper provision for horticultural work in North Dakota and appropriate a sufficient sum of money to make it possible to carry on the work in the state to the best advantage and also to publish bulletins at regular intervals for distribution throughout the state.

Certified Seeds

There are also certain private organizations in the state that are marketing certified seeds. These organizations should be given recognition and cooperation by passing a law providing a standard for certified seeds in North Dakota. Such legislation should also provide for the appointment of some properly qualified person with authority to certify all seeds in this state, and should make provision for the proper facilities for conducting this important work. I believe proper arrangements could be made through the agency of the State Agricultural College and the County Agents of the state.

Pure Foods

Our statute provides that all manufacturers of foodstuffs shall label their products to show the contents. I believe this law should be extended to provide that all flour sold in the state should bear a label on the sack stating the kind of wheat from which it is made, whether hard spring wheat, soft wheat or winter wheat, giving the percentage of each, and that such label should also show the protein content of the wheat from which the flour was ground.

Penal Institutions

Our penal institutions are now over crowded. The inmates in these institutions must be kept busy at proper occupations. The twine plant and the farm operated in connection with the State Penitentiary are no longer large enough to provide employment for all the men confined in the prison. Would it not be well to install machinery at the penitentiary to manufacture automobile license plates and road markers for use in the state? Warden Lee is making a thorough investigation of this plan by personally visiting three of the state prisons now making such plates and markers. He will submit his report of such investigation for your consideration during this session.

The State Training School at Mandan is over crowded. Some arrangement should be made to segregate the boys and girls in this institution. The present equipment will be adequate to take care of all the boys in this school if some arrangement is made to provide a building for the girls, on the same farm but located west of the present buildings.

Sterilization Law

If we paid some needed attention to the human family there would not be so many people confined in our State Hospital for the Insane and State School for the Feeble Minded. I recommend that our present Sterilization laws be made constitutional and usable, and I suggest for your consideration the laws adopted by the state of Michigan. If every state passed such laws and enforced them there would be fewer criminal, insane and feeble-minded people to deal with.

Life Imprisonment

I recommend the enactment of a law making the crime of first degree robbery punishable by life imprisonment. I fur-

ther recommend that our laws provide that all persons convicted of third penitentiary offenses, whether the previous sentences have been served in the North Dakota State Penitentiary or elsewhere shall be sentenced to life imprisonment.

Board of Pardons

I recommend that a clear line of demarcation be drawn between the powers and duties of the Board of Administration and those of the Board of Pardons with relation to prescribing rules and regulations governing inmates of our penal institutions, now imposed by law upon both boards, to the end that confusion and conflict may be avoided in the fulfillment or exercise of any powers or duties of these respective boards.

I also recommend that paragraph 1 of Section 11230, Compiled Laws, be repealed so as not to conflict with Section 11110-a-1, in so far as it provides that no person convicted of murder in the first degree shall be eligible to parole until after he has been confined in the state penitentiary for at least fifty per cent of the time of his life expectancy.

I further recommend that Section 11103, Compiled Laws for 1913, be amended to provide that the Board of Pardons shall hold four regular meetings each year instead of two as now provided. This will do away with the frequent special meetings that are now necessary, and no special meetings shall be held except in cases of emergency.

State Secret Service Officer

In private corporations the president, or the person at the head of the organization, is indirectly responsible for everybody employed in the corporation. So that he may keep closely informed regarding all business of the corporation, and particularly so that he may have information that could not be obtained through an audit or any rules or regulations, such officer is provided with a fund by means of which he is able to employ a secret service officer. In other words, he is able to "lock the door before the horse is stolen." The state is larger than any private corporation and there are matters connected with state administration concerning which it is impossible to secure information through the ordinary channels. If it is good business for a private corporation to have the information that can be obtained through secret service, is it not equally good business for the state to make such provision? Why should not the chairman of your board of directors be provided with a fund to employ a secret service officer in case of necessity?

Soldiers' Bonus

The Legislative Assembly of 1919 enacted the Soldiers' Bonus law, the object of which was to furnish a sum of money to all residents of North Dakota who were in the armed forces of the United States during the World War. North Dakota was the first state to enact such legislation and blazed the trail for other states in this respect. The Adjutant General was given general supervision and authority to carry

out the provisions of the law. Under this law 25,790 claims have been filed to date, and final and complete payment has been called up to No. 21,600.

On July 1, 1927, beneficiaries under this statute will have had eight years in which to file their claims. This is a much more extended period than other states have given. I recommend that steps be taken to end the filing of claims against the Soldiers' Bonus Fund, and suggest the enactment of a law providing that no claims for bonus under the returned soldiers' statute shall be received or filed on or after July 1, 1927.

Roosevelt National Park

For several years we have been working for the creation of Roosevelt National Park in the Badlands. In order to create such a park it will be necessary, the Department of the Interior informs us, to have all public lands in that section of the state transferred to the Federal Government. I suggest that, if possible, all school lands and other public lands in that particular section belonging to the State be put in shape so that title thereto can be transferred to the Department of the Interior for the establishment of Roosevelt National Park.

Great Lakes-St. Lawrence Tidewater Project

The Great Lakes-St. Lawrence Deep Waterway project has been before the people for some time. Twenty-one states in the agricultural section have created state commissions and appropriated funds to defray the expenses of such commissions. No appropriation was made for this purpose by this State and so it was necessary for the Emergency Board to allow the sum of \$500.00 to cover the expense of a survey for the state showing the benefits to be derived by North Dakota from this waterway. This survey was made under the direction of the North Dakota State Commission of the Great Lakes-St. Lawrence Tidewater project.

I hope this legislature will see fit to appropriate a sufficient amount to enable the State of North Dakota to do her part to bring this deep waterway to a successful conclusion.

George Washington Bicentennial

The two hundredth anniversary of the birth of George Washington will be observed on February 22, 1932. In order to insure cooperation by all states the Congressional Commission, created by act of Congress, requests the adoption of a resolution by the North Dakota Legislative Assembly providing for the appointment of a State Commission to act in conjunction with the Congressional Commission in the formulation of proper plans for a nation-wide celebration of this anniversary. Pursuant to this request I recommend that this matter be referred to the proper legislative committee.

Uniform State Laws Commission

By virtue of the authority vested in the Governor a State Commission on Uniform State Laws has been appointed and

is now serving without compensation. I believe that some appropriation should be made and proper legislation enacted so that the State Commission may be able to work more efficiently in cooperation with similar commissions of other states.

Industrial Commission

In years past the work of the State Industrial Commission required the undivided attention of a secretary, but the work of the commission has now become so light that it could easily be taken over by some other department. In the interests of economy in the administration of state affairs I recommend that this change be made.

United States Senator

Nearly all the states have passed laws relating to the appointment of a United States Senator in case a vacancy might occur in that office.

For the sake of uniformity, so that things may be more clearly understood, and to avoid any possible misunderstanding in the future, our statutes should be made to conform to those of the other states in this respect.

Radio Broadcasting Station

I wish to call your attention again to the splendid service that could be rendered by a State Broadcasting Station. I sincerely hope that you will make some provision for the establishment of such a station to be used in telling people outside the state about the many opportunities North Dakota offers home-seekers.

Building Program

In the course of time it will become necessary to erect a new Capitol Building. A proper building program should be visualized now. There is available at the present time in the Building Fund the sum of \$250,000. I recommend the erection of a building opposite the Memorial Building, and of similar architectural design, as a background for Sixth Street. This building should be named the Agricultural Building and could be used to house several state departments that are now overcrowded.

Following that in two years the building program should provide for the erection of another similar building, and then in the next legislative period the fourth building could be erected. Upon completion of these buildings all departments of the state would be properly housed and we could then turn our attention to the erection of a Capitol Building, of sufficient size to provide adequately for the Senate and House and the Executive Department.

A building program such as this would take care of all departmental needs and avoid unnecessary over-crowding. The utmost care should be taken in adopting a building program to adequately provide for the future needs of the state.

Budget Board Recommendations

The Budget Board has worked faithfully, sincerely and carefully in the preparation of its report, so that you may know where you can best invest approximately \$8,000,000 of state funds that will be available. The report of the Budget Board will also recommend other investments that should be made. You, of course, will use your own wise discretion in making such investments if you find arrangements can be made for the additional money.

Obsolete Laws

Our statute books are glutted with laws. To correct this I suggest that any legislator who has a law to present for enactment also ask for the repeal of some law that has become unnecessary and obsolete.

Conclusion

As legislators you have assembled here to work out the problems of North Dakota in a sane and sensible way. You will give careful study not only to the new laws to be enacted, but to needed revision of laws already upon our statute books.

I again call your attention to the importance of disposing of the budget in the first twenty-five days of the session, and I earnestly request that until the necessary appropriations have been disposed of no other legislation be considered. If you will act in cooperation with this request you will have taken a big step in advance of the usual procedure.

In North Dakota as in other states we have political parties with different viewpoints as to what is deemed the solution of our problems. This is as it should be, since free and honest discussion is the surest way for arriving at sane and sound remedy. But no party, be it ever so strong, should lose sight that, above everything else, we are all working for the State of North Dakota and that our common aim and purpose at all times is the welfare of our state and the happiness of our people. It will be a splendid thing when we, the people of North Dakota, of city and farm, are able to view ourselves as closely related, thereby creating a mutual, helpful interdependence all along the line. Actuated by that spirit and motive our state will advance rapidly along all lines of human endeavor, and you as members of the House and Senate and I as your chief executive will more promptly, wisely and faithfully serve all the interests of all our people.

Senator Murphy moved that a committee of six be appointed to draft suitable memorial resolutions for the deceased Ex-Members: John L. Cashel, L. A. Simpson, A. L. Martin and Fred Frank, Adam Bollinger of Stutsman County and Albert G. Lowe, of Pierce County, which motion prevailed, and the President appointed Senators Murphy, Baird and Wog, and Representatives Muus, Levin and McCay.

Senator Hamilton moved that the joint session do now dissolve, which motion prevailed.

Mr. McCay moved that the House do now adjourn, which motion prevailed.

Courtesies of the floor were extended to Mr. T. E. Whelan of St. Thomas.

C. R. VERRY, Chief Clerk.

SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 5th, 1927.

The House was called to order promptly at two o'clock P. M., pursuant to adjournment.

Prayer by the Chaplain, Rev. Wright.

ROLL CALL

The roll was called and there were 108 members present and five absent.

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Plath
Anderson, Divide	Hoffman	Polfuss
Anderson, Sargent	Holthusen	Quam
Bell	Iverson, Griggs	Rabe
Boeckel	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Bollinger	Johnson, Foster	Roberts
Brown of Adams	Johnson, McKenzie	Rulon
Brown, Stutsman	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Signalness
Burkhart	Johnston	Siverson
Burns	Kamrath	Sleight
Butt	Kapfer	Sperry
Carlson	Keierleber	Standley
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lavik	Streich
Ehr	Lee	Swett
Ellingson	Levin	Svingen
Elken	Lillehaugen	Tester
Erickson, Kidder	Lofthus	Thatcher
Erickson, McLean	Lynch	ThompsonBurleigh
Fedje	Lyon	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGauvran	Treffry
Flom	McGinnis	Trubshaw

Messrs.	Messrs.	Messrs.
Fowler	McManus	Tweten
Freeman	Martin	Van Berkom
Froien	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Oberg	Wilson
Hanson	O'Neill	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Hendrickson	Peters	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCay	Olafson	Veitch
Muus	Twichell	

The Speaker administered the oath of office to Representative Joseph McGauvran, of Cavalier County.

Mr. Standley moved that all absent members be excused, which motion prevailed.

The chief clerk announced that the oath of office of all members of the house, together with the oath of office of the speaker, Mr. John W. Carr, had been filed with the Secretary of State.

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

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

Page 3, line 15, correct the spelling of the word Aljets (Should be Aljets).

Page 4, line 20, strike out the name "Levin" and insert in lieu thereof the name "Lillehaugen."

On page 35, line 10, after the word "Frank" insert the following: "Adam Bollinger, of Stutsman County, and Albert G. Lowe, of Pierce County."

On page 2, line 15, strike out the letter "A" after the word "Harry", and insert in lieu thereof the letter "H".

On page 2, line 24, strike out the letter "W" before the word "Carlson" and insert in lieu thereof the letter "F".

On page 13, line 16, after the word "Mennis" insert the word "Logan" and strike out the word "of" in the same line.

On page 19, line 4, strike out the first letter "I" in the word "Fettig" and insert in lieu thereof the letter "E". Also the same in line 4 from the bottom of the page.

And when so corrected recommend that the same be approved.

M. H. LYNCH,
Temporary Chairman.

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your House Committee on Rules makes the following report:

We recommend that the rules of the House, as in force in the Eighteenth Legislative Assembly, be adopted, with the following changes:

That rule 14 be amended to read as follows:

"14. The previous question shall be in this form: 'Shall the main question be now put?' It shall be admitted only when demanded by two-thirds of the members present, and its effect shall be to put an end to all debate, and bring the House to a direct vote upon the amendments reported by a committee, if any, upon the pending amendments and then upon the main question. On a motion for the previous question, and prior to the seconding of the same, a call of the House shall be in order, but after two-thirds shall have seconded such motion, no call shall be in order prior to decision of the main question."

That rule 23 of the Eighteenth Legislative Assembly be amended to read as follows:

"Every bill or resolution for amendment of the Constitution shall be in typewritten form and shall be introduced in quintuple and have endorsed thereon its title and the name of the member or the committee introducing the same. One of such quintuples shall be delivered to the chairman of the committee to which it is referred, one shall remain in the custody of the Chief Clerk until otherwise directed by the House, (and the two shall be for the use of the newspaper men reporting the proceedings of the Legislature.)"

That rule 42 of the Eighteenth Session be amended to read as follows:

"The committee on the introduction of delayed bills shall receive from the chief clerk all bills offered for introduction after the time for introduction as heretofore limited, and shall, on the same or the next day after receiving such bills, report to the House its conclusion whether the introduction thereof should be allowed, and if a majority of such committee is in favor of the introduction thereof the bill shall be thereupon deemed duly introduced."

We recommend that the members of the several House committees be made up of the same number of members as in the Eighteenth Legislative Assembly, except that

The Committee of Agriculture consist of seventeen members;

The Committee on Drainage and Irrigation consist of eleven members;

The Committee on Federal Relations consist of seven members;

The Committee on Cities and Muncpal Corporations consist of eleven members, and

The Committee on railroads consist of thirteen members.

We further recommend that a committee of nine members be named by the Speaker on Public Safety.

We recommend that the various rules be properly entitled so as to enable the members to readily find any matter in question.

P. R. TRUBSHAW, Chairman
 L. W. SPERRY
 ALFRED O. BROWN
 J. H. BURNS
 JAMES McMANUS
 J. H. BURKHART
 WM. A. THATCHER
 L. L. TWICHELL
 W. J. GILCHRIST

Mr. Trubshaw moved the adoption of the report, which motion prevailed and the report was adopted.

Mr. Kelly moved that Gladys Tompkins be nominated for desk reporter which motion prevailed.

ROLL CALL

The question being on the election of Gladys Tompkins of Ramsey County for desk reporter, the roll was called, and there were ayes 110, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnson, McKenzie	Shurr
Brown of Adams	Johnson, Traill	Signalness
Brown, Stutsman	Johnson, Ward	Siverson
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley
Butt	Keierleber	Steedsman
Carlson	Kelly	Swendseid
Conway	Larvick	Streich
Cox	Lavik	Swett
Craig	Lee	Svingen
Ehr	Levin	Tester

Messrs.	Messrs.	Messrs.
Ellingson	Lillehaugen	Thatcher
Elken	Lofthus	ThompsonBurleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Twetten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Oberg	Westford
Halcrow	O'Neill	Wilson
Hanson	Opdahl	Worner
Hauge	Owings	Yeater
Helbling	Peters	Zimmerman
Hendrickson	Plath	Mr. Speaker
Hildebrand	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCay	Muus	Olafson

So Gladys Tompkins was declared elected.

Mr. Kelly moved that Margaret Sheehan be nominated for stenographer, which motion prevailed.

ROLL CALL

The question being the election of Miss Margaret Sheehan as stenographer, the roll was called, and there were ayes 111, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown of Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey

Messrs.	Messrs.	Messrs.
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkorn
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Oberg	Westford
Hanson	O'Neill	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Muus	Olafson

So Miss Margaret Sheehan was declared elected.

Mr. Kelly moved that the ministers of Bismarck be employed as chaplains, which motion prevailed.

ROLL CALL

The question being on the election of ministers of Bismarck as chaplains for this session, the roll was called, and there were ayes 111, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown of Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw

Messrs.	Messrs.	Messrs.
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkorn
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halerow	Oberg	Westford
Hanson	O'Neill	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Muus	Olafson

So the ministers of Bismarck were declared elected.

Mr. Trubshaw moved that there be five hundred copies of the book of rules printed, which motion prevailed.

Mr. Kelly moved that Mr. Peter Schantz, of Bismarck, be nominated for janitor, which motion prevailed.

ROLL CALL

The question being on the election of Peter Schantz of Bismarck, for house janitor, the roll was called, and there were ayes 111, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown of Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	ThompsonBurleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw

Messrs.	Messrs.	Messrs.
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkom
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Oberg	Westford
Hanson	O'Neill	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Muus	Olafson

So Mr. Peter Schantz was declared elected.

The speaker administered the oath of office to the following employees: E. D. Skinner, of Sawyer; O. L. Mennes, of Napoleon; E. A. Anderson, of Steele; Mrs. Esther H. Bolton, of Fargo; T. O. Thompson, of Lenoard; Peter Schantz, of Bismarck, and Gladys Tompkins, of Devils Lake.

Mr. Watt moved that a committee of five members be appointed by the speaker to take up the matter with the Board of Administration as to furnishing new seats for the House Chamber, which motion prevailed and the speaker appointed the following as such committee: Mr. Watt, Mr. McKay, Mr. Montgomery, Mr. Ehr, and Mr. Swett.

The speaker announced that if the members were going to receive new chairs that it might also be well for the speaker to be furnished a new gavel. Mr. Burkhart, of Ward County, was recognized by the speaker, and in a few well selected remarks presented the speaker with a new gavel, which was made by Representative John Burns, of Ward County, the gavel being in the form of a blacksmith's plow hammer.

Mr. Thatcher moved that we do now adjourn, which motion prevailed and the House stood adjourned.

Courtesies of the floor were extended to A. J. McInnes and F. J. Fredrickson, of Valley City.

C. R. VERRY,
Chief Clerk.

THIRD DAY

House of Representatives,
Bismarck, North Dakota,
January 6, 1927.

The House convened at 2 o'clock, P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Wright.

Roll Call. All members present except: Messrs. Muus and Olafson.

It was moved that all absentees be excused.
Which motion prevailed.

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

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

Page 1, Lines 8 and 9 be stricken out and the following be inserted in lieu thereof: "The roll was called and there were 108 members present and five absent."

Page 2, Line 19, the word "Senators" be stricken out and the word "members" be inserted in lieu thereof.

Page 2, Line 22: Strike out the comma following "office".

Page 3, Line 17: Strike out the word "a".

Page 3, Line 23: Insert the word "in" following the words "shall be", and strike out the word "a", following the words "but after".

Page 3, Line 32: Strike out the word "quintriplicates" and insert in lieu thereof the word "quintuples".

Page 3, Line 36: Strike out the word "man" and insert in lieu thereof the word "men".

Page 8, Line 27: Strike out the word "chambers" and insert in lieu thereof the word "chamber".

Page 8, Line 20: Strike out the letter "o" and insert in lieu thereof the letter "a".

And when so corrected recommend that the same be approved.

M. H. LYNCH,
Temporary Chairman.

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

MOTIONS AND RESOLUTIONS

Mr. Brown moved the nomination of Michael Halsey for telephone messenger, which motion prevailed.

ROLL CALL

The question being on the election of Michael Halsey for telephone messenger, the roll was called, and there were ayes 110, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnson, Ward	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Keierleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Swett
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	ThompsonBurleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkorn
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Oberg	Westford
Halcrow	O'Neill	Wilson
Hanson	Opdahl	Worner
Helbling	Owings	Yeater

Messrs.	Messrs.	Messrs.
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hauge	Muus	Olafson

So Mr. Michael Halsey was declared elected.

Mr. Kelly moved the nomination of Lloyd Smith of Grand Forks County, for proof reader, which motion prevailed.

ROLL CALL

The question being on the election of Lloyd Smith for proof reader, the roll was called, and there were ayes 108, nays 2, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnson, Ward	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Keierleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Streich
Conway	Lavik	Swendseid
Cox	Lee	Swett
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	ThompsonBurleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Oberg	Westford
Halcrow	O'Neill	Wilson
Hanson	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	
Holthusen	Quam	

Those voting in the negative were:

Messrs.
Aljets

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hauge	Muus	Olafson

So Mr. Lloyd Smith was declared elected.

Mr. Kelly moved the nomination of F. W. Mashek, of Richland County, for mailing clerk, and L. C. Hoisveen, of Walsh County, for bill messenger, which motion prevailed.

ROLL CALL

The question being on the election of F. W. Mashek for mailing clerk and L. C. Hoisveen, Walsh County, for bill messenger, the roll was called, and there were ayes 110, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnson, Ward	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Keierleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Swett
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Oberg	Westford
Halcrow	O'Neill	Wilson
Hanson	Opdahl	Worner
Helbling	Owings	Yeater

Messrs.	Messrs.	Messrs.
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hauge	Muus	Olafson

So F. W. Mashek and L. C. Hoisveen were declared elected.

Mr. Traynor offered the following resolution:

Whereas, the Tri-State Farm Congress meets at Fargo from the 11th to the 14th of January, inclusive, and

Whereas, a number of the members of this body are desirous of attending this and other conferences of farmers held in Fargo between these dates:

Therefore be it Resolved, that any member of this body attending said convention or conference be excused for such purpose, and that no final and definite action be taken by the House upon any Bill or Concurrent Resolution to amend the Constitution until the 15th day of January, A. D. 1927, in order that final and definite action upon such measures be not taken until the return of members so excused.

Mr. Traynor moved the adoption of the resolution which motion prevailed.

The Speaker administered the oath of office to the following employees: Lloyd Smith, La Verne Hansen, John G. Halcrow, Margaret Sheehan, K. J. Gronhovd, Michael Halsey, and L. C. Hoisveen.

The Speaker appointed the following as the standing committee on Joint Rules: Mr. Freeman, Mr. Ferris, Mr. Rulon, Mrs. Craig, Mr. Peters, Mr. Tweten, and Mr. Plath.

Courtesies of the floor were extended to ex-Representative C. H. Stark, of Stark County.

Mr. Peters moved that we do now adjourn, which motion prevailed and the House stood adjourned.

C. R. VERRY,
Chief Clerk.

FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
January 7th, 1927.

The House was called to order promptly at two o'clock, P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Wright.

ROLL CALL

The roll was called and all members were present except: Messrs. Muus and Olafson.

Mr. Standley moved that all absent members be excused.

Which motion prevailed.

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

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

Page 5, Line 31, include the name Mr. Rulon. Following the name Ferris, page 4, line 2 and 3, strike out the words "Messrs" and "Streich" and page 3, line 30, insert after the word "Steedsman" the word "Streich."

And when so corrected recommend that the same be approved.

M. H. LYNCH,
Temporary Chairman.

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

Mr. Butt moved that the change of seats by the members from Mountrail and Benson Counties be sanctioned by the House.

Which motion prevailed.

Mr. Twichell moved that the rules adopted for this session be printed in the House Journal for today.

Which motion prevailed.

RULES OF THE HOUSE

HOUSE CALLED TO ORDER

1. The Speaker shall take the chair at the time to which the House stands adjourned, and the House shall then be called to order, and the roll of members called and the name of the absentees entered upon the Journal of the House.

CORRECTION OF THE JOURNAL

2. Upon the appearance of a quorum the Journal of the preceding day shall be referred to the Committee on Revision and Correction. Any mistakes therein shall be corrected by the committee and reported to the House for action.

CALL OF HOUSE

3. Thirty-six members of the House may order a call of the House and cause absent members to be sent for, but a call must not be made while a vote is being taken. The call being moved, the Speaker shall require those desiring the call to rise, and if thirty-six or more members shall rise the call shall be ordered. The call being ordered, the sergeant-at-arms shall close the door and allow no member to leave the room. The clerk shall then call the roll and furnish the sergeant-at-arms with a list of those members absent without leave, and that officer must proceed forthwith to find and bring in such absentees. While the House is under call no business can be transacted except to receive and act upon the report of the sergeant-at-arms and no motion is in order except a motion to suspend further proceedings under the call, and said motion shall not be adopted unless a majority of all members-elect vote in favor thereof. Upon a report of the sergeant-at-arms showing that all members who were absent without leave, naming them, are present, the call shall be at an end, and the doors shall be opened, and the business pending at the time the call was made be proceeded with.

POINTS OF ORDER

4. The Speaker shall preserve order and decorum and decide all questions of order subject to an appeal to the House.

SPEAKER VOTES, WHEN

5. The Speaker shall vote on all questions taken by ayes and nays (except on appeals from his own decisions) and in all elections or decisions called for by any member.

RETAIN SEATS UNTIL ADJOURNMENT ANNOUNCED

6. When the House adjourns the members shall keep their seats until the Speaker announces the adjournment.

RECOGNITION BY CHAIR

7. Every member previous to his speaking shall rise from his seat and respectfully address "Mr. Speaker," and remain standing in his place before proceeding to speak until he is recognized by the chair.

WHO RECOGNIZED

8. When two or more members rise at the same time to speak, the Speaker must designate the member who is to speak, but in all cases the member who shall rise first and address the chair may speak first.

RULES AS TO SPEAKING, NUMBER OF TIMES AND DURATION

9. No member shall speak more than twice on the same subject without leave of the House, nor more than once until every member choosing to speak on the subject pending shall have spoken, nor shall any member occupy more than ten minutes at the first time, nor more than five minutes at the second time, without unanimous consent of the House.

MOTIONS TO BE SECONDED AND STATED BEFORE DEBATE

10. No motion shall be debated or put unless the same be seconded. It must then be stated by the Speaker before the debate and any such motion must be reduced to writing if the Speaker or any member desires it.

MOTION MAY BE WITHDRAWN

11. After the motion shall be stated by the Speaker, it shall be deemed to be in possession of the House, but may be withdrawn at any time before amendment or decision,

but all motions, resolutions or amendments must be entered on the Journal, whether rejected or adopted.

MOTIONS ON DEBATE, AND PROCEDURE THEREOF

12. When a question is under debate, no motion shall be received but to adjourn, to lay on the table, for the previous question, to postpone to a day certain, to commit or amend, to postpone indefinitely—which several motions shall have precedence in the order which they stand arranged.

MOTION TO ADJOURN, IN ORDER WHEN

13. A motion to adjourn shall always be in order, except when a member is addressing the chair or a vote is being taken; that, and the motion to lay upon the table, shall be decided without debate.

PREVIOUS QUESTION

14. The previous question shall be in this form: "Shall the main question be now put?" It shall be admitted only when demanded by two-thirds of the members present, and its effect shall be to put an end to all debate, and bring the House to a direct vote upon the amendments reported by a committee, if any, upon the pending amendments and then upon the main question. On a motion for the previous question, and prior to the seconding of the same, a call of the House shall be in order, but after two-thirds shall have seconded such motion, no call shall be in order prior to decision of the main question.

PREVIOUS QUESTION DECIDED IN NEGATIVE

15. When the previous question is decided in the negative it shall leave the main question under debate for the remainder of the sitting unless sooner disposed of in some other manner.

INCIDENTAL QUESTION AFTER MOTION FOR PREVIOUS QUESTION

16. All incidental questions of order arising after motion is made for the previous question, during the pendency of such motion, or after the House shall have determined that the main question shall be now put shall be decided, whether on appeal or otherwise without debate.

PRESENTATION OF PETITIONS, ETC.

17. Petitions, memorials and other papers addressed to

the House shall be presented by the Speaker or by a member in his place.

MEMBERS MUST VOTE, WHEN

18. Every member who is present, before the vote is declared from the chair, must vote for or against the question before the House, unless the House excuse him or unless he is immediately interested in the question, in which case he must not vote.

DECORUM

19. When the Speaker is putting the question, no member shall walk out of, or across the House, nor when a member is speaking, shall any person entertain any private discourse, or pass between the person speaking and the chair.

QUESTION DIVIDED, WHEN

20. If a question in debate contains several propositions, any member may have the same divided.

MEMBER OUT OF ORDER

21. A member called to order must immediately sit down unless permitted to explain, and the House, if appealed to, must decide the case. If there be no appeal, the decision of the chair shall stand. On appeal no member shall speak more than once without leave of the House. When a member is called to order for offensive language there shall be no debate.

BILLS INTRODUCED, HOW

22. A bill can only be introduced on the report of a committee or on a call for bills, or by a motion for leave.

FORM OF BILLS, NUMBER OF COPIES

23. Every bill or resolution for amendment of the Constitution shall be in typewritten form and shall be introduced in quintuple and have endorsed thereon its title and the name of the member or the committee introducing the same. One of such quintuples shall be delivered to the chairman of the committee to which it is referred, one shall remain in the custody of the Chief Clerk until otherwise directed by the House, (and the two shall be for the use of the newspaper men reporting the proceedings of the Legislature.)

DISPOSITION OF MEASURES

24. Every bill or resolution referred to a committee, ex-

cept appropriation bills, must be returned to the House with the committee's report thereon not later than the 7th day after its reference, unless upon application by the committee an extension of time is granted within which to consider it. And in case the same is not so reported on the 7th day after its reference and such time is not extended, it shall go automatically on to the Calendar of Bills for consideration by the Committee of the Whole.

BILLS INTRODUCED, WHEN

25. No appropriation bill shall be introduced, except upon the unanimous request of the Committee on Introduction of Delayed Bills, after the 25th day of the session; and, no other bill or resolution for amendment of the Constitution shall be introduced without such request of such committee, after the 35th day of the session.

REFERENCE TO COMMITTEE

26. Every bill, memorial, order and resolution, requiring the approval of the Governor, or a change in the Constitution of the State of North Dakota, shall, after second reading, be referred to its appropriate committee, and if reported without amendment, shall pass to its third reading, unless otherwise ordered, and when amended it shall go to Committee of the Whole House.

ENGROSSMENT

27. All bills shall be properly engrossed before their final passage.

AMENDMENT ON THIRD READING

28. No amendment shall be received on the third reading, except to fill blanks, without unanimous consent of the House, but all bills and resolutions may be committed at any time previous to their passage. If any amendment be reported on such commitment by any other than a committee of the whole, it shall be read a second time, and the question of third reading and passage put.

DIFFERENT SUBJECT MATTER NOT TO BE INCLUDED BY AMENDMENT

29. No motion or proposition on a subject different from that under consideration shall be admitted, under color of amendment; no bill or resolution shall at any time be amended by annexing thereto, or incorporating therewith, any other bill or resolution pending before the House.

COMMITTEE OF THE WHOLE

30. In forming a committee of the whole House the Speaker shall appoint a chairman to preside.

PROCEDURE IN COMMITTEE OF THE WHOLE

31. Bills committed to the committee of the whole House shall be read, be open to amendment, and debated by sections, unless otherwise ordered, leaving the title to be last considered; all amendments shall be noted in writing and reported to the House by the chairman.

ORDER IN WHICH QUESTIONS PUT, BLANKS HOW FILLED

32. All questions, whether in committee, or in the House, shall be put in the order in which they are moved, except in the case of privileged questions, and in filling blanks the largest sum and the longest time shall be first put.

PROCEDURE ON SENATE BILLS

33. A similar mode of procedure shall be observed with bills which have originated in and passed the Senate as with bills which have originated in the House except that they shall not be printed nor engrossed or enrolled.

RECONSIDERATION, WHEN

34. No motion for reconsideration shall be in order unless on the same day or the day following that on which the decision proposed to be reconsidered took place, nor unless one of the majority shall move a reconsideration.

NOTICE OF INTENTION TO RECONSIDER

35. When notice of intention to move the reconsideration of any bill or joint resolution shall be given by a member, the clerk of the House shall retain the said bills or joint resolution until after the time during which the said motion can be made unless the same can previously be disposed of.

WHO MAY MOVE RECONSIDERATION

36. Any member who votes on the majority side of a question may move a reconsideration of the same, which motion shall be decided by a majority vote.

HOUSE RULES OBTAIN IN COMMITTEE OF THE WHOLE, EXCEPTIONS

37. The rules of the House shall be observed in committee of the whole House so far as may be applicable except that the ayes and nays shall not be called, the previous question enforced nor the time of speaking limited.

MOTION TO ARISE ALWAYS IN ORDER

38. A motion that the committee rise shall always be in order and shall be decided without debate.

THIRD READING, WHEN

39. No bill reported from standing or select committees or from the committee of the whole shall come up for a third reading until the first day after such report unless the House by a two-thirds vote otherwise orders.

STANDING COMMITTEES AND NUMBER OF MEMBERS

Section 40. Standing committees shall be appointed on the following subjects:

On Agriculture to consist of seventeen members.

On Appropriations to consist of nineteen members.

On Apportionment to consist of a member from each senatorial district.

On Banking to consist of thirteen members.

On Counties to consist of nine members.

On Corporations other than municipal to consist of nine members.

On Mines and Mining to consist of nine members.

On Delayed Bills to consist of five members.

On Drainage and Irrigation to consist of eleven members.

On Education to consist of seventeen members.

On Election and Election Privileges to consist of fifteen members.

On Engrossment and Enrollment to consist of nine members.

On Federal Relations to consist of seven members.

On Game and Fish to consist of nine members.

On Highways and Bridges to consist of seventeen members.

On Insurance to consist of thirteen members.

On Rules to consist of nine members.

On Judiciary to consist of nineteen members.

On Live Stock to consist of nine members.

On Cities and Municipal corporations to consist of eleven members.

On Military Affairs to consist of nine members.

On Mileage and Per Diem to consist of three members.

On Public Health to consist of nine members.

On Public Debt to consist of eleven members.

On Public Printing to consist of nine members.

On Revision and Correction of the House Journal to consist of seven members.

On Railroads to consist of thirteen members.

On School and Public Lands to consist of nine members.

On State Affairs to consist of nineteen members.

On Temperance to consist of fifteen members.

On Tax and Tax Laws to consist of seventeen members.

On Warehouse and Grain Grading to consist of fifteen members.

On Ways and Means to consist of fifteen members.

On Public Safety to consist of nine members.

JOINT COMMITTEES

Also joint committees on the following subjects:

Charitable Institutions to consist of seven members.

Educational Institutions to consist of seven members.

Penal Institutions to consist of seven members.

Insurance to consist of seven members.

Labor to consist of seven members.

Public Buildings to consist of seven members.

Joint Rules to consist of seven members.

State Library to consist of seven members.

COMMITTEE CHAIRMAN

41. The chairman of the committee on introduction of delayed bills shall be selected by the members of the com-

mittee. On all other committees the first-named member shall be the chairman, and, in his absence or being excused by the House, the next member named, and so on as often as the case shall happen, shall act as chairman.

DELAYED BILLS

42. The committee on the introduction of delayed bills shall receive from the chief clerk all bills offered for introduction after the time for introduction as heretofore limited, and shall, on the same or the next day after receiving such bills, report to the House its conclusion whether the introduction thereof should be allowed, and if a majority of such committee is in favor of the introduction thereof the bill shall be thereupon deemed duly introduced.

ENGROSSMENT

43. The committee on engrossment shall examine all bills after they are engrossed and report the same to the House correctly engrossed before their third reading; said committee may report at any time.

ENROLLMENT

44. The committee on enrollment shall examine all House bills and memorials which have passed the two Houses, and when reported correctly enrolled, they shall be presented to the presiding officers of the House and Senate for their signatures, and when so signed, presented to the Governor for his approval; said committee may report at any time.

REPORTS OF SELECT COMMITTEE

45. Select committees to whom reference shall have been made, must, in all cases, report a state of facts and their opinion to the House.

NAME OF MOVING MEMBER ENTERED IN JOURNAL

46. In all cases where a bill, order or resolution, or motion shall be entered upon the Journal of the House, the name of the member moving the same shall be entered on the Journal.

COURTESY OF THE FLOOR

47. No person shall be admitted within the bar of the House except the executive, members of the Senate, state officers, judges of the supreme court and district courts, members of Congress, ex-members of the Legislative As-

sembly, delegates to the state constitutional convention, all federal officers of the state and reporters for newspapers, except by card of the Speaker. Any person lobbying on the floor of the House shall forfeit the privilege granted by this rule.

ORDER OF BUSINESS

48. After calling the House to order the order of business for the day shall be as follows:

1. Prayer by the chaplain.
2. Calling the roll.
3. Reference to the Journal.
4. Presentation of petitions and communications.
5. Reports of standing committees.
6. Reports of select committees.
7. Motions and resolutions.
8. Unfinished business.
9. Introduction of bills and memorials.
10. First and second readings of House bills and memorials.
11. Third reading of the same.
12. Consideration of messages from the Senate.
13. First and second readings of Senate bills and memorials.
14. Third reading of the same.
15. Consideration of general orders.

REPORT DIVIDED

49. Whenever the report of any committee of conference contains several modifications or amendments, any member may have the same divided, and the question of concurrence taken separately upon each modifications or amendment.

GENERAL ORDERS

50. When the House has arrived at the "general orders of the day," it shall go into committee of the whole upon such orders or a particular order designated by a vote of the House, and no other business shall be in order until the whole are considered or passed, or the committee rise; and unless a particular bill is ordered up the committee of the whole shall consider, act upon, or pass the general order, according to the order of reference.

MEMBER TO PRESIDE IN PLACE OF SPEAKER

51. The Speaker may leave the chair, and appoint a member to preside, but not for a longer time than one day, except by leave of the House.

U. S. HOUSE OF REPRESENTATIVES RULES TO GOVERN

52. The rules of parliamentary practice adopted by the House of Representative of the United States shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the standing rules of the House, and the joint rules and orders of the Senate and House of Representatives.

SUSPENSION OF RULES

53. No rule of the House shall be suspended, altered or amended without the concurrence of two-thirds of the members of the whole House.

HOUR OF MEETING

54. The hour of the daily meeting of the House shall be 2 o'clock in the afternoon, until the House directs otherwise.

ONE-SIXTH MAY REQUIRE AYE AND NAY VOTE

55. The ayes and nays shall not be ordered unless demanded by one-sixth of the members present except on the final passage of bills, concurrent resolutions to amend the Constitution, and memorials, in which case ayes and nays shall be had without demand.

DIVIDED COMMITTEE REPORT

56. In case of all the members of any committee, required or entitled to report on any subject referred to them cannot agree upon any report the majority and minority may each make a special report, and any member dissenting in whole or in part, from the reasonings and conclusions of both the majority and minority may also present to the House a statement of his reasonings and conclusions; and all reports, if decorous in language, and respectful to the House, shall be entered at length on the Journal.

SMOKING

57. No smoking shall be allowed in the House while in session.

DURING ROLL CALL, DECORUM

58. No member or any other person shall remain by the clerk's desk when the ayes and nays are being called.

DISTURBANCE IN LOBBY OR GALLERY

59. In case of any disturbance or disorderly conduct in the lobby or gallery, the Speaker or chairman of the committee of the whole shall have power to order the same to be cleared.

ABSENCE FROM HOUSE, PENALTY

60. No member or officer of the House, unless he, from illness or other cause shall be unable to attend, shall absent himself from a session of the House during an entire day without first having obtained leave of absence, and no one shall be entitled to draw pay while absent more than one day without leave.

BILLS, RECORDS, ETC., TO BE RETAINED BY DESK OFFICIALS

61. Neither the chief clerk nor his assistant shall permit any records or papers belonging to the House to be taken out of their custody otherwise than in the regular course of business. The chief clerk shall report all missing bills, resolutions and papers to the Speaker; shall have general supervision of all clerical duties appertaining to the business of the House, shall perform under the direction of the Speaker, all duties pertaining to the office, and shall also keep a book showing the situation and progress of all the bills, memorials and joint resolutions.

EXPENDITURE OF MONEY, NOTICES

62. At least one day's notice shall be given of the introduction of any motion or resolution calling for or involving the expenditure of any money.

NOTICE OF COMMITTEE MEETINGS

63. The chairman of the different standing committees shall send to the chief clerk's desk, to be read previous to adjournment, notice of the time and place of meeting of such committee.

MEASURES PRINTED

64. All bills and resolutions for amendments of the Constitution shall be printed unless otherwise ordered.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 7, 1927.

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

Senate Bill No. 2. A Bill for an Act Declaring that the Courts of this State shall take Judicial Notice of a Publication of Certain Laws of this State Prepared and Published Pursuant to the Provisions of Chapter 158, Session Laws 1925, and Commonly Known and Entitled "Supplement to the Compiled Laws of 1913", and that Amendments and Repeals thereof and Enactments of other Laws referring thereto shall be Deemed to Refer to Laws of the State as Appearing in such Publication.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 2. A Bill for an Act Declaring that the Courts of this State shall take Judicial Notice of a Publication of Certain Laws of this State Prepared and Published Pursuant to the Provisions of Chapter 158, Session Laws 1925, and Commonly Known and Entitled "Supplement to the Compiled Laws of 1913", and that Amendments and Repeals thereof and Enactments of other Laws referring thereto shall be Deemed to Refer to Laws of the State as Appearing in such Publication.

Was read the first and second time.

The Speaker administered the oath of office to the following employees: Frank Streeter, Phillip Fettig, and F. W. Mashek.

Courtesies of the floor were extended to ex-Representative (Dad) R. H. Walker of Yucca, and T. A. Manly of New Rockford.

Mr. McCay moved that we do now adjourn.
Which motion prevailed.

The House stood adjourned.

C. R. VERRY,
Chief Clerk.

FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
January 8, 1927.

The House was called to order promptly at 2 o'clock, P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Wright.

Roll call.

All members present except: Messrs. Anderson of Sargent County; Brown of Adams County; Erickson of Kidder County; Jardine, Kamrath, Cox and Muus.

Mr. Kelly moved that all absentees be excused.

Which motion prevailed.

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

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

On Page 8, Line 22, strike out the word "appointment" and insert in lieu thereof the word "apportionment."

Page 16, Line 9, strike out the name Strutz and insert in lieu thereof the name Streeter.

Page 4, Line 19, strike out the letter "a" following the word "by".

Page 4, Line 25, strike out the letter "a" following the word "after".

Page 5, Line 3, from the bottom of the page, strike out the word "man" and insert in lieu thereof the word "men".

Also on page 5, Line 7, from the bottom of the page, strike out the word "quintriplicates" and insert in lieu thereof the word "quintuple".

Page 13, strike out the last six lines.

Strike out all of page 14 and the first 25 lines of page 15.

And when so corrected recommend that the same, be approved.

M. H. LYNCH,
Temporary Chairman.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 8, 1927.

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Rusch, Fine and Brunsdale to confer with a like committee from the House relative to the printing and distribution of the Journals.

Very respectfully,

W. D. AUSTIN,
Secretary.

Bismarck, North Dakota,
January 8, 1927.

The Committee on Mileage and Per Diem Make the Following Report:

Mr. Speaker:

Your committee on mileage and per diem wishes to report that we have carefully checked over the mileage of all members and make the following report:

Name	Milw.	N. P.	G. N.	Soo	Team or Bus	TOTAL
Aljets, G.		292			22	314
Anderson, O. F. (Divide)				752		8760
Anderson, O. C. (Sargent)				370		8378
Bell, W. J.		350				350
Boeckel, P.		158			10	168
Bohnsack, P. J.		388	78		22	488
Bollinger, Jacob		160			14	174
Brown, A. O. (Adams)	288	520				808
Brown, F. M. (Stutsman)		204			45	249
Bubel, R.		98			16	114
Burkhart, J. H.			36	508	8	552
Burns, J. H.			16	508		524

Name	Milw.	N. P.	G. N.	Soo	Fearn or Bus	TOTAL
Butt, H. F.				482		486
Carlson, C. F.	388	120				508
Carr, J. W.	204					204
Conway, W. D.	420					420
Cox, Gordon					2	2
Craig, M. D.	418					418
Ehr, John				508		508
Ellingson, Lars	388	334			32	754
Elken, G. L.	388	112				500
Erickson, O. E. (Kidder)	126					6 132
Erickson, J. A. (McLean)				156	40	196
Fedge, Ben		242		508	40	790
Ferris, Fred	383	284				672
Fettig, J. T.	274			296	12	582
Flom, A. N.	388	208		126	10	732
Fowler, A. W.	388					2 390
Freeman, C. V.	388	156				6 550
Frojen, J. H.	328					328
Gilchrist, W. J.	388	406				794
Gudmestad, Thos.	532				10	542
Halcrow, J.	780					780
Hanson, Theodore	388	406				794
Hauge, A.	472			52		524
Helbling, E. H.					50	50
Hendrickson, J. H.	526				24	550
Hildebrand, F. G.				220		220
Hoffman, G. W.	388	314				6 708
Holthusen, J. D.	112	388				12 512
Iverson, E. E. (Griggs)	396					12 408
Iverson, B. (McKenzie)	552	98				2 652
Jardine, J. A.	388					2 390
Johnson, E. F. (Foster)	324	36				6 366
Johnson, P. O. C. (McKenzie)	552	98				2 652
Johnson, C. E. (Traill)	388	138				12 538
Johnson, R. A. (Ward)				508		508
Johnston, A.	720					4 724
Kanrath, Wm.	204					10 214
Kapfer, H. G.				280		12 292
Kierleber, Peter	190					8 198
Kelly, M. W.				116		116
Larvick, Carl	120					14 134
Lavik, A. N.				370		30 400
Lee, C. N.	220					8 228
Levin, Aaron	388	286				674
Lillehaugen, M. T.	388	308			24	720
Lofthus, Richard	388	192				8 588
Lynch, M. H.				404		404
Lyon, Frank J.				248		14 262
McCay, J. H.	134	230				12 376
McDowall, Hugh	388	368				24 780

Name	Milw.	N. P.	G. N.	Soo	Team or Bus	TOTAL
McGauvran, J.		388	340		12	740
McGinnis, Mary E.		204			16	220
McManus, James		388	444			834
Martin, O. C.	60	270				354
Meidinger, J. A.				218		218
Miller, C. A.		338			36	374
Montgomery, R. C.		272		218		490
Muus, Einar				508		508
Oberg, O. S.				90	10	100
Olafson, J. K.		388	316			712
O'Neill, J. W.				624	26	650
Opdahl, C. H.		468				474
Owings, R. A.			174	508	18	700
Peters, D. L.		420	114			546
Plath, J. G.		440				452
Polfuss, J. C.		268		162	16	446
Quam, John	226	524			26	776
Rabe, Herman		232				232
Renner, J.					62	62
Richardson, L. O.	288	520			12	820
Roberts, H. H.		304				304
Rulon, A. J.		204				204
Shurr, F. J.			90	508		598
Signalness, R. O.		552	98		40	690
Siverson, R. J.			242	508	50	800
Sleight, T. E.				260		260
Sperry, L. W.					16	16
Standley, I. W.		388	120			508
Steedsmann, D.		388	218		18	624
Swendseid, R. E.			104	508		612
Streich, C. F.		388	578		20	986
Swett, Herbert F.		80		56	22	158
Svingen, C. O.		400	518		20	938
Tester, W.		272				272
Thatcher, W. A.		400	518		2	920
Thompson, J. M. (Burleigh)					54	54
Thompson, S. W. (Ramsey)		388	334			722
Traynor, E.		388	334		48	770
Treffry, W. W.		324			8	332
Trubshaw, P. R.		280				280
Tweten, J. T.		388	454			842
Twichell, L. L.		388				388
Van Berkorn, A.			158	508	6	672
Veitch, E. E.		388	190			578
Watt, Wm.		446			14	460
Wedel, H.				316	18	334
Westford, J. E.		388	554			942
Wilson, I. J.	60	270			22	352
Worner, George	96	388			36	520
Yeater, R. A.					100	100
Zimmerman, J. F.		182			2	184

We have had the same under consideration and recommend that the same be approved, the reading of the report be dispensed with, and that the same be printed in the Journal.

JOSEPH McGAUVRAN,
Chairman.

J. M. THOMPSON,
JOHN QUAM.

Mr. McGauvran moved that the report be adopted.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the report of the Mileage and Per Diem Committee, the roll was called, and there were ayes 107, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Rabe
Anderson, Divide	Johnson, Foster	Renner
Bell	Johnson, McKenzie	Richardson
Boeckel	Johnson, Traill	Roberts
Bohnsack	Johnson, Ward	Rulon
Bollinger	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Cox	Levin	Streich
Craig	Lillehaugen	Swett
Ehr	Lofthus	Svingen
Ellingson	Lynch	Tester
Elken	Lyon	Thatcher
Erickson, McLean	McCay	ThompsonBurleigh
Fedje	McDowall	Thompson, Ramsey
Ferris	McGauvran	Traynor
Fettig	McGinnis	Treffry
Flom	McManus	Trubshaw
Fowler	Martin	Tweten
Freeman	Meidinger	Twichell
Frojen	Miller	Van Berkom
Gilchrist	Montgomery	Veitch
Gudmestad	Oberg	Watt
Halcrow	Olafson	Wedel
Hanson	O'Neill	Westford
Helbling	Opdahl	Wilson
Hendrickson	Owings	Worner
Hildebrand	Peters	Yeater
Hoffman	Plath	Zimmerman
Holthusen	Polfuss	Mr. Speaker
Iverson, Griggs	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Brown, Adams	Erickson, Kidder
Hauge	Jardine	Muus

So the report was adopted.

REPORTS OF COMMITTEES

Mr. Speaker: Your committee appointed to confer with a like committee from the Senate 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 House 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 in either House.

EDWIN TRAYNOR,
Chairman.
HELMAN F. BUTT,
H. H. ROBERTS.

Mr. Traynor moves that the report be adopted.

Mrs. Craig offered an amendment that the report be amended to include on the mailing list the "Federated Women's Clubs of the state of North Dakota."

Which amendment was approved and the report was adopted.

A RESOLUTION TO APPOINT THE OFFICIAL PHOTOGRAPHER FOR THE HOUSE OF REPRESENTATIVES OF THE TWENTIETH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA

Whereas: It has been the custom of all assemblies of the North Dakota House of Representatives to have a composite group of the individual members hung in the House Chambers, and

Whereas: The Slorby Studio of Bismarck offers to make such a group and hang it, framed, in the House Chambers at a cost of \$1.00 to each member.

Therefore, Be It Resolved that the Slorby Studio of Bismarck, North Dakota, be appointed official photographers of the House of Representatives of the 20th Legislative Assembly of the State of North Dakota, and

Be It Further Resolved that the Slorby Studio be awarded the sole privilege of photographing members of the House of Representatives of the 20th Legislative Assembly on the floor of the House Chambers.

Mr. Thompson of Burleigh moved that the resolution be adopted.

Which motion prevailed.

Mr. Traynor moved that the rules be suspended and that Senate Bill No. 2 be referred to a special committee of three to be appointed by the speaker.

Which motion prevailed.

The Speaker appointed the following as such committee: Messrs. Fowler, Swendseid and Thompson of Ramsey County.

Mr. Traynor moved that we recess for fifteen minutes so the select committee could make its report on Senate Bill No. 2.

Mr. Streich moved, as a substitute motion, that we recess subject to the call of the Speaker.

Which substitute motion prevailed.

The House was re-called to order pursuant to recess.

Mr. Speaker:

Your special committee to which was referred Senate Bill No. 2 beg leave to report that they have had the same under consideration and recommend that said bill do pass.

Mr. Fowler moved that the report of the committee be adopted.

A. W. FOWLER,
R. E. SWENDSEID,
S. W. THOMPSON.

Mr. Twichell moved that the rules be suspended and that Senate Bill No. 2 be placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 2. A Bill for an Act Declaring that the Courts of this State shall take Judicial Notice of a Publication of Certain Laws of this State Prepared and Published Pursuant to the Provisions of Chapter 158, Session Laws 1925, and Commonly Known and Entitled "Supplement to the Compiled Laws of 1913", and that Amendments and Repeals thereof and Enactments of other Laws referring thereto shall be Deemed to Refer to Laws of the State as Appearing in such Publication.

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 101, nays 0, absent and not voting 12.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Quam
Anderson, Divide	Johnson, Foster	Rabe
Bell	Johnson, McKenzie	Renner
Boeckel	Johnson, Traill	Richardson
Bohnsack	Johnson, Ward	Roberts
Brown, Stutsman	Johnston	Rulon
Burns	Kapfer	Shurr
Burkhart	Keierleber	Signalness
Burns	Kelly	Sleight
Butt	Larvick	Sperry
Carlson	Lavik	Standley
Conway	Lee	Steedsman
Craig	Levin	Swendseid
Ellingson	Lillehaugen	Streich
Elken	Lofthus	Svingen
Erickson, Kidder	Lynch	Tester
Erickson, McLean	Lyon	Thatcher
Ferris	McCay	ThompsonBurleigh
Fettig	McDowall	Thompson, Ramsey
Flom	McGauvran	Traynor
Fowler	McGinnis	Treffry
Freeman	McManus	Trubshaw
Frojen	Martin	Tweten
Gilchrist	Meidinger	Twichell
Gudmestad	Miller	Van Berkom
Halcrow	Montgomery	Veitch
Hanson	Oberg	Watt
Hauge	Olafson	Wedel
Helbling	O'Neill	Westford
Hendrickson	Opdahl	Wilson
Hildebrand	Owings	Worner
Hoffman	Peters	Zimmerman
Holthusen	Plath	Mr. Speaker
Iverson, Griggs	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Ehr	Muus
Bollinger	Fedje	Siverson
Brown, Adams	Jardine	Swett
Cox	Kamrath	Yeater

So the bill was passed and the title was agreed to and the emergency clause was declared carried.

Mr. Thatcher moved that the speaker appoint a committee of three to have full charge in regard to the arrangements for framing of the photographs of the House members.

Which motion prevailed.

The Speaker appointed the following as such committee: Messrs. Thatcher, Sperry and Bollinger.

Mr. Watt moved that the Speaker appoint a committee of five members to examine the reports and recommendations of the Auditor in regard to the Highway Commission, Workmen's Compensation Bureau, Hail Insurance Department, and the Guaranty Fund Commission; the mover of such motion not to be a member of the committee.

Which motion prevailed.

The Speaker appointed the following as such committee: Mr. Elken, Mr. Johnson of Foster County, Mr. Standley, Mrs. Craig, and Mr. Montgomery.

Mr. Swendseid moved that the Memorial Resolutions Committee include in its resolution the name of A. R. Swendseid, who was a member of the House in 1907 and 1909, and who passed away in October, 1926.

Which motion prevailed.

Mr. Trubshaw moved that the chair appoint a committee of three to act with a like committee from the Senate to arrange for having ex-Governor Harding, of Iowa, deliver his address on the St. Lawrence and Great Lakes Waterway in the House Chamber on January 14th.

Which motion prevailed.

The Speaker appointed the following as such committee: Messrs. Trubshaw, Richardson and Olafson.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

Was read the first and second times and reference withheld until naming of committees later.

Mr. Standley moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 10, 1927.

The House was called to order promptly at 2 o'clock p. m., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Davenport.

Roll call.

All members present except: Anderson of Sargent, Bolinger, Brown of Stutsman, Erickson of Kidder, Frojen, McCay, McGinnis, Miller, Montgomery, Rabe, Swett and Tester.

Mr. Kelly moved that all absentees be excused.

Which motion prevailed.

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

Mr. President: Your Temporary 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:

Page 2, line 31, strike out figures "270" and insert in lieu thereof the figures "370." Also on the same line strike out figures "278" and insert in lieu thereof the figures "378."

Page 3, line 30, strike out the figures "398" and insert in lieu thereof the figures "408."

Page 3, line 50, strike out the name "Lynn" and insert in lieu thereof the name "Lyon."

Page 4, line 32, strike out the figures "289" and insert in lieu thereof the figures "578," also in the same line strike out the figures "697" and insert in lieu thereof the figures "986."

Page 7, line 23, strike out the word "prevails" and insert in lieu thereof the word "prevailed."

Page 9, line 8, insert after the period "and the emergency clause was declared carried."

Page 10, line 2, strike out the word "referred" and insert in lieu thereof the words "reference withheld until naming of committees later."

Page 3, line 36, strike out figures "136." Also strike out figures "326" and insert in lieu thereof "508." Also strike out figures "462" and insert in lieu thereof "508."

Page 3, line 2, strike out figures "266" and insert in lieu thereof the figures "482." Also in same line strike out the figures "270" and insert in lieu thereof the figures "486."

Line 6 from bottom of page 3, strike out figures "388" in "Soo Line" column and insert same in "N. P." column.

Page 4, line 17, strike out figures "204" and insert in lieu thereof the figures "268." Also in same line strike out figures "164" and insert in lieu thereof the figures "162." Also in same line strike out figures "384" and insert in lieu thereof the figures "446."

Page 4, line 20, strike out the figure "62" in "N. P." column and insert same in "Team or Bus" column.

Page 3, line 2, insert in "Team or Bus" column the figures "12." Also in same line strike out the figures "364" and insert in lieu thereof the figures "376."

Page 4, line 22, strike out the capital letter "A" and insert in lieu thereof the capital letter "H."

And when so corrected recommend that the same be approved.

M. H. LYNCH,
Temporary Chairman.

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

A communication from the County Auditor of Trail County with reference to fire insurance on fireproof county buildings was read and referred to the Committee on Insurance.

Reports of Select Committees:

The Committee on Committee Rooms makes the following report:

Mr. Speaker: Your Committee on Committee rooms has made a careful survey of the available rooms in the city of Bismarck and recommend that the following rooms be engaged by this House for Committee Room purposes:

One large room, basement Eltinge Block—\$60.00.

Two smaller rooms, Eltinge Block—\$80.00.

Two large rooms, basement G. P. Hotel—\$180.00.

Two large rooms, Webb Block—\$100.00.

We further recommend that the Board of Administration be instructed to purchase at least 100 substantial kitchen chairs for use by the House Committees.

GORDON COX, Chairman.
J. K. OLAFSON,
CHAS. F. STREICH.

Mr. Cox moved that the report be adopted.

Which motion prevailed.

The question being on the adoption of the committee report, the roll was called, and there were ayes 97, nays 0, absent and not voting 16.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Polfuss
Anderson, Divide	Jardine	Quam
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnson, Ward	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Swendseid
Craig	Lee	Streich
Ellingson	Levin	Svingen
Elken	Lillehaugen	Thatcher
Erickson, McLean	Lofthus	ThompsonBurleigh
Fedje	Lynch	Thompson, Ramsey
Ferris	Lyon	Traynor
Fettig	McDowall	Treffry
Flom	McGauvran	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Van Berkow
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Wedel
Halcrow	Muss	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Hendrickson	O'Neill	Yeater
Hildebrand	Opdahl	Zimmerman
Hoffman	Owings	Mr. Speaker
Holthusen	Peters	
Iverson, Griggs	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Helbling	Swett
Bell	McCay	Tester
Brown, Stutsman	McGinnis	Twichell
Ehr	Montgomery	Watt
Erickson, Kidder	Rabe	
Frojen	Renner	

So the report was adopted.

Mr. Freeman moved that the House sanction the change of seats between himself and Mr. McGauvran.

Which motion prevailed.

House Bill No. 1 was referred to the Committee on Elections and Election Privileges.

The Speaker announced the appointment of the following standing Committees:

COMMITTEE ON AGRICULTURE: Elken of Traill, Chairman; Thompson of Burleigh, McDowall, Johnson of Foster, Montgomery, O'Neill, Ellingson, Shurr, Hoffman, Keierleber, Gudmestad, Anderson of Divide, Holthusen, Signalness, Larvick, Van Berkorn, Brown of Stutsman.

COMMITTEE ON APPROPRIATIONS: Watt of Cass, Chairman; Peters, Kelly, Craig, Traynor, McManus, McGauvran, Quam, Thompson of Burleigh, Yeater, Halcrow, Burkhart, Brown of Adams, Butt, Montgomery, Anderson of Sargent, Lyon, Wilson, Bollinger.

COMMITTEE OF APPORTIONMENT: Johnson of Traill, Eighth District, Chairman; Olafson, First District; Burkhart, Second District; Levin, Third District; Johnston, Fourth District; Steedsman, Fifth District; Freeman, Sixth District; Veitch, Seventh District; Twichell, Ninth District; Plath, Tenth District; Roberts, Eleventh District; Worner, Twelfth District; Lavik, Thirteenth District; Hendrickson, Fourteenth District; Trubshaw, Fifteenth District; Standley, Sixteenth District; Lofthus, Seventeenth District; Flom, Eighteenth District; Tweten, Nineteenth District; Conway, Twentieth District; Thompson of Ramsey, Twenty-first District; Hanson, Twenty-second District; Rulon, Twenty-third District; Opdahl, Twenty-fourth District; Wedel, Twenty-fifth District; Larvick, Twenty-sixth District; Cox, Twenty-seventh District; Streich, Twenty-eighth District; Ehr, Twenty-ninth District; Helbling, Thirtieth District; Rabe, Thirty-first District; Treffry, Thirty-second District; Montgomery, Thirty-third District; Westford, Thirty-fourth

District; Kapfer, Thirty-fifth District; Milner, Thirty-sixth District; Lynch, Thirty-seventh District; Gudmestad, Thirty-eighth District; Wilson, Thirty-ninth District; Owings, Fortieth District; Severson, Forty-first District; Peters, Forty-second District; O'Neill, Forty-third District; Butt, Forty-fourth District; Sleight, Forty-fifth District; Erickson of McLean, Forty-sixth District; Keierleber, Forty-

seventh District; Bubel, Forty-eighth District; Brown of Adams, Forty-ninth District.

COMMITTEE ON BANKING: Brown of Adams, Chairman; Elken, Fowler, Craig, Thatcher, Rulon, Erickson of Kidder, Johnson of Ward, Westford, Treffry, Plath, Kapfer, Frojen.

COMMITTEE ON COUNTIES: Montgomery of Wells, Chairman; Zimmerman, McCay, Brown of Stutsman, Westford, Tweten, Signalness, Johnson of Ward, Erickson of McLean.

COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL: Trubshaw of Barnes, Chairman; Fowler, Muus, Carlson, Sperry, Iverson of McKenzie, Rabe, Fedje, Sleight.

COMMITTEE ON MINES AND MINING: Thompson of Burleigh, Chairman; Burns, Quam, Zimmerman, Fedje, Bollinger, Boeckel, Westford, Van Berkom.

COMMITTEE ON DELAYED BILLS: Miller of Logan, Chairman; Plath, Elken, Iverson of Griggs, Standley.

COMMITTEE ON DRAINAGE AND IRRIGATION: Olafson of Pembina, Chairman; Johnson of Traill, Anderson of Sargent, Thompson of Ramsey, Tweten, Levin, Polfuss, Hanson, Westford, Conway, Johnston.

COMMITTEE ON EDUCATION: Traynor of Ramsey, Chairman; Elken, Fowler, Burkhart, Plath, Craig, McGinnis, Swett, Sperry, Wilson, Owings, Sleight, Oberg, Frojen, Aljets, Hoffman, Siverson.

COMMITTEE ON ENGROSSMENT AND ENROLLMENT: Veitch of Grand Forks, Chairman; Halcrow, Flom, Johnson of Foster, Roberts, Martin, Standley, Lee, Richardson.

COMMITTEE ON FEDERAL RELATIONS: Thompson of Ramsey, Chairman; Sperry, Tweten, Erickson of Kidder, Tester, Renner, Frojen.

COMMITTEE ON GAME AND FISH: Rulon of Stutsman, Chairman; Bell, McManus, Polfuss, Svingen, Veitch, Bubel, Tester, Owings.

COMMITTEE ON HIGHWAYS AND BRIDGES: McGauvran of Cavalier, Chairman; Jardine, Veitch, Shurr, Sperry, Iverson of McKenzie, Rabe, Oberg, Miller, Aljets, Lynch, Kapfer, Ellingson, Gilchrist, Carlson, Steedsman, Brown of Stutsman.

COMMITTEE ON INSURANCE: Peters of Pierce, Chairman; Traynor, Cox, McManus, Jardine, Butt, Standley, Svingen, Burns, Iverson of McKenzie, McDowall, Boeckel, Tester.

COMMITTEE ON JUDICIARY: Cox of Burleigh, Chair-

man; Fowler, Twichell, Thatcher, Thompson of Ramsey, Swendseid, Lynch, Erickson of Kidder, Trubshaw, McCay, Wedel, Hildebrand, Hendrickson, Renner, Johnston, Signalness, Plath, Sleight, Anderson of Divide.

COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS: Rabe of Stark, Chairman; Thompson of Ramsey, Jardine, Swendseid, Ehr, Craig, Meidinger, Svingen, Roberts, Swett, Fettig.

COMMITTEE ON MILITARY AFFAIRS: Lynch of Richland, Chairman; Sperry, Freeman, Yeater, Thompson of Ramsey, Owings, Rulon, Tester, Conway.

COMMITTEE ON MILEAGE AND PER DIEM: McGauvran fo Cavalier, Chairman; Quam, Thompson of Burleigh.

COMMITTEE ON PUBLIC DEBT: Johnston of Walsh, Chairman; Wilson, Aljets, Gudmestad, Erickson of McLean, Sleight, Lyon, Fettig, Richardson, Helbling, Boeckel.

COMMITTEE ON PUBLIC HEALTH: Polfus of Richland, Chairman; Johnson of Traill, Johnson of McKenzie, McGinnis, Swett, Ferris, Fettig, Steedsman, Kamrath.

COMMITTEE ON PUBLIC PRINTING: Sperry of Burleigh, Chairman; Trubshaw, Roberts, Carlson, McDowall, Lillehaugen, Hendrickson, Lavik, Larvick.

COMMITTEE ON REVISION AND CORRECTION OF JOURNAL: Roberts of Cass, Chairman; Standley, Tweten, Holthusen, Hanson, Hendrickson, Lofthus.

COMMITTEE ON RAILROADS: Ehr of Ward, Chairman; Bell, Standley, Thatcher, Wedel, Tweten, Holthusen, Gilchrist, Meidinger, Martin, Hauge, Iverson of Griggs, Helbling.

COMMITTEE ON SCHOOL AND PUBLIC LANDS: Muus of Ward, Chairman; Worner, Burkhart, Bohnsack, Lillehaugen, Meidinger, Lavik, Hauge, Lofthus.

COMMITTEE ON STATE AFFAIRS: Twichell of Cass, Chairman; Elken, Miller, McManus, Trubshaw, Burkhart, Ferris, Freeman, Olafson, Streich, Rulon, Yeater, Larvick, Keierleber, Johnson of Ward, O'Neill, Zimmerman, Richardson, Flom, Lee.

COMMITTEE ON TEMPERANCE: Halcrow of Pembina, Chairman; Peters, Burkhart, McGinnis, Johnson of Foster, Steedsman, Lavik, Bohnsack, Lofthus, Worner, Levin, Rabe, Renner, Meidinger, Gudmestad.

COMMITTEE ON TAX AND TAX LAWS: Kelly of Logan, Chairman; Jardine, Cox, Johnson of Foster, Brown of Adams, Kamrath, Lynch, Swendseid, Freeman, Treffry, Johnson of Traill, Conway, Muus, Zimmerman, Brown of Stutsman, Hanson, Johnson of McKenzie.

COMMITTEE ON WAREHOUSE AND GRAIN GRADING: Hoffman of Pembina, Chairman; Watt, Flom, Iverson of Griggs, Veitch, Swett, Worner, Levin, Peters, Hildebrand, Bollinger, Lavik, Gudmestad, Bohnsack, Lofthus.

COMMITTEE ON WAYS AND MEANS: Burns of Ward, Chairman; Kelly, Johnson of Traill, Iverson of Griggs, Ellingson, Wilson, Shurr, Helbling, Opdahl, Roberts, Holthusen, Hoffman, Martin, Van Berkorn, Lillehaugen.

COMMITTEE ON ELECTION AND ELECTION PRIVILEGES: Freeman of Grand Forks, Chairman; Plath, Polfuss, Streich, Miller, McCay, Olafson, Gilchrist, Johnston, Fedje, McGinnis, Bubel, Tester, Ellingson, Lee.

COMMITTEE ON LIVESTOCK: Flom of Cavalier, Chairman; McDowall, Opdahl, Miller, Svingen, Veitch, Van Berkorn, Holthusen, Renner.

COMMITTEE ON RULES: Trubshaw of Barnes, Chairman; Burkhart, Sperry, McManus, Brown of Adams, Thatcher, Burns, Gilchrist, Twichell.

COMMITTEE ON PUBLIC SAFETY: Standley of Steele and Griggs, Chairman; Bell, Streich, McGinnis, McCay, Bohnsack, Opdahl, Hendrickson, Siverson.

JOINT COMMITTEES

JOINT COMMITTEE ON RULES: Freeman of Grand Forks, Chairman; Plath, Craig, Peters, Tweten, Rulon, Ferris.

JOINT COMMITTEE ON CHARITABLE INSTITUTIONS: Brown of Stutsman, Chairman; Steedsman, McManus, McDowall, Burkhart, Ellingson, Levin.

JOINT COMMITTEE ON EDUCATIONAL INSTITUTIONS: Elken of Traill, Chairman; Muus, Swett, Veitch, Lillehaugen, Rabe, Anderson of Sargent.

JOINT COMMITTEE ON PENAL INSTITUTIONS: Sperry of Burleigh, Chairman; Helbling, Martin, Larvick, Siverson, Meidinger, Kapfer.

JOINT INSURANCE COMMITTEE: Traynor of Ramsey, Chairman; Cox, Kamrath, Fettig, Lyon, Worner, Owings.

JOINT COMMITTEE ON LABOR: Burns of Ward, Chairman; Thompson of Burleigh, McCay, Bollinger, Shurr, Wedel, Keierleber.

JOINT COMMITTEE ON PUBLIC BUILDINGS: Standley of Steele and Griggs, Chairman; Thompson of Ramsey, Quam, Watt, Fedje, Jardine, Renner.

JOINT COMMITTEE ON STATE LIBRARY: Johnson of Ward, Chairman; Polfuss, Johnson of Foster, Freeman, Opdahl, Westford, Johnson of McKenzie.

Mr. Freeman moved that we recess for fifteen minutes in order that the Committee on Joint Rules might meet with a like Committee from the Senate and make its report.

Mr. Thatcher moved, as a substitute motion, that we recess subject to the call of the Speaker.

Which substitute motion prevailed.

Mr. Speaker:

Your Committee on Joint Rules beg leave to make the following report:

We move that the rules of the Nineteenth Legislative Assembly be adopted without change with the added recommendation that Rule 9 be strictly enforced.

C. VERNON FREEMAN,
Chairman.

Mr. Freeman moved that the report be adopted.

Which motion prevailed.

Senate Chamber,
Bismarck, North Dakota,
January 10, 1927.

Mr. Speaker:

I have the honor to transmit herewith a Resolution which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

W. D. AUSTIN,
Chief Clerk.

Mr. Kelly moved that the Senate Resolution be adopted.

Which motion prevailed.

Mr. Twichell moved that William F. Reko, of Morton County, be named as Clerk of the Committee on State Affairs.

Which motion prevailed.

ROLL CALL

The question being on the election of W. F. Reko Clerk of State Affairs Committee, the roll was called, and there were ayes 96, nays 0, absent and not voting 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Plath
Anderson, Divide	Iverson, Griggs	Polfuss
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Signalness
Burkhart	Johnston	Siverson

Messrs.	Messrs.	Messrs.
Burns	Kamrath	Sleight
Butt	Kapfer	Sperry
Carlson	Keierleber	Standley
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lavik	Svingen
Ehr	Lee	Thatcher
Ellingson	Levin	ThompsonBurleigh
Elken	Lillehaugen	Thompson, Ramsey
Fedje	Lofthus	Traynor
Ferris	Lynch	Treffry
Fettig	Lyon	Trubshaw
Flom	McDowall	Tweten
Freeman	McGauvran	Twichell
Gilchrist	McManus	Van Berkom
Gudmestad	Meidinger	Veitch
Halcrow	Montgomery	Watt
Hanson	Muus	Wedel
Hauge	Oberg	Westford
Helbling	Olafson	Worner
Hendrickson	Opdahl	Yeater
Hildebrand	Owings	Zimmerman
Hoffman	Peters	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	McCay	Rabe
Brown, Stutsman	McGinnis	Streich
Erickson, Kidder	Martin	Swett
Erickson, McLean	Miller	Tester
Fowler	O'Neill	Wilson
Frojen	Quam	

And Mr. Reko was declared elected.

Mr. Cox moved the nomination of B. E. Jones of Burleigh County, as Clerk of the Judiciary Committee.
Which motion prevailed.

ROLL CALL

The question being on the election of B. E. Jones as Clerk of the Judiciary Committee, the roll was called, and there were ayes 98, nays 0, absent and not voting 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Renner
Anderson, Divide	Holthusen	Richardson
Bell	Iverson, McKenzie	Roberts
Boeckel	Jardine	Rulon
Bohnsack	Johnson, Foster	Shurr
Bollinger	Johnson, McKenzie	Signalness
Brown, Adams	Johnson, Ward	Siverson
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley

Messrs.	Messrs.	Messrs.
Butt	Keierleber	Steedsman
Carlson	Kelly	Swendseid
Conway	Larvick	Streich
Cox	Lavik	Svingen
Craig	Lee	Thatcher
Ehr	Levin	ThompsonBurleigh
Ellingson	Lillehaugen	Thompson, Ramsey
Elken	Lofthus	Traynor
Erickson, McLean	Lynch	Treffry
Fedje	Lyon	Trubshaw
Ferris	McDowall	Tweten
Fettig	McGauvran	Twichell
Flom	McManus	Van Berkom
Fowler	Meidinger	Veitch
Freeman	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Owings	Yeater
Helbling	Peters	Zimmerman
Hendrickson	Plath	Mr. Speaker
Hildebrand	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson, Traill	O'Neill
Brown, Stutsman	McCay	Quam
Erickson, Kidder	McGinnis	Rabe
Frojen	Martin	Swett
Iverson, Griggs	Miller	Tester

So Mr. Jones was declared elected.

Mr. Watt moved the nomination of Mr. L. E. Correll, of Casselton, as Clerk of the Committee on Appropriations.

Which motion prevailed.

ROLL CALL

The question being on the election of R. E. Correll Clerk of the Committee on Appropriations, the roll was called, and there were ayes 101, nays 0, absent and not voting 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Renner
Anderson, Divide	Iverson, Griggs	Richardson
Bell	Iverson, McKenzie	Roberts
Boeckel	Jardine	Rulon
Bohnsack	Johnson, Foster	Shurr
Bollinger	Johnson, McKenzie	Signalness
Brown, Adams	Johnson, Traill	Siverson
Bubel	Johnson, Ward	Sleight
Burkhart	Johnston	Sperry
Burns	Kamrath	Standley

Messrs.	Messrs.	Messrs.
Butt	Kapfer	Steedsman
Carlson	Keierleber	Swendseid
Conway	Kelly	Streich
Cox	Larvick	Swett
Craig	Lavik	Svingen
Ehr	Lee	Thatcher
Ellingson	Levin	ThompsonBurleigh
Elken	Lillehaugen	Thompson, Ramsey
Erickson, McLean	Lofthus	Traynor
Fedje	Lynch	Treffry
Ferris	Lyon	Trubshaw
Fettig	McDowall	Tweter
Flom	McGauvran	Twichell
Fowler	McManus	Van Berkorn
Freeman	Meidinger	Veitch
Gilchrist	Muus	Watt
Gudmestad	Oberg	Wedel
Halcrow	Olafson	Westford
Hanson	O'Neill	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	McCay	Montgomery
Brown, Stutsman	McGinnis	Quam
Erickson, Kidder	Martin	Rabe
Frojen	Miller	Tester

So Mr. R. E. Correll was declared elected.

The Speaker administered the oath of office to the following employees:

W. F. Reko and B. E. Jones.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by P. R. Trubshaw.

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 2711 of the Compiled Laws of North Dakota for 1913, relating to the Qualifications and Licensing of Veterinarians.

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

Introduced by P. R. Trubshaw.

House Bill No. 3. A Bill For an Act to Amend and Re-enact Section 4295 of the compiled laws of the State of North Dakota for 1913, relating to legal wire fences.

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

Introduced by P. R. Trubshaw.

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by P. R. Trubshaw.

House Bill No. 5. A Bill For an Act to Amend and Re-enact Section 915 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Introduced by Mr. Thatcher.

House Bill No. 6. A Bill For an Act to Appropriate \$4,200.00 to pay Travel Expense, and Stenographer's salary of the Dairy Division of the Department of Agriculture and Labor for the Period Commencing February 1, 1927, and ending June 30, 1927.

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

Introduced by Committee on Appropriations.

House Bill No. 7. A Bill For an Act Making an Appropriation to Provide Funds for the Payment of Expenses and Fees of Appraisers of Inheritances, Devises, Bequests, Legacies, and Gifts, as Provided for in Section 8991, of the Compiled Laws of 1913.

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

Introduced by Committee on Appropriations.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

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

Introduced by Committee on Appropriations.

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

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

Introduced by Committee on Appropriations.

House Bill No. 10. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and

Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

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

Introduced by Committee on Appropriations.

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

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

Introduced by Committee on Appropriations.

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State School of Science at Wahpeton, North Dakota.

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

Introduced by Committee on Appropriations.

House Bill No. 13. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

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

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 10, 1927.

Mr. President: I have the honor to inform you that the House has appointed the following committee consisting of Messrs. Trubshaw, Richardson and Olafson, to act with a like committee of the Senate to arrange for a meeting of all members in the House Chamber on January 14 to listen to an address by ex-Governor Harding, of Iowa.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 10, 1927.

Mr. President: I have the honor to inform you that the House has appointed the following members on Joint Rules:

Mr. Freeman, Mr. Ferris, Mr. Rulon, Mrs. Craig, Mr. Peters,
Mr. Tweten and Mr. Plath.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 8, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 2. A Bill for an Act Declaring that the Courts of this State shall take Judicial Notice of a Publication of Certain Laws of this State Prepared and Published Pursuant to the Provisions of Chapter 158, Session Laws 1925, and Commonly Known and Entitled "Supplement to the Compiled Laws of 1913", and that Amendments and Repeals thereof and Enactments of other Laws referring thereto shall be Deemed to Refer to Laws of the State as Appearing in such Publication.

Which the House has passed unchanged.

Very respectfully,

C. E. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 8, 1927.

Mr. Speaker: I have the honor to inform you that the Senate has appointed Senators Ployhar, Hamilton and Murphy as a Committee of Three to confer with a like Committee of the House to arrange for a joint session of the House and Senate on Friday afternoon, January 14, to listen to an address by ex-Governor Harding, of Iowa.

Very respectfully,

W. D. AUSTIN,
Secretary.

Courtesies of the floor were extended to the following: Col. C. F. Mudgett, of Valley City; Roy Heddens, of Mylo; G. O. Brekke, of Minot; and Stephen Terhorst, of Donnybrook.

Mr. Peters moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
January 11, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Davenport.

Roll call.

All members present except: Messrs. Anderson of Divide,
Anderson of Sargent, Brown of Stutsman, Bubel, Frojen,
Johnson of McKenzie, McCay, McGinnis, Miller, Rabe, Ren-
ner, Swett and Tester.

Mr. Standley moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: 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:

Page 4, line 12, strike out the word "he" and insert in lieu
thereof the word "himself."

Page 4, strike out the lines 15, 16, 17, 18, 19 and 20 and
insert the same after line 4, page 8.

Page 6, line 26, correct the spelling of the word "Ferris"
by striking off the last letter "s."

Page 7, line 15, strike out the word "Johnson" and insert
in lieu thereof the word "Johnston."

Page 6, in the 4th line from the bottom of the page strike
out the name "Lavin" and insert the name "Levin."

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

Mr. Trubshaw, Chairman of the Committee to arrange a joint meeting of the Senate and House to hear ex-Governor Harding, of Iowa, reported that such a meeting had been arranged for Friday at 3 o'clock p. m., Lieutenant Governor Maddock to preside. It was thought advisable by the committee to also arrange a short musical program. An Indian maiden and one of the Bismarck ministers will render solos. It will be necessary to have programs printed and to get a piano placed in the House chamber. The Chairman asked that the North Dakota Press Association be given a special invitation to attend the meeting and the Chief Clerk was instructed to extend to them such invitation.

Mr. Trubshaw moved the adoption of his report.
Which motion prevailed.

SELECT COMMITTEE REPORTS

Mr. Speaker: Your Select Committee appointed to investigate the advisability of reseating the House Chamber beg leave to report as follows:

We have investigated the matter and find it would be impossible to secure delivery of suitable chairs for all members of the House before February 10th, but we can secure enough chairs by about January 22nd for one-third of the members. Therefore we recommend that an additional sum of money be included in the budget for the Capitol Maintenance to cover the expense of reseating the House Chamber in time for the 1929 Session of the Legislature.

We have also taken up the matter of repairing the chairs used now and find it would be inadvisable to spend much money on them, but we do suggest that the Board of Administration take immediate steps to repair a few of the worst of the chairs.

WM. WATT, Chairman.
EHR,
MONTGOMERY,
McCAY.

Mr. Watt moved the adoption of the report.

Mr. Watt asked for a standing vote.

Mr. Streich moved that the vote be taken by roll call.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the report of the Committee regarding the purchase of new chairs, the roll was called, and there were ayes 27, nays 72, absent and not voting 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Flom	Muus
Bohnsack	Freeman	Olafson
Bollinger	Halcrow	Peters
Brown, Adams	Helbling	Plath
Burns	Hendrickson	Roberts
Cox	Johnson, Traill	Steedsman
Ehr	Johnson, Ward	Veitch
Elken	Johnston	Watt
Fettig	Montgomery	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Kapfer	Shurr
Boeckel	Keierleber	Signalness
Burkhart	Kelly	Siverson
Butt	Larvick	Sleight
Carlson	Lavik	Sperry
Conway	Lee	Standley
Craig	Levin	Swendseid
Ellingson	Lillehaugen	Streich
Erickson, Kidder	Lofthus	Svingen
Erickson, McLean	Lynch	Thatcher
Fedje	Lyon	ThompsonBurleigh
Ferris	McDowall	Thompson, Ramsey
Fowler	McGauvran	Traynor
Gilchrist	McManus	Treffry
Gudmestad	Martin	Trubshaw
Hanson	Meidinger	Tweten
Hauge	Oberg	Twichell
Hildebrand	O'Neill	Van Berkom
Hoffman	Opdahl	Wedel
Holthusen	Owings	Westford
Iverson, Griggs	Polfuss	Wilson
Jardine	Quam	Worner
Johnson, Foster	Richardson	Yeater
Kamrath	Rulon	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Johnson, McKenzie	Renner
Brown, Stutsman	McCay	Swett
Bubel	McGinnis	Tester
Frojen	Miller	

So the report was rejected.

On request of Mr. Watt the House returned to the ninth order of business.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Alfred O. Brown:

House Bill No. 14. A Bill For an Act to Repeal Chapter 127 of the Compiled Laws of North Dakota for the Year 1921, Relating to Use of Tobacco in Public Places.

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

Introduced by Mr. J. A. Jardine:

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Introduced by Committee on Appropriations:

House Bill No. 16. A Bill For an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

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

Introduced by Committee on Appropriations:

House Bill No. 17. A Bill For an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Department of Motor Vehicle Registration.

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

Introduced by Committee on Appropriations:

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

Introduced by Committee on Appropriations:

House Bill No. 19. A Bill For an Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

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

Introduced by Committee on Appropriations:

House Bill No. 20. A Bill For an Act Making an Appropriation 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 first and second times and referred to the Committee on Appropriations.

Introduced by Committee on Appropriations:

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

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

Introduced by Committee on Appropriations:

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

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

Introduced by Committee on Appropriations:

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

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

Courtesies of the floor were extended to: Mrs. A. W. Engel, of Esmond; Dan Jones, of Wahpeton and C. B. Bach, of Minot.

Mrs. Craig moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

NINTH DAY

House of Representatives,
Bismarck, North Dakota,
January 12, 1927.

The House was called to order promptly at 2 o'clock, P. M.,
Speaker John W. Carr presiding.

Prayer by the Chaplain, Rev. Davenport.

Roll call.

All members present except: Messrs. Anderson of Sargent, Brown of Stutsman, Elken, Frojen, Hauge, Iverson of McKenzie, Johnson of Foster, Johnson of McKenzie, Keierleber, Lynch, McCay, McGinnis, Miller, Plath, Rabe, Richardson, Rulon, Swett, Tester, Thompson of Burleigh, and Watt.

Mr. Kelly moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: 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 4, line 16, strike out the period and insert the following after the word "Corporations", "other than Municipal".

Strike out all of the last two lines on page 1.

And when so corrected recommend that the same be approved.

I. W. STANDLEY,
Acting Chairman.

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

Mr. Kelly moved the nomination of Mr. J. H. Stewart for the position of Committee room attendant and messenger.

Which motion prevailed.

ROLL CALL

The question being on the election of J. H. Stewart for committee room attendant and messenger, the roll was called, and there were ayes 72, nays 16, absent and not voting 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hendrickson	Muus
Anderson, Divide	Hildebrand	Olafson
Bell	Hoffman	Peters
Boeckel	Holthusen	Polfuss
Bohnsack	Iverson, Griggs	Quam
Brown, Adams	Jardine	Roberts
Bubel	Johnson, Traill	Rulon
Burkhart	Johnson, Ward	Sleight
Burns	Johnston	Sperry
Butt	Kapfer	Standley
Carlson	Keierleber	Steedsman
Conway	Kelly	Streich
Cox	Larvick	Thatcher
Ehr	Lavik	Thompson, Ramsey
Ellingson	Lee	Traynor
Ferris	Levin	Trubshaw
Fettig	Lillehaugen	Tweten
Flom	Lofthus	Van Berkom
Fowler	Lyon	Veitch
Freeman	McDowall	Wedel
Gilchrist	McGauvran	Westford
Gudmestad	McManus	Wilson
Halcrow	Meidinger	Worner
Hanson	Montgomery	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	O'Neill	Swendseid
Erickson, Kidder	Opdahl	Svingen
Fedje	Owings	Treffry
Kamrath	Shurr	Yeater
Martin	Signalness	
Oberg	Siverson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Swett
Brown, Stutsman	Lynch	Tester
Elken	McCay	ThompsonBurleigh
Erickson, McLean	McGinnis	Twichell
Frojen	Miller	Watt

Messrs.	Messrs.	Messrs.
Hauge	Plath	Zimmerman
Helbling	Rabe	
Iverson, McKenzie	Renner	

So Mr. Stewart was declared elected.

Mr. Streich moved that all appropriation bills, no matter how large or small, be placed at the head of the calendar every day.

Mr. Trubshaw moved that the motion of Mr. Streich be laid on the table until we have a full membership.

Which motion prevailed.

THIRTEENTH BIENNIAL REPORT OF THE STATE BOARD OF PARDONS

For the Biennial Period ending December 31, 1926
To the Legislative Assembly, and
The Board of Administration,
Bismarck, North Dakota.

Dear Sirs:

I herewith transmit the Thirteenth Biennial Report of the State Board of Pardons for the biennial period ending December 31, 1926.

Very truly yours,

A. G. SORLIE,
Governor.

MEMBERS OF THE BOARD OF PARDONS

1925-1927

- * A. G. Sorlie, GovernorBismarck, Chairman
- * A. M. Christianson, Chief JusticeBismarck
- * George F. Shafer, Attorney GeneralBismarck
- E. G. PattersonBismarck
- John L. HultengGrand Forks
- * E. G. Larson, SecretaryBismarck
- * Ex-officio members.

BIENNIAL REPORT OF THE BOARD OF PARDONS

From January 1, 1925 to December 31, 1926

Pursuant to the powers conferred by Chapter 263, Compiled Laws of 1913, the Board of Pardons has performed functions as a parole board in addition to its constitutional and statutory powers as a Board of Pardons since July 1, 1923.

During the period from January 1, 1925 to December 31, 1926, four regular meetings and thirty-five special and emergency meetings have been held. During that period 504 applications were presented by inmates of the State Penitentiary seeking clemency through the action of the Board of Pardons, such as pardon, commutation of sentence, restoration of citizenship, parole, or fixing determinate sentences in cases where sentences of indeterminate length had been imposed by the Court, such as, for instance, a term of from three to five years.

The total number of applications presented includes applications and re-applications by the same inmate at regular and special meetings held for the consideration of deferred applications or on account of some emergency situation. This consideration is granted under the rule permitting prisoners to file applications once each year, and the further rule permitting additional hearings upon the consent of two members of the board.

The Board has made disposition of the 504 applications as follows:

Denied applications	218
Commutations granted, principally in cases where the remaining time to be served was short, the conduct of the prisoners good, and where the trial judge and state's attorney recommended clemency; also in cases where a short cut in the sentence in addition to that allowed for "good time" and "extra good time" gave the prisoner a chance to obtain employment	81
Paroles granted or temporary paroles extended for the employment of prisoners by responsible persons in cases where such paroles have been recommended by the trial judge, State's attorney	73
Permission granted to leave the state in cases of paroled prisoners, where advantageous surroundings, better work and greater opportunity for the permanent employment and rehabilitation of the prisoner were found to be assured	5
Pardons, in most instances granted to prisoners who had been paroled from the bench by the District Court and never served time in the state prison, or where paroles had been granted in the past by the Pardon Board and the prisoner requested a pardon for the restoration of his citizenship rights, or where a pardon was recommended by the trial judge or state's attorney	28
Citizenship restored, in some cases where the applicant had served the full term of sentence, or where sentences had been commuted, upon the required proof that the applicants had proven themselves worthy of having their citizenship restored	16
Transferred to the State Training School at Mandan, because of the youth of the prisoner and because the train-	

ing and education to be obtained at the school was more beneficial to the youth than the prison provided	9
Prisoners deported	1
Indeterminate sentences fixed at a definite term, either upon recommendation of the trial judge or in the best judgment of the Board of Pardons	3
Paroles revoked for violations of parole agreement by prisoners, principally in cases paroled from the bench by the District Court	12
Paroles reinstated upon recommendation of the Warden and District Judge in cases previously revoked	2
Applications deferred to regular meetings in the future, or withdrawn at the request of the applicant.....	56

Recommendations pertaining to the Board of Pardons and the work performed by this board, have been presented to the Legislative Assembly in the Governor's Message to the Legislature, reference to which is hereby made.

This, briefly stated, covers the disposition made by the Board of Pardons in all cases presented during the past two years. All these cases are on file in the Executive Office and these files are open to the inspection of the Legislative Committee. The Executive Department stands ready to give any assistance to the Committee and such further information as may be required.

Respectfully submitted,

A. G. SORLIE,
Chairman of the Board of Pardons.

Attest:

E. G. LARSON,
Secretary of the Board.

Mr. Peters moved that the report of the Board of Pardons be printed in the Journal.

Which motion prevailed.

The Speaker administered the oath of office to the following employees: L. E. Correll and J. H. Stewart.

The Speaker announced he would make certain changes in the committee assignments. That by mutual consent the members desired to exchange committee appointments as they felt they were more suitable on some committees than others.

COMMITTEE CHANGES

Mr. Boeckel will be transferred from Insurance to Elections.
Mr. Lee will be transferred from Elections to Insurance.

Mr. Boeckel will be transferred from Public Debt to Warehouses and Grain Grading.

Mr. Hildebrand will be transferred from Warehouses and Grain Grading to Public Debt.

Mr. Kapfer will be transferred from Banking to Live Stock.

Mr. Veitch will be transferred from Live Stock to Banking.

Mr. Veitch will be transferred from Game and Fish to Ways and Means.

Mr. Helbling will be transferred from Ways and Means to Game and Fish.

Mr. Fowler will be transferred from Education to Railroads.

Mr. Bell will be transferred from Railroads to Education.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Ira J. Wilson.

House Bill No. 24. A Bill For an Act Granting Authority to Governing Boards of Cities and Villages to Sell and Dispose of Electric Light Plants and Transmission Systems owned by such Cities and Villages and Specifying the Procedure for such Sale and Disposal.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Mr. Fowler.

House Bill No. 25. A Bill For an Act to Provide for the Nomination and Election of Candidates for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions, United States Senator, Members of Congress, Judges of the Supreme and District Courts, all Elective State and County Officers, Members of the Legislative Assembly, County Commissioners, Party Precinct Committeemen and County Official Newspaper; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in Conflict Herewith, including Sections 910 to 916 inclusive, Compiled Laws 1913 and to Change the Date of Holding all General, City, Township and Village Elections.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Introduced by Committee on Appropriations.

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

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

Introduced by Committee on Appropriations.

House Bill No. 27. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

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

Introduced by Committee on Appropriations.

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

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

Introduced by Committee on Appropriations.

House Bill No. 29. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

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

Introduced by Committee on Appropriations.

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittendon Home at Fargo, North Dakota.

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

Introduced by Committee on Appropriations.

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

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

House Bill No. 32, a concurrent resolution, on motion of Mr. Burkhart was ordered printed in the Journal.

Introduced by Mr. Hoffman.

House Bill No. 33. A Bill For an Act to amend and reenact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

Was read the first and second times and referred to the Committee on Insurance.

A CONCURRENT RESOLUTION

Introduced by Mr. Burkhart

Requesting Congress to Enact Legislation for Stabilization of the Price of Agricultural Products, Thereby Placing Agriculture on an equal basis with Other Industries.

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

Whereas, agriculture is the basic industry of this nation;

and,

Whereas, we believe the stability and prosperity of agriculture is essential to the prosperity and general welfare of the people of this nation; and,

Whereas, agricultural products are being sold below cost of production, which condition is bankrupting farmers, causing heavy decrease in farm population, failure of banks and adversely affecting other business; and,

Whereas, the American farmers are under present conditions placed upon a competitive basis with cheaper labor of foreign countries which is contrary to the recognized policy of the United States;

Now Therefore, Be It Resolved: That the House of Representatives of the State of North Dakota, the Senate concurring, most respectfully urge upon the Congress of the United States, the early enactment of the McNary-Haugen Bill.

And Be It Further Resolved: That the Secretary of State of the State of North Dakota be and is hereby instructed to forward a duly authenticated copy of this resolution to the President of the United States, the President of the United States Senate, the Speaker of the House of Representatives and to each Representative of the State of North Dakota in the United States Senate and House of Representatives.

Mr. Burkhart moved that resolution No. 32 be adopted and that same be printed in the Journal.

Which motion prevailed.

Mr. Kelly stated that there were two prominent Indians of the Mandan Tribe present and moved that the Speaker appoint a committee to escort them, together with Major Welch, to the rostrum.

Which motion prevailed.

The Speaker appointed the following as such committee: Mr. Kelly and Mr. Svingen.

The three visitors were escorted to the rostrum and after Speaker John W. Carr had presented Major A. B. Welch of Mandan, he asked that the major present the two Indian visitors, which he did. Their names being "Shoot Holy" and

"His Road." The Indians were dressed in their war paint and feathers with many beads and other trimmings.

Major Welch acted as interpreter. Mr. "Shoot Holy" spoke as follows:

"I want to give my blessings to you who sit and stand here today. The winds used to blow over this country when it belonged to me, but now railways and houses are all over the country between here and the James River. We were driven across the river to the other side many years ago. There appears to be great prosperity on my land today. Everybody seems to be happy and nobody fears for his life. I think the President should do something for the old Indian whose land this was, but we get very little and we are worried more than you gentlemen appear to be worried today. In the old days we gave much to your people. We allowed you to come on our land. You put most of the things under one arm and kept it. The other things you put under the other arm and you kept most of that. I want to express to you the appreciation I have in my heart for you here today, and I hope tomorrow will be more pleasant for us than it has been in the past."

Major Welch then introduced Mr. "His Road" who said the following:

"I stand here before you today and I want to say a few words. I see they have built a fence around you and I wonder why you are in this corral. I do not know whether it is to keep bad men in or to keep bad men from getting in, but I have no fear as I stand here because the big guns I used to know are not present today. My heart is good today. My heart is warm today as I look at you here. That is all."

The Speaker, John W. Carr, then asked that Major Welch consent to say a few words and he spoke as follows:

I hardly know what to say in behalf of my good brothers, the red people. I might give you a little history of these two men. This man sitting closest to me is "Shoot Holy." The other man is called "His Road." Indians obtain their names by some act of bravery or some wonderful deed they have done. It would take too much of your time to tell how either of these men obtained his warrior's name, but it is very interesting. Their tribe is the Yankton A Tribe, which belongs to the Sioux Nation. The Sioux Nation is divided into two great divisions. One of these is called the "Esonti" and the other is called the "Teeton", meaning the "People of the Prairie." Esonti means "People who live on the holy lake." These were the first people of the Sioux Nation with whom the white people came in contact as they came in through the waterway of the Great Lakes from Quebec and Montreal about 1600.

In 1650, seven great tribes of the Dakota people, which means the "Friendly People", the word "Sioux" coming from the Chippewa, gained a firm foothold west of the Missouri River. When they obtained this foothold they found already there the Indian Tribe of the Mandans and two other tribes.

These Indians lived in permanent villages and were the first corn raisers of this whole country. Immediately upon crossing the river the Sioux came in contact with the "Irogas." They have a wonderful history of their own, having come from or near the City of Mexico. They had come into contact with Alvarado in 1541, and after meeting him, this division left the parent tribe, struck out for the North and landed at the Missouri River in the vicinity of Yankton. They moved up the river as the years went by and met a tribe of the Mandans, who lived in five great villages at the mouth of the Heart River, and a war of forty years duration between the tribes ensued.

During this time another vagrant tribe (because they belonged to the Iroquois tribe), one little party had gotten into this country and founded a village on the Sheyenne River near Lisbon. They later crossed the Missouri and came into battle contact with the Dakota people. The Sheyennes were finally overcome by the Sioux and a treaty of peace was made between the two nations and the Iroquois made peace with the Sioux nation. The adoption ceremonies covered a period of three years. The first year the entire people of the Sheyennes were adopted as infants. The next year they were adopted as young people, and the third year those men who had acquired war honors in their own right were adopted as warriors of the Dakota people, and since then have been friendly allies of the Sioux Nation. You will remember that they took quite a part in the campaign which ended in the death of Custer and his men.

Colonel Leavenworth came up from Kansas and founded a village at the mouth of the river, just over the line, and near the present Standing Rock Reservation. 750 Sioux warriors took the part of the United States Government. The man in charge of the expedition which had been attacked was the Governor of Missouri, and this territory at that time was part of Missouri, in 1823. Acting upon his authority as an officer of the Territory, he gathered in all the various traders and trappers from the Missouri Fur Company and the French Company and Rocky Mountain Company, and he formed what was called the Missouri Legion and appointed officers, and in case any action should come up it would be entirely authoritative. And in that mass of traders and trappers and half breeds and full blooded Indians there were 750 Sioux warriors. The Irogas were wiped off the face of the earth. The military expedition went back down the river. The Sioux people came in and destroyed the village of the Irogas. They went back to the point where Alvarado had discovered them in 1541, and stayed seven years. After that they came back through the Bad Lands and the Mountains to where Fort Clark stands now. It was here that they were subjected to the first terrible scourge of smallpox. It is accepted history that 250,000 Indians died from that first great scourge of small pox of 1838 and 1839. The Mandans took possession of old Fort Clark and lived there until they crossed the river to the east side and settled at old Fort Berthold, a trader's post.

The Sioux history from that point you are probably fairly well acquainted with. They are known as the greatest fight-

ers the plains Indian has produced. They have engaged in terrific battles. In 1876 General Crook was sent to Fort Yates to take all horses belonging to the Sioux and promised money for the horses. Both of these men here today lost horses to General Crook. They have never been paid for them. These are the things that rankle in the heart of the Indian, but they are friendly to the Whites. They tell me that those people who thought they were unhappy in the old days were mistaken. They had enough to eat, the wide country to roam over, and the buffalo. These old men here today, one of them eighty years old or more, and the other about seventy-two or seventy-five, are a few of the remnants of the people who were pitifully great, both in war and in the way they have met the civilization which has overswept them. They have been trampled pretty badly, some of these people, and it is pretty hard to tell whether it is just because they are Sioux or because they did take part in wonderful expeditions against the government, a government which has tried to take from them that which they had promised would be theirs by treaty in 1876. These men wanted to come in and see how Congress made law, and they would like you who make the laws to take a little interest in their affairs. They are eating horse meat today. I am not saying this to be Bolshevik. Many of them are hungry. And it often occurs that many of the young people who have contracted tuberculosis during the winter, are so weak from malnutrition in the spring that they cannot throw off the effects of the tuberculosis.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 12, 1927.

Mr. President: I have the honor to return herewith the following concurrent resolution memorializing Congress to take immediate action towards the passage of such laws which will make possible the early completion of the Great-Lakes St. Lawrence Waterway Project.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Courtesies of the floor were extended to: Mis Frances Connors of Seattle; J. C. Maresh, of Valley City; P. A. Lee of Grand Forks; Judge J. C. Lowe, of Minot; and Mark Hulbert, of New Rockford.

Mr. Trubshaw moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

TENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 13, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Walter E. Vater.

Roll call.

All members present except: Messrs. Brown of Adams,
Brown of Stutsman, Frojen, Iverson of McKenzie, Johnson
of Foster, McGinnis, Miller, Oberg, Owings, Plath, Quam,
Renner, Streich, Tester, Thompson of Burleigh, and Watt.

Mr. Halcrow moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: 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:

Page 9, line 4, correct spelling of the word "interpreter".

Page 10, line 5th from bottom of page, change the first
word of line "it" to the word "is."

Page 11, line 37, strike out period after the word "resolu-
tion" and add the following: "memorializing Congress to
take immediate action toward the passage of such laws
which will make possible the early completion of the Great
Lakes-St. Lawrence Waterway Project."

And when so corrected recommend that the same be
approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted, which mo-
tion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 13, 1927.

Mr. President: I have the honor to transmit herewith a Concurrent Resolution requesting Congress to enact legislation for the stabilization of the price of agricultural products.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

The Committee on Corporations other than Municipal made the following report:

Mr. Speaker: Your committee on Corporations other than Municipal to whom was referred House Bill No. 15, a Bill for an Act relating to "Insurance Upon Lives of Directors, Officers, Agents and Employees of Corporations" have had the same under consideration and recommend unanimously that the same do pass.

P. R. TRUBSHAW,
Chairman.

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

Two communications were received from the Board of County Commissioners of Traill County relative to premiums on Workmen's Compensation Insurance and creating a bureau of criminal investigations, which were read and referred to the Committees on Insurance and Judiciary respectively.

There was also a communication from Cooperstown Circuit of the Norwegian Lutheran Church of America relative to religious training of children, which was read and referred to the Committee on Education.

CONCURRENT RESOLUTION

Introduced by Mr. McCay

AID FOR INDIANS

Memorializing the Congress of the United States to Take Steps Towards Aid to the Indians of Standing Rock Indian Reservation in North Dakota and South Dakota.

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

We, the Twentieth Legislative Assembly of the State of North Dakota, Beg Leave to Represent to Your Honorable Bodies.

FIRST:

That there are in the western part of North Dakota, lying within the boundaries of Sioux County, North Dakota and Corson County, South Dakota, what is known as the Standing Rock Indian Reservation, hundreds of Indians in actual want, suffering from lack of nourishment and totally destitute of food and supplies. The condition among the Indians has become so desperate that the more aged Indians are dying from want of proper nourishment and the stronger ones are surviving because although the tribal council refused to use horsemeat nevertheless they have been obliged to do so.

SECOND:

We further call your attention to the fact that winter is but approaching; that the serious condition now existing calls for immediate aid; further, that various so called friends of the Indians have either through ignorance or through lack of knowledge of the real situation reported to the Federal Government that these Indians are not in want, whereas the real situation is as above stated, as appears fully by the testimony of the Indian Chiefs and from the Committee of the Business Men's Association of Standing Rock, North Dakota, which is composed of Indians.

THIRD:

We further wish to call your attention to the fact that the crop on the Standing Rock Indian Reservation was a total loss during the present crop season; that the corn furnished by the Indian agency for seeding purposes, although seeded did not yield sufficient to return the seed; that the wheat sowed was a total loss and that there has been no feed of any kind or character for any animals with the exception of the hay crop which matured sufficiently so that it could be cut late in the fall.

Further, during the last twenty-five years the Indians have never found themselves in such desperate need; never during this same period of time has there been such a total crop failure and never during the last twenty-five years has there been so much actual want, dire need, terrific suffering and slow starvation as is now existing among these people.

Now, Therefore; Be It Resolved, That a copy of this memorial be sent by the Secretary of State of North Dakota to the President of the United States, to the Secretary of the Interior, to each house of Congress, to the North Dakota Senators and Congressmen and to the Indian Commissioner, all of Washington, D. C. and that we request our Congressional delegation to use their every effort to secure the passage of a bill granting relief immediately.

Mr. Trubshaw moved the adoption of the Concurrent Resolution.

Mr. Twichell moved as a substitute motion that the resolution be referred to some committee with power to investigate.

Which substitute motion prevailed and the concurrent resolution was referred to the Committee on Federal Relations.

Mr. Trubshaw moved that the House authorize the printing of one thousand more Journals for distribution, and that the matter be referred to the previous committee appointed by the House.

Which motion prevailed.

The committee consists of: Messrs Traynor, Butt, and Roberts.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Trubshaw by request:

House Bill No. 34. A Bill For an Act to Amend and Re-enact Section 3857, Compiled Laws 1913, and Sections 3854 and 3855 of the Supplement to the Compiled Laws 1913, and Repealing Section 3849, Compiled Laws 1913, together with any Act or Parts of Acts in Conflict.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Committee on Appropriations:

House Bill No. 35. A Bill For an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Building, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

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

Introduced by Committee on Appropriations:

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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.

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

Introduced by Committee on Appropriations:

House Bill No. 37. A Bill For an Act Making an Appropriation 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 first and second times and referred to the Committee on Appropriations.

Introduced by Committee on Appropriations:

House Bill No. 38. A Bill For an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of The Agricultural College.

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

Introduced by Committee on Appropriations:

House Bill No. 39. A Bill For an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota and its Branch Stations.

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

Introduced by Committee on Appropriations:

House Bill No. 40. A Bill For an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of The Agricultural College, Fargo, North Dakota.

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

Introduced by Mr. Cox:

House Bill No. 41. A Bill for an Act to Amend and Re-enact Sections 560, 566, 567 and 571 of Article 22 of the Compiled Laws of North Dakota for the year 1913, Relating to the Barbers' Examining Board of the State of North Dakota; and to Provide for Said Board Adopting Rules and Regulations Relating to Sanitary Conditions in Barber Shops, Prohibiting the Occupation of Barbering upon Certain People, and Regulating the Power of Said Board in the Supervision of Barber Schools.

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

Introduced by Mr. Fowler.

House Bill No. 42. A Bill For an Act to Repeal Sections 2348 and 2349 Compiled Laws 1913.

Was read the first and second times and referred to the Committee on Military Affairs.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2. A Bill for an Act Declaring that the Courts of this State shall take Judicial Notice of a Publication of Certain Laws of this State Prepared and Published Pursuant to the Provisions of Chapter 158, Session Laws 1925, and Commonly Known and Entitled "Supplement to the Compiled Laws of 1913", and that Amendments and Repeals thereof and Enactments of other Laws referring thereto shall be Deemed to Refer to Laws of the State as Appearing in such Publication.

Also Concurrent Resolution introduced by Senator Kretschman relative to Great Lakes-St. Lawrence Waterway.

And the Speaker signed the same in the presence of the House.

Courtesies of the floor were extended to: Maurice Kopald, of Minot; A. J. Bentley, of Grand Forks; R. L. Melville, of Bismarck; A. M. Peterson, of Bisbee; Nels Ingebretson, of Tunbridge; A. S. Isaacson, of Rugby; Martin Olsen, of Devils Lake; M. H. Graham, of Devils Lake; Ed. Nelson, of Jamestown; and Joseph Glas, of Emmons County.

Mrs. Craig moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 15.

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

ELEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 14, 1927.

The House was called to order promptly at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Walter E. Vater.

Roll call.

All members present except: Brown of Stutsman, Fowler, Iverson of McKenzie, Johnson of McKenzie, Lynch, McGinnis, Plath, Roberts, Thompson of Burleigh, and Watt. Mr. Standley moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: 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:

Page 2, line 30, after the word "Judiciary" and before the period insert the word "respectively."

Page 3, line 6, correct the spelling of the word "hundreds."

Strike out all of the third line from the bottom of page 3.

Page 4, line 5, strike out the period following the word "prevailed" and add the following: "and the concurrent resolution was referred to the committee on Federal Relations."

And when so corrected recommend that the same be approved.

I. W. STANDLEY,
Acting Chairman.

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

A communication was received from citizens and voters of McIntosh county, relative to the Week Day Church Bill which was read and referred to the Committee on Education.

There was also a communication from the Braddock Study and Civic club relative to an appropriation for Public Health work, which was read and referred to Committee on Public Health.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Committee to whom was referred the matter of printing 1,000 additional copies of the journals beg leave to report:

Having met with a like committee of the Senate we recommend that 1,000 additional copies of the House and Senate Journals be printed each day, making a total of 4,000 copies.

We would further recommend that in addition to the above, there be printed 1,000 copies of the House Journals of the Ninth Day.

EDWIN TRAYNOR,
Chairman.
HERMAN F. BUTT.

Mr. Traynor moved the adoption of this report.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

T. E. Sleight introduced:

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

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

R. E. Swendseid introduced:

House Bill No. 44. A Bill For an Act to provide for the assessment and taxation of property of Power Companies, defining the same, providing for furnishing information relative to such property, outlining duties of the Tax Commissioner, State Board of Equalization, County Auditor and County Treasurer. 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 Tax and Tax Laws.

The Committee on Appropriations introduced:

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

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

The Committee on Appropriations introduced:

House Bill No. 45. A Bill For an Act Making an Appropriation to Pay C. E. Lounsbury, Wahpeton, North Dakota, Balance Due Him for Witness Fees, Mileage and Attorney's Fees in the Investigation of the State Highway Commission.

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

The Committee on Appropriations introduced:

House Bill No. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

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

The Committee on Appropriations introduced:

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

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

The Committee on Appropriations introduced:

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

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

The Committee on Appropriations introduced:

House Bill No. 50. A Bill For an Act Making an Appropriation to Pay F. J. Graham, Ellendale, North Dakota, Balance Due Him for Services as Attorney for Special House Committee in the Investigation of the State Highway Commission.

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

E. E. Veitch introduced:

House Bill No. 51. A Bill For an Act to Amend and re-enact Section 1342 of supplement to the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Education.

Albert Hauge introduced:

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, to Provide for the Issuance of Licenses for the Sale of Snuff, Furnishing of Bonds therefor, and for the Levy, Assessment, Collection and Payment of a Tax thereon; Providing for the Regulation of the Sale thereof, and Penalties for the violation of this Act; 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 the Provisions of this Act shall be enjoined, and that any Building or Premises made Use of for Purposes in Violation of the Provisions of this Act shall be deemed a Nuisance and may be Abated by Injunction; and Providing for the Repeal of Chapter 91 of the Compiled Laws of North Dakota for the Year 1913, and 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 Temperance.

Mr. Twichell moved that we recess subject to the call of the Chair.

Which motion prevailed.

The House was recalled to order pursuant to recess.

Mr. Twichell moved that the Chair appoint a Committee of three to notify the Senate that the House was ready to go into joint session.

Which motion prevailed.

The Chair appointed the following as such Committee: Mr. Kelly, Mr. Ferris and Mrs. Craig.

JOINT SESSION

Lieutenant Governor Maddock presided at the joint session.

Representative Craig moved that the President appoint a committee of three to escort Governor A. G. Sorlie to the rostrum and that she be not a member of the committee.

Which motion prevailed.

The President appointed as such committee Senator Stevens and Representatives Freeman and Kelly.

Representative Trubshaw moved that the President appoint a committee of two to escort the visitor, ex-Governor Harding of Iowa to the rostrum.

Which motion prevailed.

The President appointed as such committee Senator Ployhar and Representative Trubshaw.

The President introduced Hon. A. G. Sorlie, Governor of North Dakota, who in turn introduced the guest of the day, ex-Governor Harding of Iowa, who delivered a very able and interesting address on the possibility and feasibility of the proposed Great Lakes-St. Lawrence Waterway.

Representative Twichell moved that the President of the Senate appoint a committee of three to draft an appropriate resolution or memorial to the President of the United States on the matter of the St. Lawrence-Great Lakes Waterway and that the Speaker of the House appoint a like committee to act with the one from the Senate. And he further moved that another committee, or the same committee, draft an appropriate resolution to the Congress of the United States on the matter of the Federal Reserve Banking system as outlined in the address of ex-Governor Harding.

Which motion prevailed.

The President of the Senate announced the selection of the committees would be made at a later date.

Senator Stevens moved that we extend to ex-Governor Harding a rising vote of thanks.

Which motion prevailed.

Senator Murphy moved that the joint assemblage do now dissolve.

Which motion prevailed.

Courtesies of the floor were extended to: H. Polk, of Wiliston; L. J. Bowen, of Hope; C. A. Menge, of McVile; S. B. Niles, of Dawson; Hon. Tobias D. Casey, of Dickinson, ex-member of this House; Clyde Duffy, of Devils Lake; C. P. Peterson, of Bisbee; F. C. Loudon, of Devils Lake; L. H. Braaten, of Rugby; John Homelvig, of Amidon; Hon. Wesley C. McDowell, of Marion.

Representative Olafson moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

HOUSE CALENDAR

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

TWELFTH DAY

House of Representatives,
Bismarck, North Dakota,
January 15, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. F. H. Davenport.

Roll call.

All members present except: Brown of Stutsman, Carlson, Elken, Fowler, Iverson of McKenzie, Johnson of McKenzie, Lynch, Meidinger, Miller, Plath, Polfuss, Roberts, Signalness and Watt.

Representative Kelly moved that all absentees be excused.
Which motion prevailed.

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

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

Page 1, line 4 from the bottom of the page, strike out the letter "J" and insert in lieu thereof the letter "I."

Page 5, line 34, strike out the word "Landen" and insert in lieu thereof the word "Louden."

Page 2, line 6 from the bottom of the page, strike off the last two letters in the word "taxes."

Page 5, strike out all of lines 28 and 29.

Page 5, line 35, strike out the word "Holmsvig" and insert in lieu thereof the word "Homelvig."

And when so corrected recommend that the same be approved.

I. W. STANDLEY,
Acting Chairman.

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

A communication from the Lutheran Ministerial Association of Grand Forks, relative to religious instruction of pupils attending public schools, was read and referred to the Committee on Education.

Communication were received and read from the following: Mothers Club, Towner, North Dakota; The Sarosis Club, of Harvey, North Dakota; the Emerado Study Club, of Emerado, North Dakota; the Progressive Mothers Club of Bismarck, North Dakota; the Womans Study Club, of Wimbledon, North Dakota; and the Beach Womans Club, of Beach, North Dakota, all requesting that a sufficient appropriation be made by the Legislature for the support of the Bureau of the State Department of Health; all of which were referred to the Committee on Public Health.

A communication from the North Dakota Womens Christian Temperance Union, of Fargo, condemning the passage of a bill permitting smoking in public dining rooms, was read and referred to the Committee on State Affairs.

STANDING COMMITTEE REPORTS

A majority of the Committee on Federal Relations reported that concurrent resolution entitled "Aid for Indians" be indefinitely postponed.

(Signed)

S. W. THOMPSON,
L. W. SPERRY,
J. H. FROJEN,
WALTER TESTER,
J. T. TWETEN,
JOSEPH RENNER.

Mr. Thompson moved that the report be adopted.

A minority of the Committee on Federal Relations to whom was referred concurrent resolution entitled "Aid for Indians," recommended that the same do pass.

(Signed)

O. E. ERICKSON.

Mr. Erickson moved that the minority report be substituted for the majority report.

Mr. Thompson moved that the reports be made a special order of business for 3:00 o'clock, Tuesday afternoon, January 18th, so as to give the members an opportunity to investigate.

Which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bill:

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Gordon Cox introduced:

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Ferris introduced:

House Bill No. 54. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

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

Mr. Burkhart introduced:

House Bill No. 55. A Bill For an Act relating to school finances, providing that each school board or Board of Education of each school district, shall annually prepare a budget of proposed expenditures; providing for a public hearing in regard to proposed expenditures and levies; fixing a date for annual levy; providing that all expenditures must conform to the budget as adopted. Repealing Section 1182, Compiled Laws of 1913 as amended by Chapter 143, Session Laws of 1915; Sections 1211, 1212 and 1221, Compiled Laws of 1913, Section 1222, Compiled Laws of 1913 as amended by Chapter 139, Session Laws of 1915 and as again amended by Chapter 215, Session Laws of 1919; Section 1258 Compiled Laws of 1913 as amended by Chapter 144, Session Laws of 1915; Sections 1298, 1301, 1302 and 1331 Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Education.

THIRD READING OF HOUSE BILLS

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

Was read the third time.

Mr. Twichell moved that the bill be re-referred to the Committee on Corporations other than Municipal for further consideration.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 14, 1927.

Mr. Speaker: I have the honor to return herewith House Concurrent Resolution pertaining to the McNary-Haugen bill in Congress.

Which the Senate has concurred in.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 15, 1927.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the following Concurrent Resolution:

Business well under way and a demand from taxpayers, expenses be cut and that we endeavor to close the Session as early as the Forty-fifth day and then adjourn sine die.

Very respectfully,
W. D. AUSTIN,
Secretary.

Mr. Kelly moved that the concurrent resolution be referred to an appropriate committee.

Which motion prevailed.

And the concurrent resolution was referred to the Committee on Appropriations.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 15, 1927.

Mr. President: I have the honor to inform you that the House has appointed the following: Representatives Twich-

ell, McManus and Frojen, to act with a like committee to be appointed by the Senate to draft an appropriate resolution or memorial to the President of the United States, relative to the St. Lawrence-Great Lakes waterway and also the Federal Reserve banking system.

Very respectfully,
C. R. VERRY,
Chief Clerk.

The Speaker appointed the following as a committee to act with a like committee from the Senate to prepare suitable resolutions on the Great Lakes-St. Lawrence waterway: Messrs. Twichell, McManus and Frojen.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: B. J. Long, Finley; L. J. Bowen, Finley; Joe P. Fettig, Balta; C. W. Lewis, Lakota.

Representative Iverson moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FOURTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 17, 1927.

The House was called to order promptly at 2 o'clock, P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. F. Strutz.

Roll call.

All members present except: Messrs. Cox, Fedje, Helbling, Meidinger, Roberts, Rulon, and Zimmerman.

Mr. Rabe moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twelfth day and find the same correct.

I. W. STANDLEY,
Acting Chairman.

Mr. Standley moved that the report be adopted.

Which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications from the Current Events Club of Center, Womans' Club of Grace City, Fillmore Mothers' Club of Crosby, The Woman's Literary Club of Wahpeton, Woman's Club of Lidgerwood, Kulm Civic League, of Kulm, and Auxiliary Literary Club of Wahpeton, all requesting that a sufficient appropriation be made by the Legislature for the support of the Bureau of the State Department of Health, were read and referred to the Committee on Public Health.

Communications from Mrs. Mary E. Jones of Hankinson, Mrs. Edgar A. Lee of Hankinson, Rev. George R. Keith of

the Congregational Church of Hankinson, and Rev. T. J. Vikse, of the Norwegian Lutheran Church of Wyndmere, all endorsing the Week-Day Church School Bill were read and referred to the Committee on Education.

A communication from Mrs. Mary E. Jones, President of the Hankinson W. C. T. U., relative to the bill prohibiting the use of and selling of snuff in North Dakota, was read and referred to the Committee on Temperance.

A communication from the School Board of Storlie District, of Hampden, North Dakota, protesting against the proposed increase in school tuition, was read and referred to the committee on Education.

A communication from the Danish Ev. Lutheran Church of Flaxton, protesting against the passage of the Week-Day Church School Bill, was read and referred to the Committee on Education.

A petition signed by 41 citizens and tax-payers of McLean County, asking that a sufficient appropriation be made by the Legislature for the support of the Bureau of the State Department of Health, was read and referred to the Committee on Public Health.

REPORTS OF STANDING COMMITTEES

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the Concurrent resolution introduced by Mr. Burkhart of Ward and find the same correctly Enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

Which motion prevailed.

The committee on Appropriations made the following report:

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

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

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

Wm. WATT,
Chairman.

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

The committee on Appropriations made the following report:

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

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittendon Home at Fargo, North Dakota.

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

By correcting the spelling of the word "Crittendon" in the Introduction, in the Title and in the fourth line of said Bill by striking out the letter "D" in said word and by substituting the letter "T" therein.

And when so amended recommend the same do pass.

Wm. WATT,
Chairman.

Mr. Watt 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. Speaker: Your committee on Corporations to whom was re-referred:

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

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

On line 8 of Section 1, strike out the word "or" following the word "president" and insert in lieu thereof the word "and".

In line 9 of Section 1, after the word "corresponding" strike out the word "officer" and in lieu thereof insert the word "officers".

And when so amended recommend the same do pass.

P. R. TRUBSHAW,
Chairman.

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

Mr. Muus moved that a committee of three be appointed to act with a like committee from the Senate to arrange a program to be held in the House Chamber on Lincoln's Birth-

day, which motion prevailed, and the Speaker appointed the following on such committee: Messrs. Muus, Swett, and Wilson.

Mr. Fowler requested the withdrawal of House Bill No. 42 as certain sections contained in the Bill had already been repealed. Said request was granted.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Steedsman.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Mr. Thatcher and Mr. Swett.

House Bill No. 57. A Bill For an Act for the Administration and Liquidation, or Re-opening of Insolvent State Banks and Providing for the Election of Receivers and Defining Their Duties.

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

Introduced by Mr. Sleight.

House Bill No. 58. A Bill For an Act to Require Owners of Land to Destroy Weeds Growing Along or upon all Public Highways Bordering on such Lands, and in Case of their Failure to do so Making it the Duty of Road Overseers to Cause the Same to be Done and Including the Cost thereof in the Taxes on such Land and Repealing Chapter 70, Special Session Laws 1919, also known as Sections 2003a1 to 2003a4, both inclusive, of Supplement to the 1913 Compiled Laws.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Alfred O. Brown.

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, relating to the designation of depositories for public funds.

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

Introduced by O. C. Martin.

House Bill No. 60. A Bill For an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee appointed by the House of Representatives of the Special Ses-

sion of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 17, 1927.

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

Senate Bill No. 4. A Bill for an Act to amend and re-enact Section 4230 of the Compiled Laws of North Dakota for the year 1913.

Also,

Senate Bill No. 22. A Bill For an act to authorize a tax levy in cities and towns for the purpose of providing a fund for the maintenance or employment of a band for municipal purposes, and providing for submission of the question of levying a tax for such purpose to the voters of such cities and towns.

Also,

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

Also,

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 4. A Bill for an Act to amend and re-enact

Section 4230 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 22. A Bill For an act to authorize a tax levy in cities and towns for the purpose of providing a fund for the maintenance or employment of a band for municipal purposes, and providing for submission of the question of levying a tax for such purpose to the voters of such cities and towns.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

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

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 17, 1927.

Mr. President: I have the honor to inform you that the House has appointed a committee to arrange with a like committee of the Senate to prepare a programme for Lincoln's Birthday and have appointed the following as such committee: Representatives Muus, Swett, and Wilson.

Very respectfully,
C. R. VERRY,
Chief Clerk.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. O. Batzer, of Hazelton, North Dakota.

Mr. Peters moved that we do now adjourn.

Which motion prevailed, and the House adjourned.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

GENERAL ORDERS

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

Also,

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittendon Home at Fargo, North Dakota.

FIFTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 18, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. F. Strutz.

Roll call.

All members present except: Cox.

Mr. Kelly moved that all absentees be excused.

Which motion prevailed.

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

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

Page 4, line 17, correct spelling of the word "Thatcher."

Page 5, strike out lines 9 to 43 inclusive and insert the
same after line 34, page 6.

And when so corrected recommend that the same be ap-
proved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted, which mo-
tion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications from the Womans' Literary club, of For-
man; the Entre News club, of Garrison; the Sanitary Com-
mittee of the Watford City Ladies' Commercial club; Dick-
inson Delphian society and the Womans' club, of Mayville,

all requesting that a sufficient appropriation be made by the Legislature for the support of the Bureau of the State Department of Health, were read and referred to the Committee on Public Health.

Communications from the Presbyterian Sunday school of Milnor and the Board of Education of Grenora Special School District No. 94, of Williams County, endorsing the "Week Day Church School Bill," were read and referred to the Committee on Education.

A communication from the school officers of Williams County urging the passing of a law providing for a county levy to pay the per capita cost of the high school education of rural pupils residing in districts which do not maintain high schools, was read and referred to the Committee on Education.

A communication from Carl W. Schmidt, and two other members of a committee appointed at the Assessors' meeting at Williston, recommending that the compensation of assessors for listing hail insurance be increased from \$15.00 per township to \$30.00 per township, was read and referred to the Committee on Tax and Tax Laws.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

Which motion prevailed.

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

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

In line 4 of the printed bill insert the word "June" before the word "primary."

And when so amended recommend the same do pass.

C. VERNON FREEMAN,
Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 7. A Bill For an Act Making an Appropriation to Provide Funds for the Payment of Expenses and Fees of Appraisers of Inheritances, Devises, Bequests, Legacies, and Gifts, as Provided for in Section 8991, of the Compiled Laws of 1913.

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

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 8. A Bill For an Act Making an Appropriation 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 do pass.

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

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

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

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

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

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

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

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

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

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

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

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

WM. WATT,
Chairman.

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

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Messrs. Helbling and Bubel:

House Bill No. 61. A Bill For an Act to Repeal Chapter 242 of the Session Laws of North Dakota for the year 1919, as Amended and Re-enacted by Chapter 145 of the Session Laws of North Dakota for the year 1923, also known as Sections 2645, 2646, 2647, 2648, 2649, 2650, 2655 and 2656 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to State Bounty on Wolves and Coyotes.

Was read the first and second times and referred to the Committee on Ways and Means.

Introduced by Barney Iverson and P. O. C. Johnson:

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 1 and 2, of Chapter 73, of the Session Laws of

North Dakota for 1919, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River, or Roads Across Navigable Streams within the State of North Dakota.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Barney Iverson and P. O. C. Johnson:

House Bill No. 63. A Bill For an Act to Appropriate the Sum of \$35,000.00 from the State Highway Bridge Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River at a Point at, or Near the Present Location of Chaloner's Ferry on Federal Highway No. 85, in McKenzie County, North Dakota, under the Provisions of Chapter 73, of the Laws of North Dakota for the Year 1919 and Acts Amendatory thereof.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Mr. Elkin:

House Bill No. 64. 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 and as Amended by Chapter 142 of the Session Laws of 1925, pertaining to the Giving of Notice of Intention to Foreclose Real Estate Mortgages, and Legalizing and Validating Foreclosure Sales Heretofore Made Where no such Notice of Intention to Foreclose has been Given on Mortgages Executed Prior to July 1, 1919.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Rulon:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by John F. Zimmerman:

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

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

Introduced by Mr. Brown of Adams:

House Bill No. 67. A Bill For an Act Amending and Re-enacting Section 2163a5, Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Limitation of Certain Tax Levies.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Mr. Sperry:

House Bill No. 68. A Bill For an Act to appropriate \$3,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

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

Introduced by Trubshaw and Elkin:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

Was read the first and second times and referred to the Committee on Insurance.

HOUSE ROLL CALL

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 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 111, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Plath
Anderson, Divide	Iverson, Griggs	Polfuss
Anderson, Sargent	Iverson, McKenzie	Quam
Bell	Jardine	Rabe
Boeckel	Johnson, Foster	Renner
Bohnsack	Johnson, McKenzie	Richardson
Bollinger	Johnson, Traill	Roberts
Brown, Adams	Johnson, Ward	Rulon
Brown, Stutsman	Johnston	Shurr
Bubel	Kamrath	Signalness
Burkhart	Kapfer	Siverson
Burns	Keierleber	Sleight
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Craig	Lee	Streich

Messrs.	Messrs.	Messrs.
Ehr	Levin	Swett
Ellingson	Lillehaugen	Svingen
Elken	Lofthus	Tester
Erickson, Kidder	Lynch	Thatcher
Erickson, McLean	Lyon	Thompson, Burleigh
Fedje	McCay	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkomp
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muss	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Helbling	O'Neill	Worner
Hendrickson	Opdahl	Yeater
Hildebrand	Owings	Zimmerman
Hoffman	Peters	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Cox	Sperry

So the bill was passed and the title agreed to.

GENERAL ORDERS

Mr. Swett moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the house resolved itself into a committee of the whole.

The Speaker called Mr. Swett to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the whole have had under consideration

House Bill No. 15. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for All Corporate Actions With Reference Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

Also,

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

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

By correcting the spelling of the word "Crittendon" in the Introduction, in the Title and in the fourth line of said Bill by striking out the letter "D" in said word and by substituting the letter "T" therein.

And when so amended recommend same do pass.

H. F. SWETT,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Peters moved that the report of the committee of the whole be adopted.

Which motion prevailed.

Mr. Butt moved that the House recess until 3 o'clock.

Which motion prevailed.

The House was called to order pursuant to recess, Speaker John W. Carr, presiding.

The House proceeded with the Special Order of Business set for 3 o'clock of this date; being the consideration of the concurrent resolution introduced by Mr. McCay, entitled "Aid for Indians."

Mr. Brown and Mr. McCay of the Forty-ninth District, offered the following as an amendment to the minority report of the Committee on Federal Relations made upon the Resolution having to do with needs of Indians upon the Standing Rock Reservation:

AID FOR INDIANS

Whereas, the matter of the need of the Indians upon Standing Rock Indian Reservation, located in the states of North and South Dakota, have been brought to the attention of this body through a resolution duly introduced at the instance of a number of Indians of such reservation, and

Whereas, a hearing has been had upon said matter before the House Committee of Federal Relations, a number of Indians from such Reservation appearing before such committee and Mr. E. D. Mossman, Superintendent, also appearing at the request of such committee, and

Whereas, crops upon such reservation were shown to have been practically a total loss during 1926; that tenants of Indian lands by reason of crop failure have in most instances failed to pay rents due therefor; and

Whereas, it is evident that provision must at once be made to meet resulting conditions which will entail privation and suffering for many of these Indians during this winter and until such time as another crop is harvested;

Now, Therefore, we respectfully urge upon you that provision such as is suggested in the letter of E. D. Mossman, superintendent, of date, September 15th, 1926, and directed to the Commissioner of Indian Affairs, Washington, D. C., and in the letter from the Tribal Business Council of such reservation, accompanying the same and addressed to the Secretary of the Interior, be at once made, that these wards of the government be insured against suffering and privation.

While this matter was brought before this Legislative body through the efforts of a number of reservation Indians, the examination of Mr. Mossman before the committee, convinced such committee and this body that his recommendations of September 15th, 1926, must be acted upon at once if privation and suffering is to be prevented.

While we realize that this is a matter in which this body properly has no voice, we respectfully urge upon you, the Secretary of Interior, and the Commissioner of Indian Affairs, immediate consideration of the situation, which before spring, will be one to be deplored.

To the Secretary of Interior of the United States and

To the Commissioner of Indian Affairs at

Washington, D. C.

Mr. Brown moved the adoption of this amendment to such report and that the report if adopted as so amended, be properly enrolled and copies thereof transmitted by the chief clerk, certified to by the speaker and himself, to the Secretary of the Interior and the Commissioner of Indian Affairs at Washington, D. C.

Mr. Brown moved that the vote be taken by roll call.

And roll call was granted.

HOUSE ROLL CALL

The question being on the adoption of the amendment, the

roll was called, and there were ayes 84, nays 28, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson, McKenzie	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Foster	Signalness
Brown, Adams	Johnson, Traill	Siverson
Brown, Stutsman	Johnson, Ward	Sleight
Burns	Johnston	Sperry
Butt	Kelly	Standley
Conway	Levin	Steedsman
Craig	Lynch	Swendseid
Ehr	McCay	Streich
Ellingson	McDowall	Swet
Elken	McGauvran	Tester
Erickson, Kidder	McGinnis	Thatcher
Fedje	McManus	Thompson, Burleigh
Fettig	Meidinger	Thompson, Ramsey
Flom	Miller	Traynor
Fowler	Montgomery	Treffry
Freeman	Muus	Trubshaw
Frojen	Oberg	Twichell
Gudmestad	Olafson	Veitch
Halcrow	Opdahl	Watt
Hauge	Owings	Wedel
Helbling	Peters	Westford
Hendrickson	Plath	Wilson
Hildebrand	Polfus	Worner
Hoffman	Rabe	Yeater
Holthusen	Renner	Zimmerman
Iverson, Griggs	Richardson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Lyon
Anderson, Divide	Johnson, McKenzie	Martin
Anderson, Sargent	Kamrath	O'Neill
Boeckel	Kapfer	Quam
Bubel	Keierleber	Shurr
Burkhart	Larvick	Svingen
Carlson	Lavik	Tweter
Erickson, McLean	Lee	Van Berkom
Ferris	Lillehaugen	
Gilchrist	Lofthus	

Absent and not voting:

Messrs.
Cox

So the amendment was adopted.

Mr. Streich moved that the minority report, as amended, be adopted.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 17, 1927.

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Bond, Olson of Eddy and McLachlin as a committee to act with a like committee of the House to arrange for a program for Lincoln's Birthday.

Very respectfully,

W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 17, 1927.

Mr. Speaker: I have the honor to inform you that pursuant to the Resolution adopted in the Joint Session regarding the St. Lawrence-Great Lakes Waterway, the President has appointed Senators Benson, Kretschmar and Hamilton as a committee to act with a like committee from the House to draft an appropriate Resolution.

Very respectfully,

W. D. AUSTIN,
Secretary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Louis Noltimier, of Valley City; Andrew Modin, of Kenmare; C. S. Buck, of Jamestown.

Mr. Thatcher moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 7. A Bill For an Act Making an Appropriation to Provide Funds for the Payment of Expenses and Fees of Appraisers of Inheritances, Devises, Bequests, Legacies, and Gifts, as Provided for in Section 8991, of the Compiled Laws of 1913.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittendon Home at Fargo, North Dakota.

GENERAL ORDERS

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

SIXTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 19, 1927.

The House was called to order promptly at 2 o'clock, P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. F. Strutz.

Roll call.

All members present except: Messrs. Burkhart and Cox.

Mr. Burns moved that all absentees be excused, which motion prevailed.

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

Mr. Speaker: 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:

Page 1, line 12, transpose the letters "tc" in the word "correction".

Page 8, line 7, insert a comma and a space between the words "Thompson Burleigh".

Page 8, line 44, strike out the last three words of the line and insert in lieu thereof the words "indefinitely postponed". Strike out balance of page and the second, third and fourth lines on page 9 and insert in lieu thereof the word "Also".

Strike out all of lines, 14, 15, 16, 17, and 18, page 9, and insert in lieu thereof the words "And when so amended recommend that the same do pass".

Page 11, line 19, insert a comma and a space between the words "Thompson Burleigh".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from Eleanor W. Ripley, President of the Fairmont W. C. T. U., relative to the North Dakota Snuff Law and the "Week-Day Church School" Bill, was read and referred to the Committee on Temperance.

A communication from Mrs. John Wickman, of Hankinson, endorsing the "Week-Day Church School" Bill, was read and referred to the Committee on Education.

Communications from the Progressive Mothers Club and The Current Events Club, both of Bismarck, and Study Club of St. Thomas, requesting that a sufficient appropriation be made by the Legislature for the support of the Bureau of the State Department of Health, were read and referred to the Committee on Public Health.

A communication from W. F. Senechal of Velva, relative to an amendment to the law on Railway passes for real estate agents, was read and referred to the Committee on State Affairs.

A communication from T. E. Hudson, of Beach, relative to a law authorizing the Hail Department to refund Hail Insurance, was read and referred to the Committee on Tax and Tax Laws.

A communication from the trustees of Zion Evangelical English Lutheran Church of Burt, protesting against the passage of the "Week-Day Church School" Bill, was read and referred to the Committee on Education.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 7. A Bill For an Act Making an Appropriation to Provide Funds for the Payment of Expenses and Fees of Appraisers of Inheritances, Devises, Bequests, Legacies, and Gifts, as Provided for in Section 8991, of the Compiled Laws of 1913.

Also,

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

Also,

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Also,

House Bill No. 40. A Bill For an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of The Agricultural College, Fargo, North Dakota.

Also,

House Bill No. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Also,

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

Also,

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

REPORTS OF COMMITTEES

The committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

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

HERMAN RABE,
Chairman.

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

The committee on Appropriations made the following report:

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

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

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

That in Line 7, Section 1 of the Printed Bill, the figures \$4,000.00 be stricken out and the figures \$3,600.00 be substituted in lieu therein.

That in Line 3 and in Line 11 of the printed Bill, the figures \$28,100.00 be stricken out and the figures \$27,700.00 be substituted in lieu therein.

And when so amended recommend the same do pass.

WM. WATT,
Chairman.

The committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 34. A Bill For an Act to Amend and Re-enact Section 3857, Compiled Laws 1913, and Sections 3854 and 3855 of the Supplement to the Compiled Laws 1913, and Repealing Section 3849, Compiled Laws 1913, together with any Act or Parts of Acts in Conflict.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN RABE,
Chairman.

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

The committee on Appropriations made the following report:

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

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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.

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

WM. WATT,
Chairman.

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

The committee on Appropriations made the following report:

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

House Bill No. 37. A Bill For an Act Making an Appropriation 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.

WM. WATT,
Chairman.

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

The committee on Insurance made the following report:

Mr. Speaker: Your committee on Insurance to whom was referred:

House Bill No. 33. A Bill For an Act to amend and reenact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

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

In line 12 of the printed bill, after the word "year", change the comma to a semicolon. Strike out the rest of line 12, and all of lines 13 and 14.

And when so amended recommend the same do pass.

D. L. PETERS,
Chairman.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 19, 1927.

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

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MOTIONS AND RESOLUTIONS
CONCURRENT RESOLUTION

Introduced by Mr. Aljets

A Concurrent Resolution to Amend and Re-enact Section 154 of Article Nine of the Constitution of the State of North Dakota, providing for Income Tax Common Schools.

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

That the following proposed amendment to Section 154, Article 9 of the Constitution of the State of North Dakota, is agreed to, and that the same be submitted to the qualified electors of the State for approval or rejection in accordance with the provisions of section 202 of the Constitution of the State of North Dakota as amended.

Section 1. Amendment. That section 154, Article 9, of the constitution of the State of North Dakota is hereby amended and re-enacted so as to read as follows:

The interest and income of this fund, and all other sums which may be added thereto by law, shall be faithfully used and applied each year for the benefit of the common schools of the state and shall be for this purpose apportioned among and between all the several common school corporations of the state in proportion to the number of children in each of school age, as may be fixed by law, and no part of the fund shall ever be diverted even temporarily, from this purpose, or used for any other purpose whatever than the maintenance of common schools for the equal benefit of all the people of the state; provided, however; that if any portion of the interest or income aforesaid be not expended during any year, said portion shall be added to and become a part of the school fund.

Referred to Committee on Tax and Tax Laws.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Representative Streich.

House Bill No. 70. A Bill For an Act to Amend Section 5192, Compiled Laws of 1913, by Adding thereto a Provision Requiring that the Written Consent of the State Bank Examiner be had Before Such Loan be Made, and Approval of a Majority of the Board of Directors of Such Banking Institution, Before a Loan be Made by the Institution to any Officer or Employee of the Bank.

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

Introduced by Representative Streich.

House Bill No. 71. A Bill For an Act to Amend Section 5184, Compiled Laws of 1913, by Adding thereto a Penalty for any Officer or Employee of any Banking Institution Who Agrees in Advance to Honor and Pay Checks, Orders or Drafts without Providing for the Deposit of Sufficient Funds by the Drawer.

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

Introduced by Representative Streich.

House Bill No. 72. A Bill For an Act Forbidding any Officer of a State Banking Corporation or Association from being Interested in, or Deriving Profit from any Business or Transaction whereby the Banking Institution with which he is Connected shall be Called upon to Advance any Funds either for Financing or Discounting any Notes Given there-with, and Providing Penalties for Violation thereof.

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

Introduced by Mr. Aljets.

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary Penalties.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Aljets.

House Bill No. 74. A Bill For an Act to Amend Section 10380 of the Compiled Laws of North Dakota for 1913 Relating to Forfeitures and Pecuniary Penalties.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Aljets.

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the

Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Oberg.

House Bill No. 76. A Bill For an Act to appropriate the Sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or Near Washburn, North Dakota to Determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the City of Washburn in McLean County and the City of Center in Oliver County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by P. R. Trubshaw.

House Bill No. 77. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Public Printing.

Introduced by Mr. Freeman.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Chapter 142, Section 1 of the Session Laws of 1915, the same being Section 1221a of the Supplement to the Compiled Laws of North Dakota for the year 1913, being an Act Requiring the Payment of Tuition for Attendance at any Model High or Graded or Elementary School Which is Operated, Maintained or in any Manner Connected with the State University, any Normal School or any Educational Institution of Higher Learning.

Was read the first and second times and referred to the Committee on Education.

Introduced by Committee on Banks and Banking.

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 5149 of the Compiled Laws of North Dakota for 1913, relating to the Organization of Banking Associations and Empowering the State Board to Supervise and control the Issuance of Certificates of Authority Thereto.

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

Introduced by Committee on Banks and Banking.

House Bill No. 80. A Bill For an Act Providing for an Increase of Surplus of Banking Associations and exempting such Surplus from Taxation.

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

Introduced by Committee on Banks and Banking.

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5172 of the Compiled Laws of North Dakota for 1913, Relating to the Limits of Loans by Banking Associations.

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

Introduced by John Halcrow.

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

Was read the first and second times and referred to the Committee on Public Printing.

Introduced by Mr. Traynor.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 6 of Chapter 160 of the Sessions Laws of North Dakota for the Year 1919, 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, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the year 1925, the same being Section 189b6 of the Supplement to the Compiled Laws of North Dakota for 1913; Relating to Flat Hail Insurance Tax and Permanent Surplus Fund.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by W. D. Conway.

House Bill No. 84. A Bill For an Act to Amend and Re-enact Section 6749 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Discharge of Mortgages, Penalty.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF HOUSE BILLS

Mr. Watt moved that further consideration of House Bill No. 7 be indefinitely postponed, which motion prevailed.

House Bill No. 8. A Bill For an Act Making an Appropriation 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:

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes 107, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Roberts
Boeckel	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Ward	Shurr
Bollinger	Johnston	Signalness
Brown of Adams	Kapfer	Siverson
Brown, Stutsman	Keierleber	Sleight
Bubel	Kelly	Sperry
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Conway	Levin	Streich
Craig	Lillehaugen	Swett
Ehr	Lofthus	Svingen
Ellingson	Lynch	Tester
Erickson, Kidder	McCay	Thatcher
Erickson, McLean	McDowall	Thompson, Burleigh
Fedje	McGauvran	Thompson, Ramsey
Ferris	McGinnis	Traynor
Fettig	McManus	Treffry
Flom	Martin	Trubshaw
Fowler	Meidinger	Tweten
Freeman	Miller	Twichell
Frojen	Montgomery	Van Berkom
Gilchrist	Muus	Veitch
Gudmestad	Oberg	Watt
Halcrow	Olafson	Wedel
Hanson	O'Neill	Westford
Hauge	Opdahl	Wilson
Helbling	Owings	Worner
Hendrickson	Peters	Yeater
Hildebrand	Plath	Zimmerman
Hoffman	Polfuss	Mr. Speaker
Holthusen	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Elken	Kamrath
Cox	Johnson, Traill	Lyon

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Roberts
Boeckel	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Ward	Shurr
Bollinger	Johnston	Signalness
Brown, Adams	Kamrath	Siverson
Brown, Stutsman	Kapfer	Sleight
Bubel	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Ferris	McGinnis	Treffry
Fettig	McManus	Trubshaw
Flom	Martin	Tweten
Fowler	Meidinger	Twichell
Freeman	Miller	Van Berkom
Frojen	Montgomery	Veitch
Gilchrist	Muus	Watt
Gudmestad	Oberg	Wedel
Halcrow	Olafson	Westford
Hauge	O'Neill	Wilson
Hanson	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	
Holthusen	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Traill	McCay
Cox		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 109, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Jardine	Renner
Bell	Johnson, Foster	Richardson
Boeckel	Johnson, McKenzie	Roberts
Bohnsack	Johnson, Ward	Rulon
Bollinger	Johnston	Shurr
Brown, Adams	Kamrath	Signalness
Brown, Stutsman	Kapfer	Sleight
Bubel	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Streich
Conway	Lee	Swendseid
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	O'Neill	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	
Holthusen	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Traill	Siverson
Cox		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 1, absent and not voting 4.

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Polfuss
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Jardine	Rabe
Bell	Johnson, Foster	Renner
Boeckel	Johnson, McKenzie	Richardson
Bohnsack	Johnson, Ward	Roberts
Bollinger	Johnston	Rulon
Brown, Adams	Kamrath	Shurr
Brown, Stutsman	Kapfer	Signalness
Bubel	Keierleber	Siverson
Burns	Kelly	Sleight
Butt	Larvick	Sperry
Carlson	Lavik	Standley
Conway	Lee	Steedsman
Craig	Levin	Swendseid
Ehr	Lillehaugen	Streich
Elken	Lofthus	Swett
Erickson, Kidder	Lynch	Svingen
Erickson, McLean	Lyon	Tester
Fedje	McCay	ThompsonBurleigh
Ferris	McDowall	Thompson, Ramsey
Fettig	McGauvran	Traynor
Flom	McGinnis	Treffry
Fowler	McManus	Trubshaw
Freeman	Martin	Tweten
Frojen	Meidinger	Twichell
Gilchrist	Miller	Van Berkom
Gudmestad	Montgomery	Veitch
Halcrow	Muus	Watt
Hanson	Oberg	Wedel
Hauge	Olafson	Westford
Helbling	O'Neill	Wilson
Hendrickson	Opdahl	Worner
Hildebrand	Owings	Yeater
Hoffman	Peters	Zimmerman
Holthusen	Plath	Mr. Speaker

Those voting in the negative were:

Messrs.

Thatcher

Absent and not voting:

Messrs.

Burkhart

Cox

Messrs.

Ellingson

Messrs.

Johnson, Traill

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential

Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 109, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Jardine	Renner
Bell	Johnson, Foster	Richardson
Boeckel	Johnson, McKenzie	Roberts
Bohnsack	Johnson, Ward	Rulon
Bollinger	Johnston	Shurr
Brown of Adams	Kamrath	Signalness
Brown, Stutsman	Kapfer	Siverson
Bubel	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Craig	Levin	Streich
Ehr	Lillehaugen	Swett
Ellingson	Lofthus	Svingen
Elken	Lynch	Tester
Erickson, Kidder	Lyon	Tweten
Erickson, McLean	McCay	Twichell
Fedje	McDowall	Thompson, Burleigh
Ferris	McGauvran	Thompson, Ramsey
Fettig	McGinnis	Traynor
Flom	McManus	Treffry
Fowler	Martin	Trubshaw
Freeman	Meidinger	Van Berkom
Froien	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	O'Neill	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Peters	
Holthusen	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Traill	Thatcher
Cox		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Plath
Anderson, Divide	Iverson, Griggs	Polfuss
Anderson, Sargent	Iverson, McKenzie	Quam
Bell	Jardine	Rabe
Boeckel	Johnson, Foster	Renner
Bohnsack	Johnson, McKenzie	Richardson
Bollinger	Johnson, Ward	Roberts
Brown of Adams	Johnston	Rulon
Brown, Stutsman	Kamrath	Shurr
Bubel	Kapfer	Signalness
Burns	Keierleber	Siverson
Butt	Kelly	Sleight
Carlson	Larvick	Sperry
Conway	Lavik	Standley
Craig	Lee	Steedsman
Ehr	Levin	Swendseid
Ellingson	Lillehaugen	Streich
Elken	Lofthus	Swett
Erickson, Kidder	Lynch	Svingen
Erickson, McLean	Lyon	Tester
Fedje	McCay	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Helbling	O'Neill	Worner
Hendrickson	Opdahl	Yeater
Hildebrand	Owings	Zimmerman
Hoffman	Peters	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Traill	Thompson, Burleigh
Cox	Thatcher	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 109, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Jardine	Renner
Bell	Johnson, Foster	Richardson
Boeckel	Johnson, McKenzie.	Roberts
Bohnsack	Johnson, Ward	Rulon
Bollinger	Johnston	Shurr
Brown of Adams	Kamrath	Signalness
Brown, Stutsman	Kapfer	Siverson
Bubel	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Craig	Levin	Streich
Ehr	Lillehaugen	Swett
Ellingson	Lofthus	Svingen
Elken	Lynch	Tester
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	O'Neill	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	
Holthusen	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Traill	Thompson, Burleigh
Cox		

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 Florence Crittenton 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 109, nays 0, absent and not voting. 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Rabe
Anderson, Divide	Jardine	Renner
Anderson, Sargent	Johnson, Foster	Richardson
Bell	Johnson, McKenzie	Roberts
Boeckel	Johnson, Ward	Rulon
Bohnsack	Johnston	Shurr
Bollinger	Kamrath	Signalness
Brown of Adams	Kapfer	Siverson
Brown, Stutsman	Keierleber	Sleight
Bubel	Kelly	Sperry
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Conway	Levin	Streich
Craig	Lillehaugen	Swett
Ehr	Lofthus	Svingen
Ellingson	Lynch	Tester
Elken	Lyon	Thatcher
Erickson, Kidder	McCay	Thompson, Burleigh
Fedje	McDowall	Thompson, Ramsey
Ferris	McGauvran	Traynor
Fettig	McGinnis	Treffry
Flom	McManus	Trubshaw
Fowler	Martin	Tweten
Freeman	Meidinger	Twichell
Frojen	Miller	Van Berkom
Gilchrist	Montgomery	Veitch
Gudmestad	Muus	Watt
Halcrow	Oberg	Wedel
Hanson	Olafson	Westford
Hauge	O'Neill	Wilson
Helbling	Opdahl	Worner
Hendrickson	Owings	Yeater
Hildebrand	Peters	Zimmerman
Hoffman	Plath	Mr. Speaker
Holthusen	Polfuss	
Iverson, Griggs	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Erickson, McLean	Johnson, Traill
Cox		

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 19, 1927.

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

Senate Bill No. 6. A Bill For an Act to Appropriate the Sum of \$75,000, 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 Grand Forks, Grand Forks County, North Dakota, and the City of East Grand Forks, Polk County, Minnesota, Under the Provisions of Subdivision C of Section 2976 T 15 of the supplement to the Compiled Laws 1913.

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

Very respectfully,
W. D. AUSTIN,

Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 6. A Bill For an Act to Appropriate the Sum of \$75,000, 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 Grand Forks, Grand Forks County, North Dakota, and the City of East Grand Forks, Polk County, Minnesota, Under the Provisions of Subdivision C of Section 2976T15 of the Supplement to the Compiled Laws 1913.

Was read the first and second times and referred to the Committee on Highways and Bridges.

GENERAL ORDERS

Mr. Peters moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Peters to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The committee of the whole have had under consideration:

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

And recommend that the same be amended as follows:

In line 4 of the printed bill insert the word "June" before the word "primary".

On line 4 of the printed bill after the word "general" insert the word "election". On line 6 of the printed bill strike out the word "general" and strike out all of line 7 of the printed bill and insert the words "June Primary or General Election aforesaid".

And when so amended recommend that the same do pass.

D. L. PETERS,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Trubshaw moved the adoption of the report of the Committee of the Whole, which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: A. Benson, of Bottineau; Hon. C. W. Buttz, of Devils Lake; W. W. Smith, John O. Hanchett, and Louis Noltimier, of Valley City; John C. Pollock, of Fargo; and Martha E. Bratcher, of Hettinger; G. F. Lawrence, of Fargo; Miss Frances Collins, of Bottineau; Olga Peterson, of Mohall; Mary E. Stannard, of Bowbells; and H. H. Dahl, of Norma.

Mr. Trubshaw moved that we do now adjourn, which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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.

House Bill No. 37. A Bill For an Act Making an Appropriation 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. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

GENERAL ORDERS

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 33. A Bill For an Act to amend and re-enact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

SEVENTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 20, 1927.

The House was called to order promptly at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Robert Kreitlow, of Leonard, North Dakota.

Roll call.

All members present except: Messrs. Burkhart, Hoffman, Johnson of Traill and Thatcher.

Mr. Olafson moved that all absentees be excused, which motion prevailed.

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

Mr. Speaker: 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:

Page 3, line 16, correct spelling of the word "Crittendon" by striking out the letter "d" and inserting in lieu thereof the letter "t".

Page 5, line 26, remove space after the letters "fo" and inserts the same between the letter "r" and the word "the".

Page 11, strike out line 43 and insert in lieu thereof the words "Absent and not voting", in line 45 strike out the word "Hanson" and insert the same between the words "Halcrow" and "Hauge", lines 36 and 37.

Page 18, second line from bottom of page strike out the first six words of the line and commence the word "and" with a capital "A".

Page 19, following line 8, insert the following: "And when so amended recommend that the same do pass".

Page 19, line 38, remove space after the letters "fo" and insert the same between the letter "R" and the word "the".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications from E. T. Rohde and A. L. Saueressig, of Drake, regarding the State Mill at Drake, were read and referred to the Committee on State Affairs.

Communications from the Thursday Evening Study Club and the Woman's Club of Westhope, requesting an appropriation to enable the Bureau of the Department of Health to continue its work, were read and referred to the Committee on Public Health.

A Communication from the Simpson Methodist Church of Dickinson, relative to the liquor question, Sunday movies, the snuff bill, and "Week-Day Church School" bill, was read and referred to the Committee on Temperance.

Communications from F. W. Heidel, W. L. Witler, and P. G. Davidson, of Valley City, protesting against the sale of municipal owned property, were read and referred to the committee on Cities and Municipal Corporations.

Communications from the W. C. T. U. and Mrs. Minnie E. Huych, of Esmond, protesting against smoking in public dining rooms and the sale of snuff, were read and referred to the Committee on Temperance.

Communications from H. M. Aanestad and Mr. and Mrs. I. O. Iverson, of Esmond, urging the passage of the "Week-Day Church School" Bill, were read and referred to the Committee on Education.

Communications from Hathaway School District and Cranberry Valley School District, in Benson County, relative to resolutions passed by the School Officers section of the State Educational Association at their meeting in Fargo in October, were read and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

The committee on Agriculture made the following report:

Mr. Speaker: Your committee on Agriculture to whom was referred:

House Bill No. 3. A Bill For an Act to Amend and Re-enact Section 4295 of the compiled laws of the State of North Dakota for 1913, relating to legal wire fences.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GUY L. ELKEN,
Chairman.

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

The committee on Appropriations made the following report:

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

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

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

That on Line 7 of Section 1 of the Printed Bill, the word "July" be stricken out and the word "June" be substituted in lieu thereof.

That on Line 32 of Section 1 of the printed Bill, after the word "Tunnel", the words "and Repipeing the same" be added.

That on Line 32 of Section 1 of the printed Bill, the figures \$5,000.00 be stricken out and the figures \$15,000.00 be substituted in lieu thereof.

That between the lines 34 and 35 of the Printed Bill, a new line numbered 34½ be inserted reading as follows: "Filtration and Softening Plant _____ \$18,000.00".

That in Lines 3 and 37 of the Printed Bill, the figures \$77,000.00 be stricken out and the figures \$105,000.00 be substituted in lieu thereof.

And when so amended recommend the same do pass.

Wm. WATT,
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:

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

Also,

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

Also,

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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,

House Bill No. 37. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following Resolution:

A Resolution introduced by Messrs. Brown and McCay.
And find the same correctly Enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 20, 1927.

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

Senate Bill No. 7. A Bill For an Act Making an Appropriation for the Purpose of Refunding Money ~~erroneously~~ Paid into or Credited to the General Fund.

Also,

Senate Bill No. 8. A Bill For an Act Making an Appropriation 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 the Federal Statutes.

Also,

Senate Bill No. 9. A Bill For an Act Making an Appropriation 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 Reenacted by Chapter 226, Laws of 1915, and as Amended and Reenacted by the Initiated Law approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923.

Also,

Senate Bill No. 10. 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.

Also,

Senate Bill No. 26. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Special Fund Accruing from Fees Collected by the State Securities Commission under the Provisions of Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Also,

Senate Bill No. 28. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Fund Accruing from Testers' License Fees Collected and Paid into the Treasury under the provisions of Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Also,

Senate Bill No. 41. A Concurrent Resolution—Constitutional Amendment—Compensation and Salary of Members of Legislative Assembly.

Also,

Senate Bill No. 42. A Bill For an Act Making an Appropriation to Pay the Expenses of the State Board of Veter-

inary Medical Examiners as Authorized Under Section 2711 to 2729, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Which the Senate has passed and your favorable consideration is respectively requested.

Very respectfully,

W. D. AUSTIN,
Secretary.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota.
January 20, 1927.

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

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

Also,

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Also,

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

Also,

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Also,

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MOTIONS AND RESOLUTIONS

Resolution offered by Mr. Kelly.

That the following named House employes heretofore elected, be assigned to the following positions, designated by the following titles, and that their compensation be fixed at the following amounts per day:

Gladys Tompkins, Desk Reporter	\$8.00
Frank Streeter, Clerk and Assistant Enrolling and En- grossing Clerk	5.00
A. C. Nedrud, Bill-room clerk	5.00
K. J. Gronhovd, Doorkeeper, messenger and Assistant Sergeant at Arms	5.00
O. L. Mennis, Gallery Doorkeeper and Assistant Ser- geant at Arms	5.00
Philip Fettig, page and messenger	4.00
J. C. Halcrow, page and messenger	4.00
John Erickson, page and messenger	4.00
F. W. Mashek, Mailing clerk	5.00
Mike Halsey, Telephone Messenger and clerk	5.00
L. C. Hoisveen, Bill Messenger and Clerk	5.00
J. H. Stewart, Com. Room Attendant and Messenger ...	5.00
Bismarck Pastors, Chaplains	3.00
C. A. Rust, Mailing Clerk	5.00
T. O. Thompson, Assistant Mailing Clerk	5.00
E. D. Skinner, postmaster and messenger	5.00
Peter Schantz, Chief Janitor	5.00
Lloyd Smith, Proof Reader	5.00

Mr. Kelly moved that the resolution be adopted.

Mr. Twichell offered the following amendment:

"From the date they were sworn in", to be inserted following the word "day" in the fourth line.

Which Amendment was adopted.

ROLL CALL

The question being on the resolution of Mr. Kelly, as amended, the roll was called, and there were ayes 110, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Poifuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Ward	Rulon
Brown, Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burns	Keierleber	Sleight
Butt	Kelly	Sperry
Carlson	Larvick	Standley
Conway	Lavik	Steedsman
Cox	Lee	Swendseid
Craig	Levin	Streich
Ehr	Lillehaugen	Swett
Ellingson	Lofthus	Svingen
Elken	Lynch	Tester
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McMahus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	O'Neill	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Traill	Thatcher

So the resolution was adopted.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Representative Erickson of Kidder County.

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913, Providing for Inspectors and Judges of Election, their Qualifications and Duties.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Introduced by R. O. Signalness.

House Bill No. 86. A Bill For an Act to Amend and Re-enact Section 3237 of the Compiled Laws of North Dakota for 1913, Pertaining to When County Seat Deemed Changes.

Was read the first and second times and referred to the Committee on Counties.

Introduced by Committee on Appropriations.

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

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

Introduced by Committee on Appropriations.

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

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

Introduced by Representative Bohnsack.

House Bill No. 89. A Bill For an Act Making an Appropriation out of Moneys in the State Treasury Not Otherwise Appropriated for the Repairing of the State Owned Armory at Hillsboro, North Dakota, and for the Installation of a Heating Plant in Said Armory, Under the Direction and Supervision of the Adjutant General.

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

Introduced by Mr. Streich.

House Bill No. 90. A Bill For an Act to Provide for Additional Reserve to be Provided and Carried by Each Banking Corporation or Association, and Providing Penalties for Failure to Comply Herewith.

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

Introduced by Mr. Sperry (by request).

House Bill No. 91. 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.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Mr. Sperry (by request).

House Bill No. 92. A Bill For an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. L. W. Sperry (by request).

House Bill No. 93. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 162 of the Session Laws for the Year 1919, as amended by Chapter 145 of the Session Laws of 1921, as Amended by Chapter 220 of the Session Laws of 1925.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Mr. Cox.

House Bill No. 94. A Bill For an Act to Amend and Re-enact Section 1, Chapter 98, of the Session Laws of North Dakota for the Year 1925, Providing That All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, Except Bonds Issued by the State and Refunding Bonds.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to 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 106, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Johnson, Foster	Renner

Messrs.	Messrs.	Messrs.
Bell	Johnson, McKenzie	Richardson
Boeckel	Johnson, Ward	Roberts
Bohnsack	Johnston	Rulon
Brown, Adams	Kamrath	Shurr
Brown, Stutsman	Kapfer	Signalness
Burns	Keierleber	Siverson
Burns	Kelly	Sleight
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Cox	Levin	Streich
Craig	Lillehaugen	Swett
Ehr	Lofthus	Svingen
Ellingson	Lynch	Tester
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	O'Neill	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Hendrickson	Peters	Mr. Speaker
Hildebrand	Plath	
Holthusen	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Jardine	Sperry
Burkhart	Johnson, Traill	Thatcher
Hoffman		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 104 nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Johnson, Foster	Richardson
Bell	Johnson, McKenzie	Roberts
Boeckel	Johnson, Ward	Rulon
Bohnsack	Johnston	Shurr
Bollinger	Kamrath	Signalness
Brown, Adams	Kapfer	Siverson
Brown, Stutsman	Keierleber	Sleight
Bubel	Kelly	Sperry
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Conway	Levin	Streich
Cox	Lillehaugen	Swett
Craig	Lofthus	Svingen
Ehr	Lynch	Tester
Ellingson	Lyon	Thompson, Burleigh
Elken	McCay	Thompson, Ramsey
Erickson, Kidder	McDowall	Traynor
Erickson, McLean	McGauvran	Treffry
Fedje	McGinnis	Trubshaw
Ferris	McManus	Tweten
Fettig	Martin	Twichell
Flom	Meidinger	Van Berkom
Freeman	Montgomery	Veitch
Gilchrist	Muus	Watt
Gudmestad	Oberg	Wedel
Halcrow	Olafson	Westford
Hanson	O'Neill	Wilson
Helbling	Opdahl	Worner
Hendrickson	Owings	Yeater
Hauge	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Holthusen	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Hoffman	Miller
Fowler	Jardine	Rabe
Frojen	Johnson, Traill	Thatcher

So the bill passed and the title was agreed to,

ROLL CALL

House Bill No. 37. A Bill For an Act Making an Appropriation 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 98, nays 8, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Johnson, Foster	Richardson
Bell	Johnson, McKenzie	Roberts
Bollinger	Johnson, Ward	Rulon
Bohnsack	Johnston	Shurr
Brown, Adams	Kamrath	Signalness
Brown, Stutsman	Kapfer	Siverson
Burns	Kelly	Sleight
Butt	Larvick	Sperry
Carlson	Lavik	Standley
Conway	Lee	Steedsman
Cox	Levin	Streich
Craig	Lillehaugen	Svingen
Ehr	Lynch	Swett
Elken	Lyon	Tester
Ellingson	McCay	Thompson, Burleigh
Erickson, Kidder	McDowall	Thompson, Ramsey
Erickson, McLean	McGauvran	Traynor
Fedje	McGinnis	Treffry
Ferris	McManus	Trubshaw
Fettig	Martin	Tweten
Flom	Meidinger	Twichell
Fowler	Montgomery	Van Berkorn
Freeman	Muus	Watt
Frojen	Oberg	Wedel
Gilchrist	Olafson	Westford
Gudmestad	O'Neill	Wilson
Halcrow	Opdahl	Worner
Hanson	Owings	Yeater
Hauge	Peters	Zimmerman
Hendrickson	Plath	Mr. Speaker
Hildebrand	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Holthusen	Renner
Bubel	Keierleber	Swendseid
Helbling	Lofthus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Traill	Thatcher
Hoffman	Miller	Veitch
Jardine		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

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 107, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Johnson, Foster	Renner
Bohnsack	Johnson, McKenzie	Richardson
Boeckel	Johnson, Ward	Roberts
Bollinger	Johnston	Rulon
Brown, Adams	Kamrath	Shurr
Brown, Stutsman	Kapfer	Signalness
Bubel	Keierleber	Siverson
Burns	Kelly	Sleight
Butt	Larvick	Sperry
Carlson	Lavik	Standley
Conway	Lee	Steedsman
Cox	Levin	Streich
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Swendseid
Elken	Lynch	Swett
Ellingson	Lyon	Tester
Erickson, Kidder	McCay	Thompson, Burleigh
Erickson, McLean	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Ferris	McGinnis	Treffry
Fettig	McManus	Trubshaw
Flom	Martin	Tweten
Fowler	Meidinger	Twichell
Freeman	Miller	Van Berkom
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	O'Neill	Yeater
Hauge	Opdahl	Zimmerman
Helbling	Owings	Mr. Speaker
Hendrickson	Peters	
Hildebrand	Plath	

Those voting in the negative were:

Messrs.
Watt

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Jardine	Thatcher
Hoffman	Johnson, Traill	Veitch

So the bill passed and the title was agreed to and the emergency clause was declared carried.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 7. A Bill For an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the General Fund.

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

Senate Bill No. 8. A Bill For an Act Making an Appropriation 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 the Federal Statutes.

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

Senate Bill No. 9. A Bill For an Act Making an Appropriation 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 Reenacted by Chapter 266, Laws of 1915, and as Amended and Reenacted by the Initiated Law approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923.

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

Senate Bill No. 10. 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 first and second times and referred to the Committee on Appropriations.

Senate Bill No. 26. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Special Fund Accruing from Fees collected by the State Securities Commission under the Provisions of Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

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

Senate Bill No. 28. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Fund Accruing from Testers' License Fees Collected and Paid into the Treasury under the provisions of Chapter 103, Session Laws 1917, the same being Section 2865b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

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

Senate Bill No. 41. A Concurrent Resolution—Constitutional Amendment—Compensation and Salary of Members of Legislative Assembly.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 42. A Bill For an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2729, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

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

GENERAL ORDERS

Mrs. Craig moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, the House resolved itself into a committee of the whole.

The Speaker called Mrs. Craig to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

And recommend the adoption of the standing committee's amendment, as follows:

That in Line 7, Section 1 of the Printed Bill, the figures \$4,000.00 be stricken out and the figures \$3,600.00 be substituted in lieu therein.

That in Line 3 and in Line 11 of the printed Bill, the figures \$28,100.00 be stricken out and the figures \$27,700.00 be substituted in lieu therein.

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole house had under consideration:

House Bill No. 33. A Bill For an Act to amend and reenact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

And recommend the adoption of the standing committees amendment, as follows:

In line 12 of the printed bill, after the word "year", change the comma to a semicolon. Strike out the rest of line 12, and all of lines 13 and 14.

And when so amended, recommend that the same do pass.

MINNIE D. CRAIG,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Peters moved the adoption of the report of the committee of the whole, which motion prevailed.

Upon request the House reverted to the Seventh Order of Business.

Mr. Freeman asked for an extension of time on House Bill No. 5 and 25, which request was granted.

The Chief Clerk announced that the Speaker was about to sign a resolution relative to aid for Indians, and the Speaker signed the same in the presence of the House.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: G. H. Garnett, of St. Thomas; W. G. McDonald, of Minnewaukan; T. I. Dahl, and Benjamin Rinde, of Grafton; A. M. Waller, of Minot; Miss Myers and Miss Canning, of Valley City; Nell A. Cooper, of Valley City; Caroline J. Evingson, of Fargo; Miss Annie E. Nelson, of Finley, and Mrs. Mathilda L. Johnson, of Cooperstown; Miss Elfie Freeman, of Lisbon; and Miss Faith Stevens, of Ellendale.

Mrs. Craig moved that we do now adjourn, which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 33. A Bill For an Act to amend and reenact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

GENERAL ORDERS

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

EIGHTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 21, 1927.

The House was called to order promptly at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. F. Strutz.

Roll call.

All members present except: Messrs. Burkhart, Elken, Fowler, Hoffman, and Rabe.

Mr. Halcrow moved that all absentees be excused, which motion prevailed.

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

Mr. Speaker: 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:

Page 4, line 19, remove space after the letters "fo" and insert the same between the letter "r" and the word "the".

Page 6, line 5, correct the spelling of the word "which".

Page 15, remove the slug between lines 11 and 12.

Page 17, line 2, change the first letter in the word "and" from a small letter "a" to a capital "A".

Page 3, strike out lines 36 and 37.

Page 17, insert the letter "s" immediately following the word "Bill".

Page 17, strike out all of lines 34, 35 and 36 and insert in lieu thereof the following:

House Bill No. 33. A Bill For an Act to amend and reenact Section 189B5 of the Supplement to the 1913 Compiled

Laws of North Dakota; Relating to Crops Insured against Hail loss.

Page 17, after line 16, insert the following: "The Chief Clerk announced that the Speaker was about to sign a resolution relative to Aid for Indians, and the Speaker signed the same in the presence of the House".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from Mrs. E. C. Wilson and five other members of the Hettinger W. C. T. U., and one from Anne Ellingson, President of the Selfridge W. C. T. U., protesting against the repeal of the public smoking law, were read and referred to the Committee on Temperance.

Resolutions from the Book and Thimble Club of Stanley, Up to Date Club, of Milnor; Woman's Club, of Hope; Tioga Literary Club; Rugby Women's Club, Minot; and Professional Women's Club, and Book and Thimble Club of Williston,, relative to the Federal Maternity and Infancy Act, were read and referred to the Committee on Public Health.

A Communication signed by J. F. L. Bohnhoff and four other members of the Board of Education and one signed by forty teachers of Valley City, protesting against the passage of the Week-Day Church School Bill, were read and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report:

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

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State School of Science at Wahpeton, North Dakota.

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

That in line 9 of Section 1 of the Printed Bill, the figures \$114,000.00 be stricken out and the figures \$112,000.00 be substituted in lieu thereof.

That in line 24 of Section 1 of the Printed Bill, the figures \$147,650.00 be stricken out and the figures \$145,650.00 be substituted in lieu thereof.

That in line 27 of Section 1 of the Printed Bill, the figures \$92,650.00 be stricken out and the figures \$90,650.00 be substituted in lieu thereof.

That in lines 3 and 39 of Section 1 of the Printed Bill, the figures \$175,850.00 be stricken out and the figures \$173,850.00 be substituted in lieu thereof.

And when so amended recommend the same do pass.

Wm. WATT,
Chairman.

The committee on Appropriations made the following report:

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

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

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

That in line 31 of the Printed Bill, the figures \$2,000.00 be stricken out and the figures \$4,000.00 be substituted in lieu thereof.

That in lines 3 and 38 of Section 1 of the Printed Bill, the figures \$99,070.00 be stricken out and the figures \$101,070.00 be substituted in lieu thereof.

And when so amended recommend the same do pass.

Wm. WATT,
Chairman.

The committee on State Affairs made the following report:

Mr. Speaker: Your committee on State Affairs to whom was referred:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 2711 of the Compiled Laws of North Dakota for 1913, relating to the Qualifications and Licensing of Veterinarians.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

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

M. W. KELLY,
Chairman.

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

The committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your committee on Tax and Tax Laws to whom was referred Resolution:

A Concurrent Resolution to Amend and Re-enact Section 154 of Article Nine of the Constitution of the State of North Dakota, providing for Income Tax Common Schools.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary for the reason that the author of the Concurrent Resolution informs your committee that there were two bills referred to the Judiciary Committee which clarifies the purpose of this resolution and we believe that they should be taken up together.

M. W. KELLY,
Chairman.

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

The committee on Appropriations made the following report:

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

House Bill No. 19. A Bill For an Act Making an Appropriation for. Use by the Board of Administration in Administering Child Welfare Laws.

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

Wm. WATT,
Chairman.

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

The committee on Appropriations made the following report:

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

House Bill No. 13. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

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

Wm. WATT,
Chairman.

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

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Also,

House Bill No. 33. A Bill For an Act to amend and reenact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Holthusen of Richland, by request.

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30 of the Supplement to the Compiled Laws 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by P. R. Trubshaw.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 2976t11 of the Supplement of the Compiled Laws of North Dakota for 1913, Providing the Penalty for Operating a Motor Vehicle While Intoxicated.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Committee on Appropriations.

House Bill No. 97. A Bill For an Act to Repeal Section 17 of Chapter 174, Session Laws 1919, Making an Annual Appropriation for the Purpose of Carrying Out the Provisions of said Chapter.

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

Introduced by Committee on Appropriations.

House Bill No. 98. A Bill For an Act to Repeal Section 7 of Chapter 203, Session Laws 1919, relating to Vocational Education.

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

THIRD READING OF HOUSE BILLS
ROLL CALL

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

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 107, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson

Messrs.	Messrs.	Messrs.
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown of Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elkin	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedge	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	O'Neill	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Hendrickson	Peters	Mr. Speaker
Hildebrand	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Johnson, Ward	Rabe
Hoffman	Olafson	Swett

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 33. A Bill For an Act to amend and reenact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

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 106, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Renner

Messrs.	Messrs.	Messrs.
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Sleight
Bubel	Kapfer	Sperry
Burns	Keicrleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Svingen
Craig	Levin	Tester
Ehr	Lillehaugen	Thatcher
Ellingson	Lofthus	Thompson, Burleigh
Elken	Lynch	Thompson, Ramsey
Erickson, Kidder	Lyon	Traynor
Erickson, McLean	McCay	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Tweten
Fettig	McGinnis	Twichell
Flom	McManus	Van Berkom
Fowler	Martin	Veitch
Freeman	Meidinger	Watt
Frojen	Miller	Wedel
Gilchrist	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hanson	O'Neill	Yeater
Hauge	Opdahl	Zimmerman
Helbling	Owings	Mr. Speaker
Hendrickson	Peters	
Hildebrand	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Olafson	Siverson
Hoffman	Rabe	Swett
Johnson, Ward		

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 21, 1927.

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

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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.

House Bill No. 37. A Bill For an Act Making an Appropriation 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. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 21, 1927.

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

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

Senate Bill No. 30. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Auto Transportation Fund from Moneys Collected and Credited under the Provisions of Chapter 91, Session Laws 1925, the same being Sections 2976v1 to 2976v16, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to Auto Transportation Companies.

Senate Bill No. 47. A Bill For an Act to Amend and Re-enact Section 2898, Compiled Laws of North Dakota for 1913, Relating to the Manner of Labeling and Branding Seeds Offered for Sale Within the State of North Dakota.

Also Concurrent Resolution introduced by Senator Martin regarding the stabilization of the price of wheat.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Shapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

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

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

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

Senate Bill No. 30. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Auto Transportation Fund from Moneys Collected and Credited under the Provisions of Chapter 91, Session Laws 1925, the same being Sections 2976v1 to 2976v16, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to Auto Transportation Companies.

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

Senate Bill No. 47. A Bill For an Act to Amend and Re-enact Section 2898, Compiled Laws of North Dakota for 1913, Relating to the Manner of Labeling and Branding Seeds Offered for Sale Within the State of North Dakota.

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

CONCURRENT RESOLUTION

Introduced by Senator Martin

Be It Resolved by the Senate and House of Representatives:

Whereas, during a period of the World War the United States Government established and fixed an arbitrary price upon the value of wheat cereal,

And Further, the Government organized and maintained a corporation which purchased and took over, handled and re-sold all of the wheat grown in the United States, and prescribed certain rules and regulations concerning the sale, distribution and consumption of the same,

And Further, that during the year 1919 and 1920 the United States Government made urgent requests of the farmers and wheat growers of the United States to put forth an effort to increase and swell the volume of wheat for con-

sumption in the United States and for export, in order that a famine situation might be averted,

And Further, that contrary to the implied promise of the United States Government that it would continue to support the market for wheat, and would maintain and guarantee that the price of wheat in 1919 and 1920 upon a price level not to be less than that which was guaranteed and maintained during the period of the actual continuance of the hostile operations of the World War,

And Further, that the Federal Government neglected to redeem its implied promise to do,

And Further, the market price for wheat for the said years dropped considerably below the minimum price guaranteed by the Federal Government through the Federal Grain Corporation, and that by reason thereof the wheat farmers of the United States sustained tremendous losses on account of the said reduction and price.

Further, that the cost of the production of the 1919 and 1920 wheat crop was vastly enhanced in cost by reason of the scarcity of labor and the consequent high prices paid therefore and the high prices prevailing for all implements, machinery and supplies necessarily used by the wheat farmers of the United States in the production of said 1919 and 1920 crops.

And Whereas, the said United States or Federal Grain Corporation closed out and ceased its operations with a large surplus in the treasury, which said surplus represented profits realized by the said Federal Grain Corporation during the period of the war when it operated and enjoyed a complete monopoly of the wheat markets of the United States, and through said power and influence it exercised a dominant power over the markets of the world. That in justice and equity the said surplus belongs to the wheat growers of the United States of America, and to be equitably restored to them upon a basis of their actual acreage cultivated and tilled during the period of Federal control of wheat prices of the United States.

Whereas, the Federal Government after the close of the World War and termination of its contract with the manufacturers of war materials and supplies were settled with and paid tremendous sums as a remuneration for losses sustained on account of the contract relation existing between the Federal Government and the said manufacturers.,

Whereas Further, the Federal Government settled with paid claims of the railroads and transportation companies with which it had contracts either expressed or implied, for the transportation of war material, soldiers, sailors, and so forth, and that tremendous sums were paid to said transportation companies in settlement of claims which they represented to the Federal Government, many of which claims were not covered by expressed contracts, and many other of said claimants had contracts with the Federal Government where they expressly stipulated and agreed that the Government might cancel and terminate the contracts existing be-

tween said claimants and the Government upon the cessation of war, and the restoration of peace without incurring liability for damage.

Whereas, the Federal Government during the period of war by its rules and regulations assumed to dictate and control the production acreage of wheat grown in the United States during the period of actual hostilities, and for the years 1919 and 1920, being the reconstruction period after the war. And in consequence thereof an implied contract arose between the wheat growers and the Federal Government, and the wheat growers relied upon the said implied contract and in justice and right should be remunerated for their losses in a sum not less than a minimum price guaranteed by the Federal Government for wheat during the period of hostilities, and that the distribution and payment of said claims should be paid upon the basis of the actual acreage grown and harvested.

Whereas, the Federal Government realized a profit at the expense of the wheat grower and that the wheat grower in good faith complied with all the rules, regulations and requests of the Federal Government. It is the sense of the Senate and House of Representatives of the State of North Dakota that in justice and equity Congress should create a commission to accurately survey the situation and receive claims from the wheat growers of the United States based upon their acreage and the losses sustained, and that a sum sufficient be appropriated out of the Treasury of the United States Government to reimburse and pay the wheat growers for their losses upon the basis as above outlined.

Further, that a copy of this resolution be prepared by the Secretary of State of the State of North Dakota and forwarded to each of the senators and congressmen of the State of North Dakota, and to the President and Vice President of the United States, and to each senate and house representatives of each and every state of the Union.

Mr. Fowler moved that the resolution be referred to its appropriate committee, which motion prevailed.

Referred to Committee on State Affairs.

GENERAL ORDERS

Mr. Freeman moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Freeman to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The committee of the whole have had under consideration

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements

and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

And recommend the adoption of the Standing Committee amendment, as follows:

That on Line 7 of Section 1 of the Printed Bill, the word "July" be stricken out and the word "June" be substituted in lieu thereof.

That on Line 32 of Section 1 of the printed Bill, after the word "Tunnel", the words "and Repipeing the same" be added.

That on Line 32 of Section 1 of the printed Bill, the figures \$5,000.00 be stricken out and the figures \$15,000.00 be substituted in lieu thereof.

That between the lines 34 and 35 of the Printed Bill, a new line numbered 34½ be inserted reading as follows: "Filtration and Softening Plant _____ \$18,000.00".

That in Lines 3 and 37 of the Printed Bill, the figures \$77,000.00 be stricken out and the figures \$105,000.00 be substituted in lieu thereof.

And when so amended, recommend that the same do pass.

C. VERNON FREEMAN,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Kelly moved the adoption of the report of the Committee of the Whole, which motion prevailed.

Mr. Sperry moved that we do now adjourn, which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 13. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

House Bill No. 19. A Bill For an Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act.

Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

GENERAL ORDERS

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State School of Science at Wahpeton, North Dakota.

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

NINETEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 22, 1927.

The House was called to order promptly at 2 o'clock, P. M., Speaker John W. Carr, presiding.

Prayer by the chaplain, Rev. C. F. Strutz.

Roll call.

All members present except: Messrs. Burkhart, Fedje, Swett and Van Berkom.

Mr. Standley moved that all absentees be excused which motion prevailed.

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

Mr. Speaker: 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: Page 3, transfer line 39 to follow line 40.

Page 5, remove slug between lines 33 and 34.

Page 6, strike out lines 3 and 4.

Page 12, line 39, insert the following: "Referred to committee on State Affairs."

Page 11, line 28 correct spelling of the word "represented."

Page 13, strike out lines 40, 41, 42, 43 and 44 and in lieu thereof insert the following:

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

Strike out lines 14 and 15 and 35 and 36 on page 3.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS.

Three communications from the Farmers' Mill and Elevator Association of Devils Lake, protesting against House Bill No. 54, were read and referred to the Committee on State Affairs.

A resolution from the North Dakota Well Drillers Association requesting an appropriation for the North Dakota Geological Survey, was read and referred to the Committee on Appropriations.

A Communication from Rev. Arthur E. LeMaster, of Esmond, protesting against the Week Day Church School Bill, was read and referred to the Committee on Education.

A communication from the W. C. T. U. of Christine, protesting against the repeal of the Anti-Snuff Law, was read and referred to the Committee on Temperance.

A communication from Chapter G, of the P. E. O. Sisterhood of Minöt, requesting an appropriation for Child Welfare Work was read and referred to the Committee on Public Health.

REPORTS OF STANDING COMMITTEES.

The Committee on Appropriations made the following report:

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

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

That in Line 12 of Section 1 of the Printed Bill, the figures 5,000.00 be stricken out and the figures 3,000.00 be substituted in lieu thereof.

That Line 13 be stricken out.

That in Line 17 of the Printed Bill, the figures 2,500.00 be stricken out and the figures 1,000 substituted in lieu thereof.

That in Line 20 of Section 1 of the Printed Bill, the fig-

ures 3,500.00 be stricken out and the figures 2,500.00 be substituted in lieu thereof.

That in Line 22 of Section 1 of the Printed Bill, the figures 7,500.00 be stricken out and the figures 2,500.00 be substituted in lieu thereof.

That in Line 25 of Section 1 of the Printed Bill, the figures \$4,800.00 be stricken out and the figures \$4,000.00 be substituted in lieu thereof.

That in Lines 3 and 29 of Section 1 of the Printed Bill, the figures \$54,400.00 be stricken out and the figures 40,500.00 be substituted in lieu thereof.

And when so amended recommend the same do pass.

WM. WATT,
Chairman.

The committee on Appropriations made the following report:

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

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

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

WM. WATT,
Chairman.

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

The majority of your committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 61. A Bill For an Act to Repeal Chapter 242 of the Session Laws of North Dakota for the year 1919, as Amended and Re-enacted by Chapter 145 of the Session Laws of North Dakota for the year 1923, also known as Sections 2645, 2646, 2647, 2648, 2649, 2650, 2655 and 2656 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to State Bounty on Wolves and Coyotes.

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

E. E. VEITCH,
H. H. ROBERTS,
CARL E. JOHNSON,
C. H. OPDAHL,
J. D. HOLTHUSEN,
M. W. KELLY,
IRA H. WILSON,
J. H. BURNS,
Chairman.

Mr. J. H. Burns moved that the majority report be adopted.

The minority of your committee on Ways and Means made the following report:

Mr. Speaker: Your committee on Ways and Means to whom was referred:

House Bill No. 61. A Bill For an Act to Repeal Chapter 242 of the Session Laws of North Dakota for the year 1919, as Amended and Re-enacted by Chapter 145 of the Session Laws of North Dakota for the year 1923, also known as Sections 2645, 2646, 2647, 2648, 2649, 2650, 2655 and 2656 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to State Bounty on Wolves and Coyotes.

Have had the same under consideration and recommend that same be indefinitely postponed.

M. T. LILLEHAUGEN,
F. J. SHURR,
E. E. IVERSON,
O. C. MARTIN,
LARS ELLINGSON,
J. H. BURNS,

Chairman.

Mr. Shurr moved that the minority report be substituted for the majority report.

Roll call demanded and granted.

ROLL CALL.

The question being on the adoption of the minority report, the roll was called, and there were ayes 71; nays 35, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Peters
Anderson, Divide	Johnson, Foster	Quam
Anderson, Sargent	Johnson, McKenzie	Richardson
Bohnsack	Johnson, Ward	Rulon
Brown, Stutsman	Kamrath	Shurr
Butt	Kelly	Signalness
Carlson	Larvick	Siverson
Conway	Lavik	Sleight
Craig	Lee	Standley
Ehr	Levin	Swendseid
Ellingson	Lillehaugen	Svingen
Erickson, Kidder	Lofthus	Tester
Erickson, McLean	Lyon	Thatcher
Fedje	McCay	Thompson, Burleigh
Ferris	McDowall	Thompson, Ramsey
Fettig	McGauvran	Traynor
Fowler	McGinnis	Treffry
Freeman	McManus	Trubshaw
Frojen	Martin	Tweten
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Hanson	Muus	Yeater
Hendrickson	Oberg	Zimmerman
Iverson, Griggs	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Renner
Boeckel	Holthusen	Roberts
Brown of Adams	Johnson, Traill	Sperry
Bubel	Johnston	Steedsman
Burns	Kapfer	Streich
Cox	Keierleber	Twichell
Elken	Lynch	Veitch
Flom	Meidinger	Watt
Halcrow	Opdahl	Wilson
Hauge	Plath	Worner
Helbling	Polfuss	Mr. Speaker
Hildebrand	Rabe	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Olafson	Van Berkom
Burkhart	O'Neill	
Jardine	Swett	

So the minority report was adopted.

The committee on Appropriations made the following report:

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

House Bill No. 68. A Bill For an Act to Appropriate \$3,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

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

That in the Introduction and in Line 3 of Section 1 of the Printed Bill, the figures \$3,000.00 be stricken out and the figures \$2,000.00 be substituted in lieu thereof.

That in the introduction the word "July" and the figure "1", same being the date July 1 be stricken out and the word "June" and the figures "30" be substituted in lieu thereof making the date June 30.

That in Line 3 of Section 1 of the Printed Bill, after the figures 3,000.00, the words "for the Biennial Period ending June 30, 1929" be inserted.

And when so amended recommend the same do pass.

Wm. WATT,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your committee on Enrollment and Engross-

ment respectfully report that they have examined the following bills:

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 13. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 19. A Bill For an Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report which motion prevailed.

The committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

Senate Bill No. 41. A Concurrent Resolution providing for the Amendment of Sec. 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 be amended as follows:

After the word route at the end of Senate Bill strike out the period and insert semi-colon followed by the words "which compensation and mileage shall be in full of all services, expenses and allowances for each two year period."

And when so amended recommend that the same do pass.

GORDON COX,
Chairman.

The committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

Senate Bill No. 4. A Bill for an Act to amend and re-enact Section 4230 of the Compiled Laws of North Dakota for the year 1913.

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

GORDON COX
Chairman.

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

Mr. Cox asked for an extension of time in which to report on House Bills Nos. 53 and 64, which request was granted.

Mr. Traynor asked for an extension of time in which to report on House Bills Nos. 51 and 55, which request was granted.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Committee on Appropriations.

House Bill No. 99. A Bill for an Act to Repeal Section 6 of Chapter 217, Session Laws 1923, the same being Section 1866a6 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, making an Annual Appropriation for the North West Agricultural, Live Stock and Fair Association.

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

Introduced by Oscar S. Oberg.

House Bill No. 100. A Bill for an Act to Amend Sections 2869-2870-2871-2872 and 2873 of the Compiled Laws of North Dakota for the year 1913 and Sections 2261 and 2262 of the Supplement to the Compiled Laws of 1913 and providing for the levy of a tax, the same to be expended for the destruction of rodent pests in a county, or in organized and unorganized townships in such county and repealing all acts and parts of acts in conflict herewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by O. C. Martin.

House Bill No. 101. A Bill for an Act to Amend and Re-enact Sections seven, nine and ten of Chapter one hundred and forty-seven 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 first and second times and referred to the Committee on Banking.

Introduced by Mr. Oberg.

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 relating to per diem and mileage of witnesses.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Alfred O. Brown.

House Bill No. 103. A Bill for an Act to Amend and Re-enact Section 6762 Compiled Laws of North Dakota for 1913, relating to renewal of chattel mortgage.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by L. W. Sperry.

House Bill No. 104. A Bill for an Act to Legalize the Execution and Acknowledgement of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. H. H. Roberts.

House Bill No. 105. A Bill for an Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

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

Introduced by Craig.

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8682 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

Was read the first and second times and referred to the Committee on Judiciary.

A Concurrent Resolution for the Repeal of the Volstead Act was read the first and second time and referred to the Committee on Temperance.

CONCURRENT RESOLUTION

Repeal of Volstead Act Streich - Rabe

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

Whereas: The State of North Dakota became a prohibition State at the time of its admission to statehood, and

Whereas: The prohibition law was well enforced up to the time of the enactment by Congress of the Volstead Act, and

Whereas: Since the passing and taking effect of said measure, all forms of crime has increased; and the drinking of intoxicating liquor has become more prevalent, particularly among the young people of the state and nation, and

Whereas: The population of the State Penitentiary has

doubled since the enactment of the said Act, due principally to persons committing other crimes while intoxicated, with moonshine and other low-grade bootleg liquor;

Whereas: Rape and murder has been on the increase in this state since the enactment of said act, and

Whereas: The entire enforcement of law has broken down, not only in liquor cases but in all forms of criminal actions, and

Whereas: Enforcement is a farce, whereby certain members of society appear to be entirely immune to prosecution regardless of the degree of their flagrant violation of said Volstead Act, while others less influential, yet perfectly good citizens are frequently prosecuted and persecuted under the guise of upholding this nefarious law, and

Whereas: The enforcement of said Act is being attempted at a stupendous cost of many millions of dollars annually without any good results being achieved, and

Whereas: Enforcement of said Act will not and can not be accomplished at any cost; and our government is thereby losing additional millions through loss of revenue and instead the Canadian government is reaping a tremendous harvest and paying off its war debt by our citizens patronizing the Canadian liquor market; and

Whereas: The passage of said act has made the farmers and business men poorer, because of the lack of market of certain kinds of grain raised and has made bootleggers millionaires, and

Whereas: Citizens who formerly obeyed the laws are now apparently violating them, and

Whereas: Said Act has been unpopular with the masses from its inception, and becoming more unpopular since its enactment, and

Whereas: The Volstead Act is being violated daily by a large percentage of our population who are in all other matters good law abiding citizens, thereby causing them to be looked upon by some people as law breakers and criminals, and

Whereas: It has made a crime of an Act, that is neither a wrong in itself, nor a sin, nor in any way contrary to the Scriptures; and

Whereas: The Volstead Act is a farce as it can never be enforced by reason of the fact that the people of the nation and state are not universally favorable towards it, causing the same to be held in disrespect and contempt, and thereby having a tendency for our population to lose its respect for law and order generally, and

Whereas: Many school children are largely beginning to disregard law because of nearly universal disregard by their elders of the enforcement of said Volstead Act, and

Whereas: The small percentage of the violators of the

Volstead Act that are prosecuted, are usually people of either little or no means, and as a consequence such prosecutions often have the effect to burden our counties and townships with the burden of providing the necessities of life for the dependents of so-called criminals, for the term of their incarceration, and

Whereas: Our Federal Government passed this legislation primarily as a war measure, and at a time when four million of our young men were in France; and

Whereas: Corruption and graft have raised their hideous heads among the office holders, not only of this state but of the nation, and

Whereas: The United States Government apparently purposely poisons liquor which it permits to be used for various purposes as permitted by the Volstead Act, and which liquor annually causes the death of scores of persons thereby inflicting the death penalty indirectly for the violation of said Act, and

Whereas: We believe that the repeal of the Volstead Act would inure to the greatest benefit to the greatest number of people and assist largely in re-establishing respect for law and order,

Therefore, Be It Resolved, by the House of Representatives, the Senate concurring;

That: Immediate steps are taken by Congress looking toward the repeal of the said Volstead Act, and

Further: We respectfully urge that Congress, during its present session, repeal the said Volstead Act by defining liquor in such a manner that the sale of light wines and beer be allowed by law.

Further: That all denaturing of alcohol be effected by non-poisonous substances, so that all poison be eliminated from denatured alcohol that is placed in the market for sale; and

That: Copies of these resolutions be forwarded to President Coolidge, the United States Senate, and the United States House of Representatives, Senators Frazier and Nye, Representatives Burtness, Hall and Sinclair, and to Andrew Mellon, the Secretary of the United States Treasury.

Mr. Bubel moved that this resolution be referred to its appropriate committee, which motion prevailed and it was referred to the Committee on Temperance.

THIRD READING OF HOUSE BILLS.

ROLL CALL.

House Bill No. 13. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, 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 102, nays 0, absent and not voting 11.

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Johnson, Foster	Renner
Bell	Johnson, McKenzie	Richardson
Boeckel	Johnson, Traill	Roberts
Bohnsack	Johnson, Ward	Rulon
Brown of Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burns	Keierleber	Sleight
Butt	Kelly	Sperry
Carlson	Larvick	Standley
Conway	Lavik	Steedsman
Cox	Lee	Swendseid
Craig	Levin	Streich
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	McCay	Thompson, Burleigh
Erickson, McLean	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Ferris	McGinnis	Treffry
Fettig	McManus	Trubshaw
Fowler	Martin	Tweten
Frojen	Meidinger	Twichell
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Opdahl	Wilson
Helbling	Owings	Worner
Hendrickson	Peters	Yeater
Hildebrand	Plath	Zimmerman
Hoffman	Polfuss	Mr. Speaker
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Bollinger	Iverson, McKenzie	O'Neill
Burkhart	Jardine	Swett
Flom	Lyon	Van Berkorn
Freeman	Olafson	

So the bill passed and the title was agreed to.

ROLL CALL.

House Bill No. 19. A Bill For an Act Making an Appropriation for Use by 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 94, nays 9, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Johnson, Foster	Richardson
Anderson, Sargent	Johnson, McKenzie	Roberts
Bell	Johnson, Trail	Rulon
Boeckel	Johnson, Ward	Shurr
Bohnsack	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Burns	Kapfer	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry
Ferris	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Opdahl	Wilson
Hanson	Owings	Worner
Hauge	Peters	Yeater
Hendrickson	Plath	Mr. Speaker
Hoffman	Polfuss	
Holthusen	Quam	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bubel	Hildebrand	Renner
Fettig	Keierleber	Sleight
Helbling	Meidinger	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Jardine	Swett
Brown of Adams	Lyon	Van Berkom
Burkhart	Olafson	
Iverson, McKenzie	O'Neill	

So the bill passed and the title was agreed to.

ROLL CALL.

House Bill No. 9. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane 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 102, nays 1, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Johnson, Foster	Renner
Boeckel	Johnson, McKenzie	Richardson
Bohnsack	Johnson, Traill	Roberts
Brown, Adams	Johnson, Ward	Rulon
Brown, Stutsman	Johnston	Shurr
Bubel	Kamrath	Signalness
Burns	Kapfer	Siverson
Rutt	Keierleber	Sleight
Carlson	Kelly	Sperry
Conway	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lee	Streich
Ehr	Levin	Swendseid
Ellingson	Lillehaugen	Svingen
Elken	Lofthus	Tester
Erickson, Kidder	Lynch	Thatcher
Erickson, McLean	Lyon	Thompson, Burleigh
Fedje	McCay	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.

Aljets

Absent and not voting:

Messrs.

Bollinger

Burkhart

Iverson, McKenzie

Messrs.

Jardine

Olafson

O'Neill

Messrs.

Swett

Van Berkorn

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE.

House Chamber,
Bismarck, North Dakota
January 22, 1927.

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

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 33. A Bill For an Act to amend and re-enact Section 189B5 of the Supplement to the 1913 Compiled Laws of North Dakota; Relating to Crops Insured against Hail loss.

Which the House has passed and your favorable considerations respectfully requested.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota
January 22, 1927.

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

Senate Bill No. 1. A Bill For an Act to amend and re-enact Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913 as amended and re-enacted by Section 5 of Chapter 199, Session Laws of 1925, relating to giving notice of expiration of period of redemption on property forfeited to the county at tax sale, issuance of tax deeds to the county and sale of property acquired by the county through tax deed.

Senate Bill No. 12. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Senate Bill No. 13. A Bill For an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Unkeep of Grounds.

Senate Bill No. 14. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Senate Bill No. 37. A Bill For an Act to Amend and Re-enact Section 5552 of the Compiled Laws of North Dakota for the year 1913.

Senate Bill No. 43. A Bill For an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Senate Bill No. 44. A Bill For an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Senate Bill No. 45. A Bill For an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota.
January 22, 1927.

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

Senate Bill No. 54. A Bill For an Act to Repeal Sections 10,180, 10,181, 10,182 and 10,183, of the Compiled Laws of North Dakota for 1913, Prohibiting the Manufacture and Sale of Snuff in North Dakota and Providing a Penalty Therefor.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 1. A Bill For an Act to amend and reenact Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913 as amended and re-enacted by Section 5 of Chapter 199, Session Laws of 1925, relating to giving notice of expiration of period of redemption on property forfeited to the county at tax sale, issuance of tax deeds to the county and sale of property acquired by the county through tax deed.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 12. 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 times and referred to the Committee on Appropriations.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

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

Senate Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

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

Senate Bill No. 37. A Bill For an Act to Amend and Re-enact Section 5552 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 43. A Bill For an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

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

Senate Bill No. 44. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

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

Senate Bill No. 45. A Bill For an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

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

Senate Bill No. 54. A Bill For an Act to Repeal Sections 10,180, 10,181, 10,182 and 10,183, of the Compiled Laws of North Dakota for 1913, Prohibiting the Manufacture and Sale of Snuff in North Dakota and Providing a Penalty Therefor.

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

THIRD READING OF SENATE BILLS

ROLL CALL.

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 101, nays none, absent and not voting 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Quam
Anderson, Divide	Hoffman	Rabe
Anderson, Sargent	Iverson, Griggs	Renner

Bell	Iverson, McKenzie	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burns	Kamrath	Sleight
Butt	Kapfer	Sperry
Carlson	Keierleber	Standley
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lavik	Streich
Ehr	Lee	Svingen
Ellingson	Levin	Tester
Elken	Lillehaugen	Thatcher
Erickson, Kidder	Lofthus	Thompson, Burleigh
Erickson, McLean	Lynch	Thompson, Ramsey
Fedje	Lyon	Traynor
Ferris	McCay	Treffry
Fettig	McDowall	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Veitch
Freeman	Martin	Watt
Frojen	Meidinger	Wedel
Gilchrist	Miller	Westford
Gudmestad	Montgomery	Wilson
Halcrow	Muus	Worner
Hanson	Oberg	Yeater
Hauge	Opdahl	Zimmerman
Helbling	Owings	Mr. Speaker
Hendrickson	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	McGauvran	Polfuss
Burkhart	Olafson	Swett
Holthusen	O'Neill	Twichell
Jardine	Plath	Van Berkum

So the bill passed and the title was agreed to.

GENERAL ORDERS

Mr. Traynor moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Traynor to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The committee of the whole have had under consideration:

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Mis-

cellaneous Expenses of the State School of Science at Wahpeton, North Dakota.

And recommend the adoption of the Standing Committees Amendment, as follows:

That in line 9 of Section 1 of the Printed Bill, the figures \$114,000.00 be stricken out and the figures \$112,000.00 be substituted in lieu thereof.

That in line 24 of Section 1 of the Printed Bill, the figures \$147,650.00 be stricken out and the figures \$145,650.00 be substituted in lieu thereof.

That in line 27 of Section 1 of the Printed Bill, the figures \$92,650.00 be stricken out and the figures \$90,650.00 be substituted in lieu thereof.

That in lines 3 and 39 of Section 1 of the Printed Bill, the figures \$175,850.00 be stricken out and the figures \$173,850.00 be substituted in lieu thereof.

And when so amended, recommend that the same do pass. Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

And recommend the adoption of the Standing Committees Amendment, as follows:

That in line 31 of the Printed Bill, the figures \$2,000.00 be stricken out and the figures \$4,000.00 be substituted in lieu thereof.

That in lines 3 and 38 of Section 1 of the Printed Bill, the figures \$99,070.00 be stricken out and the figures \$101,070.00 be substituted in lieu thereof.

And when so amended, recommend that the same do pass.

EDWIN TRAYNOR,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Kelly moved the adoption of the report of the Committee of the Whole, which motion prevailed.

Upon request the House reverted to the Seventh Order of Business.

Mr. Watt moved that Rule 25 be suspended until the thirty-fifth day of the session, which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: S. W. Lyman and P. E. Schley, of New Rockford; Andrew Sauer, Washburn; Mrs. Frank Lyon, Butte; Miss Harriett Perry, Jamestown.

Mr. Lynch moved that we do now adjourn, which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State School of Science at Wahpeton, North Dakota.

Senate Bill No. 4. A Bill for an Act to amend and re-enact Section 4230 of the Compiled Laws of North Dakota for the year 1913.

GENERAL ORDERS

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

House Bill No. 68. A Bill For an Act to appropriate \$3,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

Senate Bill No. 41. A Concurrent Resolution—Constitutional Amendment—Compensation and Salary of Members of Legislative Assembly.

TWENTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
January 24, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. John A. H. Slag.

Roll call.

All members present except: Messrs. Bollinger, Brown of
Stutsman, Hauge, O'Neill and Swett.

Mr. Peters moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: Your Committee on Revision and Correc-
tion of the Journal have carefully examined the Journal of
the Nineteenth day and recommend that the same be cor-
rected as follows:

Page 3, strike out the initial letter "S" in the name "J. S.
Holthusen" in the fifth line from the bottom of the page and
insert in lieu thereof the letter "D".

Page 10, after line 40 insert the following:

Mr. Bubel moved that the resolution be referred to its
appropriate committee, which motion prevailed and it was
referred to the "Committee on Temperance".

Page 1, line 11, correct the spelling of the word "Fedje"
by changing the "g" to a "j".

Page 7, line 33, strike off the "es" in the word "Taxes".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications from the Minot Flour Mill Co., protesting against the passage of Senate Bill No. 59, were read and referred to the Committee on State Affairs.

Communications from the Aneta Civics club, Courtenay Woman's club, Barton Woman's club, Civic League of Thompson and Woman's club of Bottineau, all requesting an appropriation of the State Health Department, were read and referred to the Committee on Public Health.

A communication signed by Paul A. Meyer and twenty-two other barbers of Valley City, favoring the passage of Senate Bill No. 60 and opposing Senate Bill 20, was read and referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Also,

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State School of Science at Wahpeton, North Dakota.

Also,

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

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. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

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

In the title of the printed bill after the word "Sale" insert the words "or Lease". In line one of Page one of the printed bill after the word "Sale" insert the words "or Lease". In line four, page one of the printed bill after the word "sell" insert a comma followed by the words "or Lease to a responsible person, firm or corporation". In line five, page one, after the word "elevator" insert a comma and after the word "for" in the same line, insert a comma followed by the words "the Sale or Lease of such". In line six, page one of the printed bill, strike out the word "conveyances" and insert in lieu thereof the words "conveyance or lease". In line seven, page one, of the printed bill, strike out the word "conveyances" and insert in lieu thereof the words "conveyance or lease". In line eight, page one of the printed bill, strike out the word "Commission" and insert in lieu thereof the word "Association". In line nine on page one of the printed bill after the word "Sale" insert the words "or Lease".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, relating to the designation of depositories for public funds.

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

That the title thereof be amended by inserting after the figures and letter "714A5" the words "of the". In line one of the printed bill insert the words and figure "Section 1. Amendment" ahead of the word "Section" appearing at the

commencement of such line. At the beginning of line three of the printed bill insert "Section 714A5".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Majority Committee on Appropriations made the following report:

Mr. Speaker: The majority of your Committee on Appropriations to whom was referred:

House Bill No. 60. A Bill For an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services rendered as an Attorney at Law, Incurred and in Connection with 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 the Year 1919, in Conducting a Hearing on Certain Charges Preferred against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT,
JOHN HALCROW,
D. L. PETERS,
M. W. KELLY,
JOSEPH McGAUVVRAN,
J. M. THOMPSON,
IRA J. WILSON,
EDWIN TRAYNOR,
R. C. MONTGOMERY.

The Minority of the Committee on Appropriations made the following report:

Mr. Speaker: The minority of your Committee on Appropriations to whom was referred:

House Bill No. 60. A Bill For an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services rendered as an Attorney at Law, Incurred and in Connection with 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 the Year 1919, in Conducting a Hearing on Certain Charges Preferred against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

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

J. H. BURKHART,
HERMAN F. BUTT,
O. C. ANDERSON,
JOHN QUAM,
ROY A YEATER,
JAMES McMANUS,
MINNIE D. CRAIG,
FRANK J. LYON.

Mr. Burkhart moved that the report of the minority be substituted for the report of the majority, which motion was lost.

Roll call demanded and granted.

HOUSE ROLL CALL

The question being on the adoption of the minority report, the roll was called, and there were ayes 44, nays 63, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Oberg
Anderson, Divide	Iverson, McKenzie	Opdahl
Anderson, Sargent	Johnson, Foster	Quam
Boeckel	Johnson, McKenzie	Richardson
Bubel	Kamrath	Shurr
Burkhart	Kapfer	Siverson
Butt	Keierleber	Swendseid
Carlson	Lavik	Streich
Conway	Lee	Svingen
Craig	Lillehaugen	Thatcher
Erickson, Kidder	Lofthus	Treffry
Ferris	Lyon	Tweten
Gilchrist	McCay	Van Berkom
Hanson	McManus	Yeater
Hildebrand	Martin	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Roberts
Bohnsack	Johnson, Traill	Rulon
Brown, Adams	Johnston	Signalness
Burns	Kelly	Sleight
Cox	Larvick	Sperry
Ehr	Levin	Standley
Ellingson	Lynch	Steedsman
Elken	McDowall	Tester
Erickson, McLean	McGauvran	Thompson, Burleigh
Fedje	McGinnis	Thompson, Ramsey
Fettig	Meidinger	Traynor
Flom	Miller	Trubshaw
Fowler	Montgomery	Twichell
Freeman	Muus	Veitch

Messrs.	Messrs.	Messrs.
Frojen	Olafson	Watt
Gudmestad	Owings	Wedel
Halcrow	Peters	Westford
Helbling	Plath	Wilson
Hendrickson	Polfuss	Worner
Hoffman	Rabe	Zimmerman
Holthusen	Renner	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Hauge	O'Neill
Brown, Stutsman	Johnson, Ward	Swett

So the adoption of the minority report was declared lost.

Mr. Watt moved that the report of the majority be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that the vote by which the majority committee report was adopted be reconsidered and the motion to reconsider be laid on the table.

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. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

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

In the first line of the title of the printed bill, strike out the words and figures "of Chapter 34". In the second line of the title following the word "supplement" strike out the word "of" and insert in lieu thereof the word "to". In the same line after the word "Laws" insert the words "of North Dakota". In line one, page one of the printed bill after the word "of" as it first appears on the printed bill insert the words "the supplement to".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on Counties made the following report:

Mr. Speaker: Your Committee on Counties to whom was referred:

House Bill No. 86. A Bill For an Act to Amend and Re-enact Section 3237 of the Compiled Laws of North Dakota for 1913, Pertaining to When County Seat Deemed Changes.

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

R. C. MONTGOMERY,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

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

In line 10 of the printed bill, after the word "Engineer", insert the word "and"; same line after the word "Geologist", insert a comma and after the word "shall", in line 10 of the printed bill, insert the following "name a disinterested person as a third arbitrator, and such board shall review the matter and render final decision thereon".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

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

Strike out the word and figures "Section 22" where the same occurs at the beginning of the second paragraph of the body of the printed bill, as the same was passed by the Senate, and strike out the parenthesis surrounding the words and figures "Section 5235a22" where the same occurs following the said words and figures "Section 22":

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

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

In the title of the bill correct the same so that the word "of" follows the figures and letter "2863b7".

In the second paragraph of the bill where the word and figure "Section 1" occurs followed by the word and figures "Section 2863b7" in parenthesis, strike out the words and figures "Section 1", and strike out the parenthesis around "Section 2863b7".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

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

In the second paragraph of the body of the bill as passed by the Senate strike out the word and figures "Section 12" where the same appears at the beginning of such paragraph, also strike out the parenthesis around the words and figures "Section 2976v12" as the same now follows the words and figures "Section 12". In Section 2 of the bill as passed by the Senate strike out the words and figures "Section 13" as same appear at the beginning of the second paragraph in said section, also strike out the parenthesis around the words and figures "Section 2976v12", as the same appears following the words and figures "Section 13".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 24, 1927.

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

House Bill No. 13. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

House Bill No. 19. A Bill For an Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 24, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act.

Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 24, 1927.

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

Senate Bill No. 31. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Senate Bill No. 52. A Bill For an Act Authorizing Actions to be Commenced and Prosecuted by and against Partnerships and Associations, in Their Firm or Common Name, and making the Judgments in all such Actions Binding upon the Joint Property of all the Members or Associates of such Partnerships or Associations.

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

Senate Bill No. 56. A Bill For an Act to appropriate \$1,000.00 to the North Dakota Poultry Association for the biennial period agreeable with Sections 5118, 5119, and 5120 of the Compiled Laws of 1913 for the State of North Dakota.

Senate Bill No. 63. A Bill For an Act to Amend and Re-enact Section 10766 of the Compiled Laws of North Dakota for the Year 1913, Providing the Procedure Where Joint Affidavit Is Filed in Criminal Cases, Alleging Prejudice Against the Judge and Also Asking for a Change in Place of Trial.

Senate Bill No. 64. A Bill For an Act to Amend and Re-enact Section 11002, Compiled Laws of North Dakota for 1913, Relating to the Duty of the Clerk of the District Court When Appeals in Criminal Cases are taken and Completed.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

MOTIONS AND RESOLUTIONS

Mr. Watt moved that the vote by which House Bill No. 9 was passed on the last legislative day be reconsidered.

Which motion prevailed.

Mr. Watt moved that House Bill No. 9 be re-referred to the Appropriations Committee.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by T. E. Sleight.

House Bill No. 107. A Bill For an Act Requiring Counties to Pay the Tuition for Children Attending School in this State, Whose Parents Reside upon Lands owned by such Counties.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. Aljets.

House Bill No. 108. A Bill For an Act Providing for the Forfeiture to the State of Real Property upon which Taxes are Delinquent: Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service: And for Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Mr. Cox.

House Bill No. 109. A Bill For an Act to Repeal Sections 1804 and 1806, of the Compiled Laws of North Dakota for 1913, Relating to the State Trolley Line.

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

Introduced by Streich and Rabe.

House Bill No. 110. A Bill to Repeal Sections, 10092, 10093, 10094, 10095, 10096, 10097, 10098, 10099, 10100, 10101, 10102, 10103, 10104, 10105, 10106, 10107, 10108, 10109, 10110, 10111, 10112, 10113, 10114, 10115, 10116, 10117, 10118, 10119, 10120, 10121, 10122, 10123, 10124, 10125, 10126, 10127, 10128, 10129, 10130, 10131, 10132, 10133, 10134, 10135, 10136, 10137, 10138, 10139, 10140, 10141, 10142, 10143, 10144, 10145, Compiled Laws of North Dakota, year 1913, a-1

Acts amendatory thereto being as follows: Sections, 1-2, Chapter 135, Laws 1917, Sections, 1-2-3, Chapter 195, Laws 1915, Sections, 1-2-3-4-5, Chapter 134, Laws 1917, Section 1, Chapter 196, Laws 1915, Section 1, Chapter 176, Laws 1925, Sections, 1-2, Chapter 197, Laws 1915, Sections, 1-2, Chapter 194, Laws 1915, Sections, 1-2-3-4, Chapter 136, Laws 1917,

Section 1, Chapter 175, Laws 1925, Sections, 1-2-3, Chapter 268, Laws 1923, Section 2, Chapter 97, Laws 1921, Sections, 3-4-5-6-7-8-9-10-11-12-13-15, Chapter 97, Laws 1921, Pertaining to Prohibition, and unlawful dealing in Intoxicating Liquors, viz:—

Penalty for Manufacture or sale of Intoxicating Liquor. Who may sell; Druggist's permit, how obtained; Hearing; Application to be published; Bond and oath of applicant; Revocation of permit; Penalties; Fees; Cases of emergency; Regulating druggist sales; Affidavits; Sales for mechanical, scientific and sacramental purposes; Quantity limited; Blanks; Oaths, Affidavits, preserved; Disposition of Fees; Penalty; Record of sales; False affidavit; Other violations; Penalties; Intoxicating Liquors defined; Hard cider defined; Duty of all peace to apprehend and notify; Duty of state's attorney; Seizure and arrest; Authority of justices of the peace; Information to be filed; Trial; Penalty if found guilty; Fees, how paid; State's attorney to prosecute; Fines a special fund; Attorney-general prosecutes, when; Peace officers seize with or without warrant; Unusual quantity presumptive evidence; Place of sales a nuisance; To be abated; Liquors destroyed; Actions, how maintained; Procedure; Presumptions; Penalties; Contents of affidavits; Search warrant; Liability for causing intoxication; Right of action; Injured party; Clubhouse prohibited; Penalty; Evasions deemed unlawful; Fines and costs constitute liens; Proviso; State's attorney advise county judge; Informer protected; Assistance for State's attorney; Speedy judgment to be rendered; Exception; Form of pleading; Presumptive evidence; Government receipt; Court's duty; Special charge to grand jury; When druggist prohibited from selling liquor upon any terms; Treating minor, penalty for; Soliciting orders for liquors unlawful; Penalty; Owner of building liable; Penalty; If public officer, removed; Liability of common carrier; Bonds forfeited; Actions and liabilities thereon; Penalty for neglect of duty of attorney, judge or auditor; Payments for liquor void; Exception; Giving Liquor to Indian; Being intoxicated in public place; Selling liquor to pauper; Selling liquors on boat; Sunday; Bootlegging defined; Penalty; Injunction against transporting intoxicating liquor; Nature of action; complaint; How long injunction to continue in force; Violation of injunction a contempt; penalty; affidavits; evidence; Regulation of receiving or receipting for liquor; prohibiting use of fictitious name or appellation; Peace officers to report law violations; Receiving or having possession for delivery unlawful; Record affidavit blanks; Receipt or having in possession for delivery; penalty; Defining intoxicating liquors; Crime of engaging in liquor traffic, defined; Prohibiting intoxicating beverages; Use of intoxicating beverages; Use of intoxicating liquors by physicians; Use of alcohol by dentists, veterinarians; Evidence, burden of proof; Cumulative; Sweet fruit ciders; Prohibiting unlawful advertisements, etc; Soliciting and receiving intoxicating liquors prohibited; Common nuisance; to be abated; liquors and property destroyed; presumptions; process; procedure; Actions; how maintained; procedure; presumptions; penalties; process; affidavits; evidence; Fines and costs consti-

tute liens; proviso; Contents of affidavits; search warrants; Seizing transported liquor; Disposition of evidence; Intoxicated on train; Person charged with intoxication to answer questions; Remainder of act not invalidated by holding part unconstitutional; Penalty.

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

Introduced by Appropriations Committee.

House Bill No. 111. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 17, Session Laws of 1921, Relating to Preservation and Control of the Artesian Waters of the State, for the Biennial Period from July 1, 1927 to June 30, 1929.

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

Introduced by Appropriations Committee.

House Bill No. 112. A Bill for an Act Providing for the Establishment, Maintenance and Operation, for the Benefit of the State, of a Plant at the State Penitentiary for the Manufacture of Automobile License Tags and Road Markers, and Making an Appropriation Therefor.

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

Introduced by Mr. Signalness.

House Bill No. 113.—Concurrent Resolution.—A Joint 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.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Streich and Rabe.

House Bill No. 114.—Concurrent Resolution.—A Joint Resolution to Repeal Section 217 of Article 20, of the Constitution of the State of North Dakota Providing for Prohibition.

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

Introduced by E. E. Veitch.

House Bill No. 115. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay For the Same by a Tax on Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing All Laws in Conflict Herewith.

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

Introduced by Mr. Fowler.

House Bill No. 116. A Bill For an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled, "An Act to Authorize the More Complete Endowment of Agricultural Experiment Stations, and For Other Purposes," Approved February 24, 1925.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. Standley.

House Bill No. 117. A Bill For an Act to Provide an Appropriation for the Eradication of the Barberry Bushes.

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

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 106, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Roberts
Boeckel	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Traill	Shurr
Brown, Adams	Johnson, Ward	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry

Messrs.	Messrs.	Messrs.
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Twetén
Flom	McManus	Twichell
Fowler	Martin	Van Berkorn
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	
Holthusen	Polfuss	

Those voting in the negative were:

Messrs.
Renner

Absent and not voting:

Bollinger	Hauge	O'Neill
Brown, Stutsman	Johnston	Swett

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendåle.

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 88, nays 20, absent and not voting 5.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Iverson, Griggs	Polfuss
Bell	Iverson, McKenzie	Quam
Bohnsack	Jardine	Roberts
Brown of Adams	Johnson, McKenzie	Rulon
Burkhart	Johnson, Traill	Shurr
Burns	Johnson, Ward	Signalness
Butt	Johnston	Sleight
Carlson	Kamrath	Sperry
Conway	Kelly	Standley
Cox	Larvick	Steedsman
Craig	Lavik	Streich
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Thatcher
Elken	Lofthus	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lynch	Traynor
Fedje	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Veitch
Frojen	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Helbling	Oberg	Worner
Hendrickson	Olafson	Yeater
Hildebrand	Opdahl	Mr. Speaker
Hoffman	Peters	
Holthusen	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Keierleber	Kapfer
Anderson, Divide	Lee	Siverson
Boeckel	McCay	Swendseid
Bubel	Owings	Tester
Ferris	Rabe	Van Berkom
Hanson	Renner	Zimmerman
Johnson, Foster	Richardson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Hauge	Swett
Brown, Stutsman	O'Neill	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State School of Science at Wahpeton, 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 107, nays 0, absent and not voting 6.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Rabe
Anderson, Sargent	Jardine	Renner
Bell	Johnson, Foster	Richardson
Boeckel	Johnson, McKenzie	Roberts
Bohnsack	Johnson, Traill	Rulon

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Swendseid
Craig	Lee	Streich
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweter
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkorn
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Helbling	Opdahl	Worner
Hendrickson	Owings	Yeates
Hildebrand	Peters	Zimmerman
Hoffman	Plath	Mr. Speaker
Holthusen	Polfus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Hauge	O'Neill
Brown, Stutsman	McDowall	Swet

So the bill passed and the title was agreed to.

Representative Ferris explained his vote:

Since I have heard the discussion on this school, I didn't know anything about the school myself. Since it is the best school to educate people to go back on the farm I am going to vote "aye" on this bill.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 24, 1927.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of Senate Bill No. 52.

Very respectfully,

W. D. AUSTIN,
Secretary.

Mr. Twitchell moved that the House accede to the request of the Senate to return Senate Bill No. 52.

Which motion prevailed.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 24, 1927.

Mr. President: I have the honor to inform you that the House returns herewith Senate Bill No. 52 which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 31. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

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

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 56. A Bill For an Act to appropriate \$1,000.00 to the North Dakota Poultry Association for the biennial period agreeable with Sections 5118, 5119, and 5120 of the Compiled Laws of 1913 for the State of North Dakota.

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

Senate Bill No. 63. A Bill For an Act to Amend and Re-enact Section 10766 of the Compiled Laws of North Dakota for the Year 1913, Providing the Procedure Where Joint Affidavit Is Filed in Criminal Cases, Alleging Prejudice Against the Judge and Also Asking for a Change in Place of Trial.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 64. A Bill For an Act to Amend and Re-enact Section 11002, Compiled Laws of North Dakota for

1913, Relating to the Duty of the Clerk of the District Court When Appeals in Criminal Cases are taken and Completed.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Mrs. Craig asked the unanimous consent of the House that Senate Bill No. 4 be amended by inserting a comma after the word "township" in the fifth line of the bill, also after the words "made" and "duty" in the sixth line, also after the word "township" in the seventh line, and after the word "service" in the eighth line.

Which request was granted.

Mr. Elken moved that Senate Bill No. 4 be amended by inserting after the word "meeting" on line seven of the printed bill the words "by three day's notice".

Which request was disallowed.

Mrs. Craig moved that the rules be suspended and Senate Bill No. 4 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

Senate Bill No. 4. A Bill for an Act to amend and re-enact Section 4230 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, as amended, the roll was called, and there were ayes 99, nays 9, absent and not voting 5.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Polfuss
Anderson, Sargent	Johnson, Foster	Quam
Bell	Johnson, McKenzie	Rabe
Bohnsack	Johnson, Traill	Richardson
Brown, Adams	Johnson, Ward	Roberts
Burkhart	Johnston	Rulon
Burns	Kamrath	Shurr
Butt	Kapfer	Signalness
Carlson	Keierleber	Siverson
Conway	Kelly	Sleight
Cox	Larvick	Sperry
Craig	Lavik	Standley
Ehr	Lee	Steedsman
Ellingson	Levin	Swendseid
Erickson, Kidder	Lillehaugen	Streich

Messrs.	Messrs.	Messrs.
Erickson, McLean	Lofthus	Svingen
Fedje	Lynch	Tester
Ferris	Lyon	Thatcher
Fettig	McCay	Thompson, Burleigh
Flom	McDowall	Thompson, Ramsey
Fowler	McGauvran	Traynor
Freeman	McGinnis	Treffry
Gilchrist	McManus	Trubshaw
Gudmestad	Martin	Tweten
Halcrow	Meidinger	Twichell
Hanson	Miller	Veitch
Helbling	Montgomery	Watt
Hendrickson	Muss	Wedel
Hildebrand	Oberg	Westford
Hoffman	Olafson	Wilson
Holthusen	Opdahl	Worner
Iverson, Griggs	Peters	Zimmerman
Iverson, McKenzie	Plath	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Elken	Renner
Boeckel	Frojen	Van Berkom
Bubel	Owings	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Hauge	Swett
Brown, Stutsman	O'Neill	

So the bill passed and the title was agreed to.

GENERAL ORDERS

Mr. Martin moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Martin to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

And recommend the adoption of the Standing Committee's amendment, as follows:

That in Line 12 of Section 1 of the Printed Bill, the figures 5,000.00 be stricken out and the figures 3,000.00 be substituted in lieu thereof.

That Line 13 be stricken out.

That in Line 17 of the Printed Bill, the figures 2,500.00 be stricken out and the figures 1,000 substituted in lieu thereof.

That in Line 20 of Section 1 of the Printed Bill, the figures 3,500.00 be stricken out and the figures 2,500.00 be substituted in lieu thereof.

That in Line 22 of Section 1 of the Printed Bill, the figures 7,500.00 be stricken out and the figures 2,500.00 be substituted in lieu thereof.

That in Line 25 of Section 1 of the Printed Bill, the figures \$4,800.00 be stricken out and the figures \$4,000.00 be substituted in lieu thereof.

That in Lines 3 and 29 of Section 1 of the Printed Bill, the figures \$54,400.00 be stricken out and the figures 40,500.00 be substituted in lieu thereof.

And the further amendment:

That in line 11 of the printed bill, after the word "nursing", insert the following: "To meet aid granted by the Sheppard-Towner Bill".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 68. A Bill For an Act to Appropriate \$3,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

And recommend the adoption of the Standing Committee's amendment, as follows:

That in the Introduction and in Line 3 of Section 1 of the Printed Bill, the figures \$3,000.00 be stricken out and the figures \$2,000.00 be substituted in lieu thereof.

That in the introduction the word "July" and the figure "1", same being the date July 1 be stricken out and the word "June" and the figures "30" be substituted in lieu thereof making the date June 30.

That in Line 3 of Section 1 of the Printed Bill, after the figures 3,000.00, the words "for the Biennial Period ending June 30, 1929" be inserted.

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

Senate Bill No. 41. A Concurrent Resolution—Constitutional Amendment—Compensation and Salary of Members of Legislative Assembly.

And recommend that the adoption of the Standing Committee's amendment, as follows:

After the word route at the end of Senate Bill strike out the period and insert semi-colon followed by the words "which compensation and mileage shall be in full of all services, expenses and allowances for each two year period."

And when so amended recommend that the same do pass.

O. C. MARTIN,
Chairman.

Speaker John W. Carr resumed the chair.

Mrs. Craig moved the adoption of the report of the committee of the whole.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Thomas Ryan, of Fairdale; Gilbert Jenson, of Edinburg; Dave Johnson, of Park River; Harry Polk, of Williston; Father J. J. Raith, of Minot; N. M. Wiejdahl, M. Bergerud and Cobb, of Killdeer; ex-Representative A. M. Thompson, of Cogswell; H. H. Dill, of Minot; Robert Wedge, of Steele; William Smith, of Crystal Springs; and Arthur Cunningham, of Williston.

Mr. Halcrow moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 86. A Bill For an Act to Amend and Re-enact Section 3237 of the Compiled Laws of North Dakota for 1913, Pertaining to When County Seat Deemed Changed.

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

House Bill No. 68. A Bill For an Act to Appropriate \$3,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

Senate Bill No. 41. A Concurrent Resolution—Constitutional Amendment—Compensation and Salary of Members of Legislative Assembly.

GENERAL ORDERS

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, relating to the designation of depositories for public funds.

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

TWENTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 25, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. John A. H. Slag.

Roll call.

All members present except: Gilchrist and O'Neill.

Mr. Kelly moved that all absentees 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. Speaker: 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:

Page 2, line 15, correct spelling of the word "Health" by
inserting the letter "l" between the letters "a" and "t".

Page 5, line 8, strike out the word "Ray" and insert in lieu
thereof the word "Roy".

Page 8, line 24, strike out the first letter of the second
word in the line and insert in lieu thereof of the letter "C".

Page 9, remove slug between the second and third lines
from the bottom of the page.

Page 12, strike out the last six words in line 49 and the
syllable "ing" and the first two words following in line 50.

Page 18, line 2, insert the letters "ac" before the syllable
"cede".

Page 4, strike out the following: "Mr. Watt moved that

the report of the majority be adopted, which motion prevailed and the report was adopted", and insert the same after line 14 on page 6.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Four communications from the W. C. T. U. of Carrington, the W. C. T. U. of Park River, the W. C. T. U. of Grafton, and W. C. T. U. of Minot, all protesting against the repeal of the public smoking law and Volstead Act, were received and referred to the Committee on Temperance.

A communication from the Tuesday Improvement Club of Garrison, requesting an appropriation for the support of the State Health Department, was received and referred to the Committee on Public Health.

A communication signed by the Congregation of the First Baptist church of Grand Forks, petitioning the House to uphold the Prohibition Liquor Law, the Anti-Snuff Law, and the law prohibiting smoking in public dining rooms, was read and referred to the Committee on Temperance.

A communication from the State Bank Examiner, with a detailed audit report of O. B. Lund, accountant, was received and the communication read.

Mr. Burkhart moved that a Committee be appointed to examine the report of the Guaranty Fund Commission and see whether it would be advisable to have it printed so everyone could have a copy or have it published in the Journal.

Mr. Swett moved as a substitute motion that the report be printed in pamphlet form as a part of the Journal.

Mr. Trubshaw moved that the substitute motion be laid on the table, which motion was lost.

ROLL CALL

Roll call demanded and granted.

The question being on the substitute motion of Mr. Swett that the report of Examiner be published as a part of the Journal, the roll was called, and there were ayes 44, nays 67, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Quam
Anderson, Divide	Johnson, Foster	Renner
Anderson, Sargent	Johnson, McKenzie	Richardson

Messrs.	Messrs.	Messrs.
Boeckel	Kamrath	Shurr
Bubel	Kapfer	Signalness
Burkhart	Keierleber	Siverson
Butt	Lavik	Streich
Carlson	Levin	Swett
Conway	Lofthus	Svingen
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Treffry
Ferris	Martin	Tweten
Hanson	Oberg	Van Berkom
Hildebrand	Opdahl	Yeater
Iverson, Griggs	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Trail	Sleight
Brown, Adams	Johnson, Ward	Sperry
Brown, Stutsman	Johnston	Standley
Burns	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lee	Tester
Ehr	Lillehaugen	Thompson, Burleigh
Elken	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Fedje	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Flom	McManus	Veitch
Fowler	Meidinger	Watt
Freeman	Miller	Wedel
Frojen	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Olafson	Worner
Hauge	Peters	Zimmerman
Helbling	Plath	Mr. Speaker
Hendrickson	Rabe	
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.
Gilchrist	O'Neill

So the substitute motion was lost.

Mr. Swett moved that the motion of Mr. Burkhart be amended to require the committee to report within twenty-four hours or upon the next legislative day.

Mr. Twichell moved that the amendment of Mr. Swett be laid on the table, which motion prevailed.

Mr. Twichell moved that the motion of Mr. Burkhart be laid on the table. The Speaker ruled that the laying of Mr. Sweet's substitute motion on the table carried with it the motion of Mr. Burkhart.

Mr. Twichell moved that the matter of determining whether this report shall be printed shall be left with the special com-

mittee appointed sometime ago, and that this committee report to the House as speedily as possible what part of the report, if any, should be printed, which motion prevailed and the report was referred to the special committee appointed to investigate the several state departments.

RESOLUTIONS

RESOLUTIONS ADOPTED BY THE STATE ASSOCIATION OF COUNTY COMMISSIONERS AT THEIR ANNUAL MEETING AT WILLISTON, N. D., ON JANUARY 18, 19, and 20, 1927

To the Legislative Assembly of
the State of North Dakota.

We, as committee on resolutions beg leave to submit the following resolutions for your approval:

First: Delinquent Personal Property Tax List.

"Be It Resolved that we recommend to the Legislature to amend the law so that the delinquent personal property tax list be in the hands of the sheriff by July 1st instead of October 15th each year.

Second: Assessors.

"Be It Resolved that all Assessors in this State be authorized and instructed to collect the one dollar school poll tax from all parties that are not assessed for any real or personal property at the time the assessment is made by the assessor.

Third: Land Forfeited to County at Tax Sale.

"Be It Further Resolved that we recommend the passage of Senate Bill No. 1 in reference to land forfeited to the County at tax sale except we deem it unnecessary of the advertising of said tax list as specified in said bill three and two times as the advertising is very expensive and that one time at each event would be sufficient.

Fourth: Additional one cent gasoline tax.

"Be It Resolved that we recommend an additional one cent tax on gasoline for building and maintenance of state roads and that the money so collected will be distributed as under the present law.

Fifth:

"Be It Further Resolved that we are opposed to any bill providing for a County Assessor.

Sixth:

Whereas the Federal Government is contemplating to appropriate six million dollars to furnish seed and feed for the drought stricken districts,

"Therefore Be It Resolved that we are opposed to any law

whereby to bond the county for the purpose of furnishing seed and feed.

Seventh: State Highway Department.

Whereas the State Highway Departments are operating very satisfactory at the present time we wish to extend congratulations to Mr. Frahm, Mr. McKinnon and Mr. O'Neill who are present at this meeting for their cooperation with the County Commissioners, and we are not in favor of any change in operation of said department.

Eighth: Hail Insurance Law.

Whereas the present hail insurance law is not operating satisfactory.

"Therefore Be It Resolved that a change be made to the effect that no crop will be insured unless by application.

Ninth: Orphan's Home.

"Be It Further Resolved that we recommend to the Legislature that one of the Normal Schools in this State be discontinued as a Normal School and converted into an Orphan's Home.

Tenth: School Treasurer's Reports.

"Be It Further Resolved that the law providing for the publication of School Treasurer's Reports be repealed and that the posting of said report at the annual School Election be sufficient.

(Signed)

AUG. KRANTZ,
E. B. LICHTY,
AUGUST BENN,
C. H. COOPER,
A. J. McFADDEN.

Mr. Jardine moved that the resolutions adopted by the State Association of County Commissioners, be printed in the Journal, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 25, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 4. A Bill for an Act to amend and re-enact Section 4230 of the Compiled Laws of North Dakota for the year 1913.

Which the House has amended.

Very respectfully,
C. R. VERRY.
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 25, 1927.

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

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 11. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

House Bill No. 12. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State School of Science at Wahpeton, North Dakota.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 25, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 62. A Bill For an Act to Amend and Re-enact Section 10994, of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 125, of the Session Laws of North Dakota for the Year 1925, Relating to the Time for Taking and Completing Appeals to the Supreme Court in Criminal Cases.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

REPORTS OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 68. A Bill For an Act to Appropriate \$2,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

Also,

House Bill No. 86. A Bill for an Act to amend and reenact Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

Also,

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Appropriations made the following report:

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

House Bill No. 23. A Bill For an Act Making an Appropriation 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:

That in line 4 of Section 1 of the Printed Bill, that after the word "miscellaneous", the word "items" shall be added.

That in line 10 of Section 1 of the Printed Bill, the figures 2,400.00 be stricken out and the figures 3,000.00 be substituted in lieu thereof.

That between line 10 and 11 of Section 1 of the Printed Bill, a new line numbered 10½ be added reading as follows:

Stenographer2,400.00

That between line 20 and 21 of Section 1 of the Printed Bill, a new line numbered 20½ be added reading as follows:

Editor of Collections600.00

That in line 22 of Section 1 of the Printed Bill, the figures 2,500.00 be stricken out and the figures 800.00 be substituted in lieu thereof.

That in lines 3 and 24 of Section 1 of the Printed Bill, the figures 21,250.00 be stricken out and the figures 23,150.00 be substituted in lieu thereof.

And when so amended recommend the same do pass.

WM. WATT,
Chairman.

A majority of the committee on Temperance made the following report:

Mr. Speaker: Your committee on Temperance to whom was referred:

House Bill No. 14. A Bill For an Act to Repeal Chapter 127 of the Compiled Laws of North Dakota for the Year 1921, Relating to Use of Tobacco in Public Places.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PHILIP J. BOHNSACK,
GEORGE WORNER,
ERNEST F. JOHNSON,
A. LAVIK,
JOSEPH RENNER,
RICHARD LOFTHUS,
ARON LEVIN,
THOS. GUDMESTAD,
J. A. MEIDINGER,
D. L. PETERS,
DAVID STEEDSMAN,
MARY MCGINNIS,
J. H. BURKHART,
JOHN HALCROW.

A minority of the committee on Temperance made the following report:

Mr. Speaker: Your committee on Temperance to whom was referred:

House Bill No. 14. A Bill For an Act to Repeal Chapter 127 of the Compiled Laws of North Dakota for the Year 1921, Relating to Use of Tobacco in Public Places.

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

HERMAN RABE.

Mr. Twichell moved that the minority report be substituted for the report of the majority.

Mr. Peters moved that the House recess for fifteen minutes, which motion prevailed.

The House was recalled to order pursuant to recess.

Roll call demanded and granted on the adoption of minority report on House Bill No. 14.

ROLL CALL

The question being on the adoption of minority report, the roll was called, and there were ayes 28, nays 81, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hobbling	Streich
Brown of Adams	Johnson, McKenzie	Tester
Bubel	Johnson, Ward	Thompson, Ramsey
Butt	Lynch	Traynor
Cox	McDowall	Twichell
Ehr	McGauvran	Van Berkom
Fettig	Miller	Wedel
Freeman	Rabe	Mr. Speaker
Hauge	Renner	
Jardine	Sleight	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Plath
Anderson, Divide	Johnson, Foster	Polfuss
Anderson, Sargent	Johnson, Traill	Quam
Boeckel	Johnston	Richardson
Bohnsack	Kanrath	Roberts
Brown, Stutsman	Kapfer	Rulon
Burkhart	Keierleber	Shurr
Burns	Kelly	Signalness
Carlson	Larvick	Siverson
Conway	Lavik	Sperry
Craig	Lee	Standley
Ellingson	Levin	Steedsman
Elkin	Lillehaugen	Swendseid
Erickson, Kidder	Lofthus	Swett
Erickson, McLean	Lyon	Svingen
Fedge	McCay	Thatcher
Ferris	McGinnis	Thompson, Burleigh
Flom	McManus	Treffry
Fowler	Martin	Trubshaw
Frojen	Meidinger	Tweten
Gudmestad	Montgomery	Veitch
Halcrow	Muus	Watt
Hanson	Oberg	Westford
Hendrickson	Olafson	Wilson
Hoffman	Opdahl	Worner
Holthusen	Owings	Yeater
Iverson, Griggs	Peters	Zimmerman

Absent and not voting:

Messrs.
Bollinger
Gilchrist

Messrs.
Hildebrand

Messrs.
O'Neill

So the adoption of the minority report was lost.

Aljets explained his vote:

I vote "no" on the grounds that if a man hasn't enough respect for a lady not to smoke in public dining rooms, there should be a law prohibiting him.

Mr. Standley explained his vote:

I vote "no" for the reason that I think it is an imposition on decent people.

Mr. Halcrow moved that the majority report be adopted, which motion prevailed.

Mr. Halcrow moved that the vote by which the majority report on House Bill No. 14 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The committee on Election and Election Privileges made the following report:

Mr. Speaker: Your committee on Election and Election Privileges to whom was referred:

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913, Providing for Inspectors and Judges of Election, their Qualifications and Duties.

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

In line one of the title of the Original Bill, insert the words "and re-enact" after the word "amend". In the same line of the title, insert the words "of the" after the figures 951, and at the end of same line of the title, add "of the year".

In line two of the title of the original bill, insert a colon after the figures 1913.

Amend enacting clause, original bill, to read "Be It Enacted by the Legislative Assembly of the State of North Dakota."

Ahead of the words, "the chairman" at the beginning of enacting clause, insert "Section 1".

Ahead of the words, "the chairman" at the beginning of the subject matter of the bill, insert "Section 951".

And when so amended recommend the same do pass.

C. VERNON FREEMAN,
Chairman.

A majority of your committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 2976t11 of the Supplement of the Compiled Laws of North Dakota for 1913, Providing the Penalty for Operating a Motor Vehicle While Intoxicated.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

GORDON W. COX,
JOHN G. PLATH,
A. W. FOWLER,
J. H. HENDRICKSON,
F. G. HILDEBRAND,
R. E. SWENDSEID,
HERMAN WEDEL,
S. W. THOMPSON,
L. L. TWICHELL.

A minority of the committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 2976t11 of the Supplement of the Compiled Laws of North Dakota for 1913, Providing the Penalty for Operating a Motor Vehicle While Intoxicated.

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

P. R. TRUBSHAW,
O. E. ERICKSON,
Wm. A. THATCHER,
R. O. SIGNALNESS.

Mr. Trubshaw moved that the minority report be substituted for majority, which motion was lost.

Mr. Cox moved the adoption of the majority report, which motion prevailed and the report was adopted.

The committee on Public Printing made the following report:

Mr. Speaker: Your committee on Public Printing to whom was referred:

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

Have had the same under consideration and recommend

that the same be returned to the House without recommendation.

L. W. SPERRY,
Chairman.

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

Mr. Swett moved that House Bill No. 82 be referred to General Orders, which motion prevailed.

The Committee on Public Printing made the following report:

Mr. Speaker: Your committee on Public Printing to whom was referred:

House Bill No. 77. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

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

L. W. SPERRY,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Sub-divisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

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

In Line 1 of the printed bill after the comma following the word "warrant" insert "interest coupon".

In Line 10 after the word "office" strike out the period and insert a semi-colon in lieu thereof and add the following "Provided that if the instrument so mutilated, defaced, lost or destroyed is due and payable no duplicate thereof shall be required but the State Treasurer or treasurer of the political sub-division as the case may be shall make payment thereof to the owner".

In Line 5, Section 2 of the printed bill place a comma after the word "obligation" and insert the following clause: "Whether due or not due".

In Line 6, Section 2 of the printed bill after the word "first" insert the following: "Furnish proof of such loss or destruction and".

In Line 6. Section 2 of the printed bill strike out the comma after the word "bond" and the words "personal or" and place the word "surety" before the word "bond".

In Line 10, Section 2 of the printed bill strike out the period following the word "premises" and insert a semicolon in lieu thereof and add the following: "Provided further that if the Bank of North Dakota shall be the owner of any such instrument it shall not be required to furnish bond but it shall nevertheless furnish proof of loss or destruction and reimburse the State Treasurer or the treasurer of the political sub-division as the case may be for any loss or damage that the state or the political sub-division may incur or may have incurred by reason of such payment".

In Line 10, Section 2 of the printed bill after the word "such" insert the word "payment".

In Line 12, Section 2 of the printed bill after the word "such" insert the words "payments, duplicates or". And change the word "re-issue" to "re-issues".

In Line 13, Section 2 of the printed bill after the word "whom" insert the words "paid or".

After the word "issued" in Line 13, Section 2 of the printed bill strike out the period and insert a comma in lieu thereof and add the following: "And such record shall at once be certified to the proper auditing official".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 84. A Bill For an Act to Amend and Re-enact Section 6749 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Discharge of Mortgages, Penalty.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30 of the Supplement to the Compiled Laws 1913.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 37. A Bill For an Act to Amend and Re-enact Section 5552 of the Compiled Laws of North Dakota for the year 1913.

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

GORDON COX,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 6. A Bill For an Act to Appropriate the Sum of \$75,000, 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 Grand Forks, Grand Forks County, North Dakota, and the City of East Grand Forks, Polk County, Minnesota, Under

the Provisions of Subdivision C of Section 2976T15 of the Supplement to the Compiled Laws 1913.

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

JOSEPH McGAUVRAN,
Chairman.

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

MOTIONS AND RESOLUTIONS

January 25, 1927.

RESOLUTION

Introduced by Mr. Twichell

Whereas, the President, Directors and District Presidents of the Federation of Women's Clubs of North Dakota are now convened in Bismarck;

This Legislative body hereby extends to them our cordial invitation to attend the session of this House, on Wednesday, January 26, at 2 o'clock.

And that a committee of three be appointed to notify such organization of this invitation.

Mr. Trubshaw moved the adoption of the resolution. Which motion prevailed.

The Speaker appointed as such committee Mr. Twichell, Mrs. Craig and Miss McGinnis.

Mr. Streich moved that the Memorial Resolution Committee include in its resolutions the name of H. C. Harty, of Bottineau county, who was a member of this House in 1911, 1913 and 1915, and who has passed away.

Which motion prevailed.

Mr. Twichell moved that at the conclusion of the first and second reading of House bills, the House recess until tomorrow at 1:00 P. M.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

Peter Boeckel introduced:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 890 of the Compiled Laws of North Dakota for the Year 1913.

Was read the first and second times and referred to the Committee on Election and Election Laws.

Mr. Johnston introduced:

House Bill No. 119. 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 first and second times and referred to the Committee on Insurance.

Ben Fedje, Lars Ellingson and J. K. Olafson introduced:

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 7297 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Holidays.

Was read the first and second times and referred to the Committee on Education.

Ben Fedje introduced:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 489 of the Compiled Laws of 1913, Making Females Eligible to Register as Apprentices in Pharmacy.

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

Mr. Standley introduced:

House Bill No. 122. A Bill For an Act Making the Governor, the Attorney General, the President of the Board of Railroad Commissioners, the State Health Officer, the Superintendent of Public Instruction and the President of the State University ex-officio Members of the North Dakota Safety Council and Making an Appropriation for the Use of Such Council in Promoting Public Safety.

Was read the first and second times and referred to the Committee on Public Safety.

Mr. Fowler and Mr. Lee introduced:

House Bill No. 123. A Bill For an Act Governing Borrowing by Means of Bond Issues by Counties, Cities, Villages, Townships, School Districts, Park Districts and other Municipalities as Defined Herein; and Repealing Sections 1272, 1274, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1333, 1336, 1337, 1338, 1339, 1422, 3449, 3450, 3452, 3453, 3454, 3456, 3457, 3458, 3459, 3462, 3463, 3464, 3465, 3466, 3467, 3468, 3469, 3470, 3868, 4014, 4015, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, 4031, 4032, 4033, 4034, 4035, 4036, 4037, 4038, 4039, 4254, 4255, 4256, 4257, 4258, 4259, 4260, 4261 of the Compiled Laws of North Dakota for the year 1913 and repealing Sections 1273, 1274a1, 1274a2, 1275, 1276, 1277, 1303, 1307, 1321a14, 1332, 1334, 1335, 1341, 1421, 1422, 3451, 3743c1, 3743c2, 3743c3, 3882a1, 3882a2, 4016, 4037b, 4037c, 4037d1 and 4037d2 of the Supplement to the Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Judiciary.

Ira J. Wilson introduced:

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 392b1 and 392b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Yeater and Sleight introduced:

House Bill No. 125. A Bill For an Act to Create a State Board of Well Drillers and Prescribing the Duties Thereof, Examination and Licensing Well Drillers and Well Workers. Prescribing Fees for such Examination and License and Providing for Inspection of Well Construction Work Under the Direction of the State Board.

Was read the first and second times and referred to the Committee on Judiciary.

Yeater and Sleight introduced:

House Bill No. 126. A Bill For an Act to Provide for a Well Drillers Lien and to Define its Limitations, Method of Filing and Rights Obtained Thereunder.

Was read the first and second times and referred to the Committee on Judiciary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: M. A. Johnson, of Michigan; Mrs. Ernest F. Johnson, of Grace City; Mrs. F. H. Wold and Mrs. E. A. Dickinson, of Minot; Frank A. Vogel, of Coleharbor; Hans C. Fisher and Jacob Schlichenmayer, of Washburn; T. A. Thompson, of Cooperstown, ex-Judge of Montana; Mrs. Fred Wanner, of Jamestown.

Pursuant to Mr. Twichell's motion the House recessed until 1:00 P. M., Wednesday.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 86. A Bill for an Act to amend and reenact Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

House Bill No. 68. A Bill For an Act to Appropriate \$2,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

Senate Bill No. 41. A Concurrent Resolution—Constitutional Amendment—Compensation and Salary of Members of Legislative Assembly.

House Bill No. 77. A Bill For an Act to Amend and Reenact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 65. A Bill For an Act to Amend and Reenact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

House Bill No. 95. A Bill For an Act to Amend and Reenact Section 4609c30 of the Supplement to the Compiled Laws 1913.

Senate Bill No. 37. A Bill For an Act to Amend and Reenact Section 5552 of the Compiled Laws of North Dakota for the year 1913.

Senate Bill No. 6. A Bill For an Act to Appropriate the Sum of \$75,000, 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 Grand Forks, Grand Forks County, North Dakota, and the City of East Grand Forks, Polk County, Minnesota, Under the Provisions of Subdivision C of Section 2976T15 of the Supplement to the Compiled Laws 1913.

GENERAL ORDERS

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Da-

kota, relating to the designation of depositories for public funds.

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913, Providing for Inspectors and Judges of Election, their Qualifications and Duties.

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

TWENTY SECOND DAY AFTER RECESS AND
TWENTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
January 26, 1927.

The House re-assembled at 1:00 o'clock P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the eleventh order of business.

THIRD READING OF HOUSE BILLS

Mr. Montgomery asked the unanimous consent of the House to amend the title of House Bill No. 86 by changing the letter "s" in the word "changes" to the letter "d." Which correction was allowed.

Mr. Swett moved that the rules be suspended as to House Bill No. 86, and that it be considered properly engrossed and placed on third reading and final passage. Which motion prevailed.

House Bill No. 86. A Bill For an Act to Amend and Re-enact Section 3237 of the Compiled Laws of North Dakota for 1913, Pertaining to When County Seat Deemed Changed.

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 104, nays 3, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Renner
Anderson, Sargent	Iverson, McKenzie	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Slight

Messrs.	Messrs.	Messrs.
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Cox	Levin	Swett
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Tester
Ellingson	Lynch	Thatcher
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Kapfer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Rabe
Gilchrist	O'Neill	Shurr

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Renner

Messrs.	Messrs.	Messrs.
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsmen
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Helbling	Olafson	Wilson
Hendrickson	Opdahl	Worner
Hauge	Owings	Yeater
Hildebrand	Peters	Zimmerman
Hoffman	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Rabe
Gilchrist	O'Neill	

So the bill passed and the title was agreed to.

Mr. Watt offered an explanation on House Bill No. 18 and asked that his remarks be recorded in the Journal:

The Budget Board made up the appropriation for this department and they thought the Sheppard-Towner Bill wasn't going to go through Congress. But since the Sheppard-Towner Bill has gone through Congress and been signed by the President and the department has as much as they had before, the appropriations committee has cut that much of this budget.

ROLL CALL

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerk-

hire and General Expenses of the Department of Public Health.

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 107, nays none, and absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Signalness
Brown, Stutsman	Johnston	Siverson
Burns	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Keierleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Swett
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkorn
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Rabe
Gilchrist	O'Neill	Shurr

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 68. A Bill For an Act to appropriate \$2,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

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 79, nays 29, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hendrickson	Peters
Anderson, Sargent	Hoffman	Plath
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bollinger	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Brown, Stutsman	Johnson, McKenzie	Sperry
Bubel	Johnson, Traill	Standley
Burkhart	Johnston	Streich
Burns	Kamrath	Svingen
Butt	Kapfer	Tester
Carlson	Keierleber	Thatcher
Conway	Kelly	Thompson, Burleigh
Cox	Larvick	Thompson, Ramsey
Ehr	Lavik	Traynor
Elken	Lee	Trubshaw
Ellingson	Lynch	Twichell
Erickson, McLean	McDowall	Veitch
Fedje	McGauvran	Watt
Ferris	McGinnis	Westford
Fettig	McManus	Wilson
Fowler	Meidinger	Worner
Freeman	Miller	Yeater
Halcrow	Montgomery	Zimmerman
Hanson	Muus	Mr. Speaker
Hauge	Oberg	
Helbling	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Lofthus	Siverson
Craig	Lyon	Sleight
Erickson, Kidder	McCay	Steedsman
Flom	Martin	Swendseid
Frojen	Opdahl	Swett
Gudmestad	Owings	Treffry
Hildebrand	Polfuss	Tweten
Holthusen	Renner	Van Berkorn
Levin	Richardson	Wedel
Lillehaugen	Signalness	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Shurr
Gilchrist	O'Neill	

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF SENATE BILL

Senate Bill No. 62. A Bill For an Act to Amend and Re-enact Section 10994, of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 125, of the Session Laws of North Dakota for the Year 1925, Relating to the Time for Taking and Completing Appeals to the Supreme Court in Criminal Cases.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILL

ROLL CALL

Senate Bill No. 41. A Concurrent Resolution providing for the Amendment of Sec. 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 70, nays 35, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Kamrath	Steedsman
Bell	Lavik	Swendscid
Boeckel	Lynch	Streich
Brown, Stutsman	McCay	Swett
Bubel	McDowall	Svingen
Burns	McGauvran	Tester
Butt	McGinnis	Thatcher
Conway	McManus	Thompson, Burleigh
Cox	Martin	Thompson, Ramsey
Craig	Meidinger	Traynor
Ehr	Miller	Treffry
Erickson, Kidder	Montgomery	Trubshaw
Erickson, McLean	Oberg	Tweten
Fedje	Olafson	Van Berkom
Fettig	Peters	Veitch
Fowler	Plath	Watt
Frojen	Quam	Wedel
Gudmestad	Rabe	Westford
Halcrow	Renner	Wilson
Hoffman	Roberts	Yeater
Iverson, Griggs	Rulon	Zimmerman
Iverson, McKenzie	Signalness	Mr. Speaker
Jardine	Sleight	
Johnson, McKenzie	Sperry	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Hendrickson	Lillehaugen
Bohnsack	Hildebrand	Lofthus
Bollinger	Holthusen	Lyon
Burkhart	Johnson, Foster	Muus
Carlson	Johnson, Traill	Opdahl
Ellingson	Johnston	Owings
Elken	Kapfer	Polfuss
Ferris	Keierleber	Richardson
Freeman	Kelly	Siverson
Hanson	Larvick	Standley
Hauge	Lee	Worner
Helbling	Levin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilchrist	Shurr
Brown, Adams	Johnson, Ward	Twichell
Flom	O'Neill	

So the bill passed and the title was agreed to.

Mr. Watt explained his vote:

I have been a member here for six sessions. I don't expect to come back, but I want to see the men and women coming here get reasonable compensation. Under the present law they don't get that. I want the future legislators to get a reasonable compensation. They are entitled to it. Therefore, I vote "aye."

GENERAL ORDERS

Mr. Lynch moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Lynch to the chair.

When the committee arose it submitted the following report:

MR. SPEAKER:

The committee of the whole have had under consideration House Bill No. 43. A bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and repealing Section 4, Chapter 163 of the Session Laws of 1925. And recommend the adoption of the Standing Committees amendment as follows:

In the title of the printed bill after the word "Sale" insert the words "or lease." In line one of Page one of the printed bill after the word "Sale" insert the words "or Lease." In line four, page one of the printed bill after the word "sell" insert a comma followed by the words "or Lease to a responsible person, firm or corporation". In

line five, page one, after the word "elevator" insert a comma and after the word "for" in the same line, insert a comma followed by the words "the Sale or Lease of such". In line six, page one of the printed bill, strike out the word "conveyances" and insert in lieu thereof the words "conveyance or lease". In line seven, page one, of the printed bill, strike out the word "conveyances" and insert in lieu thereof the words "conveyance or lease". In line eight, page one of the printed bill, strike out the word "Commission" and insert in lieu thereof the word "Association". In line nine on page one of the printed bill after the word "Sale" insert the words "or Lease". And the further amendment: that the word "such", the last word on line five, be stricken from the printed bill.

And when so amended, recommend that the same do pass.

M. H. LYNCH,
Chairman.

Mr. Peters moved the adoption of the report of the committee of the whole.

Mr. Swett offered as a substitute motion that House Bill No. 43 be recommended for indefinite postponement.

Roll call demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Swett, the roll was called, and there were ayes 48, nays 60, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Hildebrand	Meidinger
Anderson, Sargent	Iverson, Griggs	Oberg
Boeckel	Iverson, McKenzie	Owings
Bollinger	Johnson, Foster	Quam
Bubel	Johnson, McKenzie	Renner
Burkhart	Kamrath	Richardson
Butt	Kapfer	Signalness
Carlson	Keierleber	Siverson
Conway	Larvick	Swendseid
Craig	Lavik	Streich
Erickson, Kidder	Lee	Swett
Erickson, McLean	Levin	Svingen
Fedje	Lillehaugen	Thatcher
Ferris	Lyon	Treffry
Hanson	McCay	Van Berkom
Helbling	Martin	Yeater

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Rulon
Bell	Johnson, Traill	Sleight
Bohnsack	Johnston	Sperry
Brown, Stutsman	Kelly	Standley

Messrs.	Messrs.	Messrs.
Burns	Lofthus	Steedsman
Cox	Lynch	Tester
Ehr	McDowall	Thompson, Burleigh
Ellingson	McGauvran	Thompson, Ramsey
Elken	McGinnis	Traynor
Fettig	McManus	Trubshaw
Flom	Miller	Twetten
Fowler	Montgomery	Twichell
Freeman	Muus	Veitch
Frojen	Olafson	Watt
Gudmestad	Opdahl	Wedel
Halcrow	Peters	Westford
Hendrickson	Polfuss	Wilson
Hauge	Rabe	Worner
Hoffman	Plath	Zimmerman
Holthusen	Roberts	Mr. Speaker
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Shurr
Gilchrist	O'Neill	

So the moton lost.

Mr. Sperry moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

TWENTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
January 26, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the chaplain, Rev. John A. H. Slag.

Roll call.

All members present except: Messrs. Brown of Adams, Gilchrist, Johnson of Ward, and O'Neill.

Mr. Standley moved that all absentees be excused.

Which motion prevailed.

Mr. Twichell asked that the House refer to the Seventh Order of Business.

Which request was granted.

Mr. Twichell moved that a committee of two, consisting of Mrs. Craig and Miss McGinnis, be appointed to escort the acting President of the Federation of Women's Clubs to the rostrum.

Which motion prevailed.

The Speaker appointed Mrs. Craig and Miss McGinnis as a committee to escort Mrs. Jones to the rostrum.

The Speaker introduced Mrs. Jones, acting President of the Federation of Women's Club, who gave a very interesting address.

Mr. Trubshaw moved that the courtesies of the floor be given to the undertakers of North Dakota, which motion prevailed. The speaker appointed Mr. Trubshaw to extend such invitation.

Mr. Fedje requested the withdrawal of House Bill No. 120.

Which request was granted.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-second day and recommend that the same be corrected as follows:

Page 2, line 34, after the word "pamphlet" insert the word "form".

Page 4, line 4, insert a capital "S" after the word "Resolution".

Page 5, line 4, from the bottom of the page change the capital "A" in the word "Amended" to a small "a".

Page 7, line 10, strike out the figures \$3,000.00 and insert in lieu thereof the figures \$2,000.00.

Page 8, line 28, insert a letter "d" after the letter "u" in the word "Gumestad".

Page 15, line 27, strike out the letter "z" at the end of the line and insert in lieu thereof the letter "y".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,

Chairman.

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

The chair was of the opinion that on page 3, following the line "So the substitute motion was lost," a correction should be made as follows: "Mr. Swett moved that the motion of Mr. Burkhart be amended to require the committee to report within twenty-four hours, or upon the next legislative day."

Mrs. Craig moved that the change on page 3, indicated by the Speaker, be made.

Which motion prevailed.

The chair was also of the opinion that on page 10, the word "minority," at the end of line 15, should be changed

to read "majority," and the word "lost" on line 16, be changed to read "adopted."

Mr. Halcrow moved that the correction on page 10, indicated by the Speaker be made.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGRESSMENT

The committee on Enrollment and Engrossment made the following report:

MR. SPEAKER:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

Also,

House Bill No. 77. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30. of the Supplement to the Compiled Laws 1913.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 24. A Bill For an Act Granting Authority to Governing Boards of Cities and Villages to Sell and Dispose of Electric Light Plants and Transmission Systems owned by such Cities and Villages and Specifying the Procedure for such Sale and Disposal.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN RABE,
Chairman.

Mr. Rabe 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. Speaker: Your committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

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

HERMAN RABE,
Chairman.

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

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 26, 1927.

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 Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerk-hire and General Expenses of the Department of Public Health.

House Bill No. 68. A Bill For an Act to appropriate \$2,000.00 to the North Dakota State Corn Show for the Biennial period Ending July 1, 1929, Agreeable with Chapter 108 of the Session Laws of 1925.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

The committee on Judiciary made the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 92. 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 amended as follows:

In section 1 of the printed bill, after the word any, first appearing in line 4 thereof, strike out the balance of said section and insert in lieu thereof the words "Political subdivision thereof."

In line three of section 2 of the printed bill strike out the comma after the word Bureau and insert the words "directing the same." After the word And in said line 3 insert the words, "such securities." In line 4 of said section 2 strike out the words "and Governor" also strike out all of said section after the word "Legality" in line 4 and insert in lieu thereof the word "thereof", a semicolon and the following: "provided, that the treasurer of the State of North Dakota shall be, and he is hereby made custodian of all such bonds and certificates of indebtedness purchased or acquired by the Workmen's Compensation Bureau hereunder, and it shall be the duty of such bureau to deliver the same to the said State Treasurer, as such custodian thereof."

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

A majority of the Committee on Insurance made the following report:

Mr. Speaker: A majority of your Committee on Insurance to whom was referred:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

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

In line 11, of the printed bill, after the word "by", insert the word "any", and change the word "counties" to "county". Strike out the balance of line 11 and the first two words of line 12.

Strike out the last two words of line 13, and the first four words in line 14.

In line 16 strike out the words "or clerk", and change the word "municipality" to "county".

And when so amended recommend that the same do pass.

WALTER TESTER,
J. H. BURNS,
HUGH McDOWALL,
J. A. JARDINE,
I. W. STANDLEY,
EDWIN TRAYNOR,
D. L. PETERS.

A minority of the Committee on Insurance made the following report:

Mr. Speaker: A minority of your Committee on Insurance to whom was referred:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BARNEY IVERSON,
C. N. LEE,
C. O. SVINGEN,
HERMAN F. BUTT,
JAMES McMANUS.

Mr. Swett moved as a substitute motion the adoption of the minority report recommending House Bill No. 69 for indefinite postponement.

Which motion was lost.

Mr. Peters moved that the report of the majority be adopted, which motion prevailed and the report was adopted.

FIRST AND SECOND READING OF HOUSE BILLS

Mr. Cox introduced, by request:

House Bill No. 127. A Bill For an Act Providing Maximum Punishments for Persons Convicted of a Felony Who Have Been Convicted of Two or More Felonies In Any State of the United States, and Prescribing the Procedure in Such Cases.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Cox by request introduced:

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Cox by request introduced:

House Bill No. 129. A Bill For an Act Creating a State Board of Criminal Investigations and Establishing a State Bureau of Criminal Investigations; Providing for the Appointment of Director of Bureau of Criminal Investigations, and for the Appointment of Deputies, and of Clerk of Such Bureau; Prescribing Their Duties and Fixing Their Salaries, Prescribing Duties of Local Peace Officers in Relation to

Such Bureau and Making an Appropriation to Carry Out the Purpose of this Act.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Cox by request introduced:

House Bill No. 130. A Bill For an Act to Amend and Re-enact Subdivision 3, of Section 1342 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Compulsory Education and Prescribing Exemptions from Compulsory Attendance.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Cox by request introduced:

House Bill No. 131. A Bill For an Act to Create a Jury Commission, to Provide for the Appointment of Jury Commissioners, their Qualifications and Salary, Prescribing the Duties Thereof and Repealing Sections 817, 818, 819, 820, 821, 822, 823, 824, 826, and 831 of the Compiled Laws of North Dakota for 1913, and all other Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Cox by request introduced:

House Bill No. 132. A Bill For an Act to Require Certificates of Title for Registered Motor Vehicles; to Facilitate the Recovery of Stolen or Unlawfully Taken Motor Vehicles; to Provide for the Licensing of Dealers in Used Motor Vehicles, Trailers, or Semi-trailers; to Prescribe the Powers and Duties of the Motor Vehicle Registration Department; to Impose Certain Fees to Carry out the Purpose of this Act; to Impose Penalties for Violations of this Act and to Make Uniform the Law Relating to the Subject Matter of This Act.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Thompson of Ramsey by request introduced:

House Bill No. 133. A Bill For an Act to Amend and Re-enact Section 9441 of the Compiled Laws of North Dakota for the year 1913, Defining Criminal Conspiracies.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Thompson of Ramsey by request introduced:

House Bill No. 134. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Thompson of Ramsey by request introduced:

House Bill No. 135. A Bill For an Act to Amend and Re-enact Section 10605 of the Compiled Laws of North Dakota for the Year 1913, Relating to Examination of Witnesses in Preliminary Examinations.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Thompson of Ramsey by request introduced:

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Thompson of Ramsey by request introduced:

House Bill No. 137. A Bill For an Act Providing for Investigations of Violation of Laws, Providing Regulations Governing Same, and Prescribing Penalties for Violations Thereof.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Thompson of Ramsey by request introduced:

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

Was read the first and second times and referred to the Committee on Judiciary.

H. H. Roberts and Chas. H. Streich introduced:

House Bill No. 139. A Bill For an Act to Amend and Re-enact Section 5192a26, Supplement to the Compiled Laws of North Dakota for the year 1913.

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

Mr. Roberts introduced:

House Bill No. 140. A Bill For an Act Providing for the Voting of an Absent Voter Ballot by Electors who by Reason of Physical Disability are Unable to Attend Their Polling Place to Vote at any General or Primary Elections.

Was read the first and second times and referred to the Committee on Elections.

Ben Fedje, Lars Ellingson and J. K. Olafson introduced:

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 7297 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Holidays.

Was read the first and second times and referred to the Committee on Education.

Mr. Thompson of Burleigh by request introduced:

House Bill No. 142. 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 first and second times and referred to the Committee on Insurance.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 77. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws 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 63, nays 45, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Roberts
Bohnsack	Johnson, Traill	Rulon
Bollinger	Johnston	Sleight
Brown, Stutsman	Kelly	Sperry
Burns	Larvick	Standley
Cox	Lillehaugen	Steedsman
Ehr	Lynch	Tester
Ellingson	McDowall	Thompson, Burleigh
Elken	McGauvran	Thompson, Ramsey
Fettig	McGinnis	Traynor
Flom	McManus	Trubshaw
Fowler	Meidinger	Tweten
Freeman	Miller	Twichell
Frojen	Montgomery	Veitch
Gudmestad	Muus	Watt
Halcrow	Olafson	Wedel
Hauge	Opdahl	Westford
Helbling	Peters	Wilson
Hendrickson	Plath	Worner
Hoffman	Polfuss	Zimmerman
Holthusen	Rabe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Oberg
Anderson, Divide	Iverson, Griggs	Owings
Anderson, Sargent	Iverson, McKenzie	Quam
Boeckl	Johnson, Foster	Renner
Bubel	Johnson, McKenzie	Richardson

Messrs.	Messrs.	Messrs.
Burkhart	Kamrath	Shurr
Butt	Kapfer	Signalness
Carlson	Keierleber	Siverson
Conway	Lavik	Streich
Craig	Lee	Swett
Erickson, Kidder	Levin	Svingen
Erickson, McLean	Lofthus	Thatcher
Fedje	Lyon	Treffry
Ferris	McCay	Van Berkom
Hanson	Martin	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Swendseid
Gilchrist	O'Neill	

So the bill was declared lost, the Speaker holding that a two-thirds majority was required to pass the bill.

ROLL CALL

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 109, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Roberts
Boeckel	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Traill	Shurr
Bollinger	Johnston	Signalness
Bubel	Kamrath	Siverson
Brown, Stutsman	Kapfer	Sleight
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Conway	Larvick	Streich
Cox	Levin	Swett
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Tester
Ellingson	Lynch	Thatcher
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry

Messrs.	Messrs.	Messrs.
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	
Holthusen	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	O'Neill
Gilchrist		

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30 of the Supplement to the Compiled Laws 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 105, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Jardine	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Stutsman	Kamrath	Shurr
Bubel	Kapfer	Signalness
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Cox	Levin	Streich
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Tester
Ellingson	Lynch	Thatcher
Elken	Lyon	Thompson, Burleigh

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Siverson
Gilchrist	Johnston	Swett
Iverson, McKenzie	O'Neill	

So the bill passed and the title was agreed to.

THIRD READING OF SENATE BILLS

ROLL CALL

Senate Bill No. 37. A Bill For an Act to Amend and Re-enact Section 5552 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 108, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Jardine	Renner
Bell	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Stutsman	Johnston	Shurr
Boeckel	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lee	Steedman
Conway	Lavik	Swendseid
Cox	Levin	Streich

Messrs.	Messrs.	Messrs.
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Swett
Ellingson	Lyon	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	McCay	Thompson, Burleigh
Erickson, McLean	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Fettig	McGinnis	Treffry
Ferris	McManus	Trubshaw
Flom	Martin	Tweten
Fowler	Meidinger	Twichell
Freeman	Miller	Van Berkom
Frojen	Montgomery	Veitch
Gudmestad	Muus	Watt
Hauge	Oberg	Wedel
Halcrow	Olafson	Westford
Hanson	Opdahl	Wilson
Helbling	Owings	Worner
Hendrickson	Peters	Yeater
Hildebrand	Plath	Zimmerman
Hoffman	Polfuss	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown of Adams	Iverson, McKenzie	O'Neill
Gilchrist	Johnson, Ward	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 6. A Bill For an Act to Appropriate the Sum of \$75,000, 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 Grand Forks, Grand Forks County, North Dakota, and the City of East Grand Forks, Polk County, Minnesota, Under the Provisions of Subdivision C of Section 2976T15 of the Supplement to the Compiled Laws 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 92, nays 15, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Rabe
Anderson, Divide	Hendrickson	Renner
Bell	Hoffman	Richardson
Boeckel	Holthusen	Roberts
Bohnsack	Iverson, Griggs	Rulon
Bollinger	Jardine	Shurr
Brown, Stutsman	Johnson, McKenzie	Siverson
Bubel	Johnson, Traill	Sleight
Burkhart	Johnston	Sperry

Messrs.	Messrs.	Messrs.
Burns	Kapfer	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Sweet
Conway	Lavik	Streich
Cox	Levin	Svingen
Craig	Lillehaugen	Tester
Ehr	Lofthus	Thatcher
Ellingson	Lynch	Thompson, Burleigh
Elken	Lyon	Thompson, Ramsey
Erickson, Kidder	McCay	Traynor
Erickson, McLean	McDowall	Trubshaw
Fedje	McGauvran	Twichell
Ferris	McGinnis	Van Berkorn
Fettig	Meidinger	Veitch
Flom	Miller	Watt
Fowler	Montgomery	Wedel
Freeman	Muus	Westford
Frojen	Oberg	Wilson
Gudmestad	Olafson	Worner
Halcrow	Opdahl	Zimmerman
Hanson	Peters	Mr. Speaker
Hauge	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lee	Quam
Hildebrand	McManus	Swendseid
Johnson, Foster	Martin	Treffry
Kamrath	Owings	Tweter
Keierleber	Polfus	Yeate

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Iverson, McKenzie	O'Neill
Gilchrist	Johnson, Ward	Signalness

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Veitch moved that the vote by which Senate Bill No. 6 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

GENERAL ORDERS

Mr. Lynch moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Lynch to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, relating to the designation of depositories for public funds.

And recommend the adoption of the Standing Committee's amendment as follows:

That the title thereof be amended by inserting after the figures and letter "714A5" the words "of the ". In line one of the printed bill insert the words and figure "Section 1. Amendment" ahead of the word "Section" appearing at the commencement of such line. At the beginning of line three of the printed bill insert "Section 714A5".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

In the first line of the title of the printed bill, strike out the words and figures "of Chapter 34". In the second line of the title following the word "supplement" strike out the word "of" and insert in lieu thereof the word "to". In the same line after the word "Laws" insert the words "of North Dakota". In line one, page one of the printed bill after the word "of" as it first appears on the printed bill insert the words "the supplement to".

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 10 of the printed bill, after the word "Engineer", insert the word "and"; same line after the word "Geologist", insert a comma and after the word "shall", in line 10 of the printed bill, insert the following "name a disinterested person as a third arbitrator, and such board shall review the matter and render final decision thereon".

And the further amendment: Strike out all of line 11.

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out the word and figures "Section 22" where the same occurs at the beginning of the second paragraph of the body of the printed bill, as the same was passed by the Senate, and strike out the parenthesis surrounding the words and figures "Section 5235a22" where the same occurs following the said words and figures "Section 22".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

And recommend the adoption of the Standing Committee's amendment, as follows:

In the title of the bill correct the same so that the word "of" follows the figures and letter "2863b7".

In the second paragraph of the bill where the word and figure "Section 1" occurs followed by the word and figures "Section 2863b7" in parenthesis, strike out the words and figures "Section 1", and strike out the parenthesis around "Section 2863b7".

And the further amendment:

On line 3 of the engrossed bill, strike out the words "excepting merchants dealing in manufactured butter".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

And recommend the adoption of the Standing Committee's amendment, as follows:

In the second paragraph of the body of the bill as passed by the Senate strike out the word and figures "Section 12" where the same appears at the beginning of such paragraph, also strike out the parenthesis around the words and figures "Section 2976v12" as the same now follows the words and figures "Section 12". In Section 2 of the bill as passed by the Senate strike out the words and figures "Section 13" as same appear at the beginning of the second paragraph in said section, also strike out the parenthesis around the words and figures "Section 2976v12", as the same appears following the words and figures "Section 13".

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

And recommend the adoption of the Standing Committee's amendment, as follows:

That in line 4 of Section 1 of the Printed Bill, that after the word "miscellaneous", the word "items" shall be added.

That in line 10 of Section 1 of the Printed Bill, the figures 2,400.00 be stricken out and the figures 3,000.00 be substituted in lieu thereof.

That between line 10 and 11 of Section 1 of the Printed Bill, a new line numbered 10½ be added reading as follows:

Stenographer	2,400.00
--------------------	----------

That between line 20 and 21 of Section 1 of the Printed Bill, a new line numbered 20½ be added reading as follows:

Editor of Collections	600.00
-----------------------------	--------

That in line 22 of Section 1 of the Printed Bill, the figures, 2,500.00 be stricken out and the figures 800.00 be substituted in lieu thereof.

That in lines 3 and 24 of Section 1 of the Printed Bill, the figures 21,250.00 be stricken out and the figures 23,150.00 be substituted in lieu thereof.

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913, Providing for Inspectors and Judges of Election, their Qualifications and Duties.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line one of the title of the Original Bill, insert the words "and re-enact" after the word "amend".

In line two of the title of the original bill, insert a colon after the figures 1913.

Amend enacting clause, original bill, to read "Be It Enacted by the Legislative Assembly of the State of North Dakota."

Ahead of the words, "the chairman" at the beginning of enacting clause, insert "Section 1".

Ahead of the words, "the chairman" at the beginning of the subject matter of the bill, insert "Section 951".

And the further amendments:

In the first line of the title of the bill, the words "of the year" should be placed between the word "Dakota" and the year "1913".

In line 43, after the word "nomination" add the following: "to the inspector prior to the opening of the polls,".

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

And recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

And recommend the adoption of the Standing Committee's amendment, as follows:

In Line 1 of the printed bill after the comma following the word "warrant" insert "interest coupon".

In Line 10 after the word "office" strike out the period and insert a semi-colon in lieu thereof and add the following "Provided that if the instrument so mutilated, defaced, lost or destroyed is due and payable no duplicate thereof shall be required but the State Treasurer or treasurer of the political sub-division as the case may be shall make payment thereof to the owner".

In Line 5, Section 2 of the printed bill place a comma after the word "obligation" and insert the following clause: "Whether due or not due".

In Line 6, Section 2 of the printed bill after the word "first" insert the following: "Furnish proof of such loss or destruction and".

In Line 6, Section 2 of the printed bill strike out the comma after the word "bond" and the words "personal or" and place the word "surety" before the word "bond".

In Line 10, Section 2 of the printed bill strike out the period following the word "premises" and insert a semicolon in lieu thereof and add the following: "Provided further that if the Bank of North Dakota shall be the owner of any such instrument it shall not be required to furnish bond but it shall nevertheless furnish proof of loss or destruction and reimburse the State Treasurer or the treasurer of the political sub-division as the case may be for any loss or damage that the state or the political sub-division may incur or may have incurred by reason of such payment".

In Line 10, Section 2 of the printed bill after the word "such" insert the word "payment".

In Line 12, Section 2 of the printed bill after the word "such" insert the words "payments, duplicates or". And change the word "re-issue" to "re-issues".

In Line 13, Section 2 of the printed bill after the word "whom" insert the words "paid or".

After the word "issued" in Line 13, Section 2 of the printed bill strike out the period and insert a comma in lieu thereof and add the following: "And such record shall at once be certified to the proper auditing official".

And the further amendment:

In line 6, section 2 of the printed bill, the word "surety" following the words "personal or" be stricken out".

And when so amended, recommend that the same do pass.

M. H. LYNCH.
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Peters moved the adoption of the report of the committee of the whole.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Frank Heimes, H. R. Bruns, A. J. Lum, and N. O. Holberg of Valley City; A. H. Johnson, Mayville; N. C. Jensen, Wynd-

mere; Wm. Krekow, Streeter; C. H. Stark, of Dickinson; Fred P Mann, Sr., of Devils Lake; John Qualnes and Peter Paulson of Bowman.

Mr. Peters moved that we do now adjourn.
Which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, relating to the designation of depositories for public funds.

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913, Providing for Inspectors and Judges of Election, their Qualifications and Duties.

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913

Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

GENERAL ORDERS

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

House Bill No. 92. A Bill For an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

TWENTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
January 27, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. John A. H. Slag.

Roll Call.

All members present except: Messrs. Gilchrist, Johnson of Ward, Montgomery, O'Neill, and Traynor.

Mr. Kelly moved that all absentees be excused.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 27, 1927.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

Which the Senate has passed unchanged.

Very respectfully,

W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 27, 1927.

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

Senate Bill No. 23. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 200, Session Laws 1923, the same being Section 5220b9 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Depositors' Guaranty Fund Commission.

Senate Bill No. 73. A Bill For an Act Requiring Public Utilities to Obtain from the Board of Railroad Commissioners Certificates of Public Convenience and Necessity before Beginning the Construction or Operation of Public Utility Plants or Systems or the Exercising of any Rights or Privileges Under any Franchise or Certificate Hereafter Granted, or Under any Franchise Heretofore Granted, the Exercise of Which has not been commenced within one year from the Granting Thereof, or has been suspended or Discontinued for More Than One Year, and Prescribing the Procedure to be Followed in Such Matters.

Senate Bill No. 74. A Bill For an Act Authorizing and Empowering the Board of Railroad Commissioners to appoint Examiners for the Purpose of Holding Hearings, and Prescribing the Powers and Duties of Such Examiners.

Senate Bill No. 75. A Bill For an Act to Amend and Re-enact Section 4059, Compiled Laws 1913, as amended by Chapter 71, Session Laws 1915, and as amended by Chapter 178, Session Laws 1917, and as amended by Chapter 96, Session Laws 1921, and now Section 4059 of the Supplement to the Compiled Laws 1913.

And Concurrent Resolution "B" introduced by Senator Fleckten regarding salaries of members of Congress.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-second day after recess and the Twenty-third day and recommend that the same be corrected as follows:

Page 1, line 20, strike out the letter "s" at the end of the line and insert in lieu thereof the letter "d".

Page 3, line 45, strike out the balance of the line after the word "Congress" and all of line 46; strike out the last four lines on the page and insert in lieu thereof:

House Bill No. 18. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Page 5, line 4, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00".

Page 8, after line 18, insert the following:

Mr. Peters moved the adoption of the report of the committee of the whole.

Mr. Swett offered as a substitute motion that House Bill No. 43 be recommended for indefinite postponement.

Roll call demanded and granted.

The question being on the substitute motion of Mr. Swett, the roll was called, and there were ayes 48, nays 60, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Hildebrand	Meidinger
Anderson, Sargent	Iverson, Griggs	Oberg
Boeckel	Iverson, McKenzie	Owings
Bollinger	Johnson, Foster	Quam
Bubel	Johnson, McKenzie	Renner
Burkhart	Kamrath	Richardson
Butt	Kapfer	Signalness
Carlson	Keierleber	Siverson
Conway	Larvick	Swendseid
Craig	Lavik	Streich
Erickson, Kidder	Lee	Svingen
Erickson, McLean	Levin	Swett
Fedje	Lillehaugen	Thatcher
Ferris	Lyon	Treffry
Hanson	McCay	Van Berkorn
Helbling	Martin	Yeater

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Rulon
Bell	Johnson, Traill	Sleight
Bohnsack	Johnston	Sperry
Brown, Stutsman	Kelly	Standley
Burns	Lofthus	Steedsman
Cox	Lynch	Tester
Ehr	McDowall	Thompson, Burleigh
Ellingson	McGauvran	Thompson, Ramsey
Elken	McGinnis	Traynor
Fettig	McManus	Trubshaw
Flom	Miller	Tweten
Fowler	Montgomery	Twichell
Freeman	Muus	Veitch
Frojen	Olafson	Watt
Gudmestad	Opdahl	Wedel
Halcrow	Peters	Westford
Hauge	Plath	Wilson
Hendrickson	Polfuss	Worner
Hoffman	Rabe	Zimmerman
Holthusen	Roberts	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Shurr
Gilchrist	O'Neill	

Page 10, remove slug from between lines 39 and 40. .

Page 11, line 17, strike out the words "From the House" and insert in lieu thereof the words "To the Senate"; line 25, strike out the letter "s" at the end of the line and insert in lieu thereof the letter "d" and in line 34 strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00".

Page 12, strike out lines 24 and 25.

Page 17, after the word "lost" insert the following: "The Speaker holding that a two-thirds majority was required to pass the bill".

Page 25, remove slug from between lines 11 and 12.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted.

Mr. Swett requested that the House refer to the Seventh Order of Business.

Which request was granted.

Mr. Swett requested that the Journal roll for yesterday be sent for.

Which request was granted.

Mr. Swett moved as a substitute motion that the report of the Committee on Revision and Correction of the Journal be held over until the next legislative day.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

A telegram from G. P. Johnson and eighteen others of Northwood, North Dakota, opposing the repeal of the snuff law and smoking in public dining halls, was received and referred to the Committee on Temperance.

A communication from the Fortnightly club of Wahpeton, endorsing the work of the State Department of Health, was received and referred to the Committee on Public Health.

A petition from Anamoose, North Dakota, favoring a law to make the hail insurance law compulsory, signed by Fred Ammon and forty-nine others, was read and referred to the Committee on State Affairs.

Petitions from the Fine Arts club of Grafton, Mrs. J. M. Hemple of Denhoff and the Catholic Central Verein District of Dickinson, with reference to the Department of Public Health, were referred to the Committee on Public Health.

A communication from A. L. Peterson, of Washburn, also one from Mrs. Hans C. Nelson, of Washburn, were referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES HOUSE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Also,

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

Also,

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

Also,

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

Also,

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, relating to the designation of depositories for public funds.

Also,

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

Also,

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

Also,

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913, Providing for Inspectors and Judges of Election, their Qualifications and Duties.

Also,

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

Mr. Swett moved that House Bill No. 43 be stricken from the report of the Committee on Enrollment and Engrossment.

Which motion prevailed.

The report as amended was then adopted.

The committee on Insurance made the following report:

Mr. Speaker: Your committee on Insurance to whom was referred:

House Bill No. 91. 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 Judiciary Committee.

D. L. PETERS,
Chairman.

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

REPORT OF SELECT COMMITTEE

MR. SPEAKER:

Your special committee to whom was referred for examination the Board of Auditors, Audit Reports of the

State Highway Department
 Workmen's Compensation Bureau
 State Hail Insurance Department and the
 Special Audit report on the
 Depositor's Guarantee Fund

beg leave to report as follows:—

We have carefully examined the Audit Report of the Depositor's Guarantee Fund, from November 1, 1924 to November 30, 1926, made by O. B. Lund, Auditor and Accountant and Balance Sheet and condensed statement to December 31, 1926 as submitted by Gilbert Semingson, Secretary of the Depositor's Guarantee Fund. We recommend that the Report of the Secretary in full, and pages 0-1 and 2, 3, 4, 5, 6, 7, and 8, 31, 39 and 44 of the Auditor's Report be printed in the Journal.

We further call the attention of the members the fact that the reports of the Guaranty Fund may be examined at the office of the State Bank Examiner and other information regarding any particular closed bank is available at that office.

Your special committee offers this as a partial report.

GUY L. ELKEN,
 Chairman.

Office of State Examiner
 STATE OF NORTH DAKOTA
 Bismarck

January 22nd, 1927

To the Legislative Assembly of the
 State of North Dakota.

Gentlemen:—

I submit herewith Audit of the Depositors' Guaranty Fund, made by O. B. Lund, Auditor and Accountant, for the period beginning November 1, 1924, and ending November 30, 1926, together with Balance Sheet for the month of December, 1926, and a Condensed Combined Statement of the Condition of the Fund for the nine and one-half years, beginning July 1, 1917, and ending December 31, 1926. Also a Report on the Disposition of Claims in Closed Banks, and a Compilation of Total Deposits in Closed Banks and their Classification.

Respectfully,
 GILBERT SEMINGSON,
 Secretary.

RECEIPTS AND DISBURSEMENTS OF THE DEPOSITORS GUARANTY FUND

BALANCE SHEET

December 1 to 31, 1926

	Balance Nov. 30, 1926	Dr.	Cr.	Balance Dec. 31, 1926	
	Assets	Liabilities	Receipts	Disbursements	Assets
					Liabilities
Bk. N. D.	\$ 209,790.65		\$ 7,268.08	\$ 23,142.55	\$ 193,916.18
Bk. N. D. (Williston)	11,146.48				11,146.48
State Bk. Ass'ts	247,934.62		33,371.38	242.95	280,431.05
Closed Bks.—Ass'ts	52,800.43		2,616.40	632.00	55,416.83
Special Deposits Closed Banks..	72,339.74			5,325.60	67,014.14
Expense Fund—State Treas. ..	12,384.09			949.39	11,434.70
Claims—a/c Litigation	340.07			3.10	336.97
3% Assessment		5,850.00			5,850.00
1st St. Bk.—Amidon		3.30			3.30
Special Dividends-Closed Banks		8,114.34	735.73	98.23	7,476.84
Present Worth		592,768.44		13,597.77	606,366.21
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
	\$ 606,736.08	\$ 606,736.08	\$ 43,991.59	\$ 43,991.59	\$ 619,696.35
					\$ 619,696.35

PROFIT AND LOSS STATEMENT

December 1 to 31, 1926

	Balance Nov. 30, 1926			Balance Dec. 31, 1926		
	Payments	Collections	Disbursements	Receipts	Payments	Collections
Bal. Guaranty Fund 11-1-1924\$		\$1,002,976.16	\$	\$	\$	\$1,002,976.16
Assessment levied No. 10—2nd Add.		405,648.58	242.95	33,371.38		
Assessment levied Closed Banks				2,616.40		441,393.41
Interest, Bk. N. D.		15,448.23		363.64		15,811.87
Fees—Inspectors		4,426.74		131.50		4,558.24
Fees Assignments		1,801.00		57.00		1,858.00
Recoveries—Jud.		97.16				97.16
Administration Costs ..58,326.60						
Less Unexpended .....12,384.09	45,942.51		949.39		46,891.90	
General Dividend No. 1	791,686.92		22,406.82	657.01	814,436.73	
Balance Guaranty Fund—End of Period	592,768.44		13,597.77		606,366.21	
	<u>\$1,430,397.87</u>	<u>\$1,430,397.87</u>	<u>\$ 37,196.93</u>	<u>\$ 37,196.93</u>	<u>\$1,466,694.84</u>	<u>\$1,466,694.84</u>

THURSDAY, JANUARY 27, 1927

CONDENSED COMBINED STATEMENT OF CONDITION
OF THE DEPOSITOR'S GUARANTY FUND

Nine and One-Half Years

Beginning July 1, 1917 and ending December 31, 1926

RECEIPTS

1st Audit:

Assessments	\$1,201,024.89
Receiver	18,036.20
Other Income	16,868.68

2nd Audit:

Assessments	405,648.58
Interest	15,448.23
Other Income	6,324.90

December, 1926:

Assessments	35,744.83
Interest	363.64
Other Income	188.50
	<hr/>
	\$1,699,648.45

DISBURSEMENTS

Dividend	\$ 187,191.83
Expense	40,952.40
3% Fund	4,800.00
Charges—Prior	9.38
Dividend	791,686.92
Expense	45,942.51
Dividend	21,749.81
Expense	949.39
Balance	606,366.21
	<hr/>
	\$1,699,648.45

The Balance in the fund as of December 31, 1926, is made up as follows:

Bank of North Dakota	\$193,916.18	
Bank of North Dakota (Williston)	11,146.48	
State Banks	280,431.05	
Closed Banks, Assessments	55,416.83	
Special Deposits in Closed Banks	67,014.14	
Expense Fund—State Treasurer	11,434.70	
Claims, a/c Litigation	336.97	
Less—Liabilities, 3% Assessment		5,850.00
Less—First State Bank, Amidon		3.30
Less—Special Dividends, Closed Banks		7,476.84
		<hr/>
	\$619,696.35	13,330.14
Balance in Fund		606,366.21
		<hr/>
		\$619,696.35

Depositors Guaranty Fund

DISPOSITION OF CLAIMS IN CLOSED BANKS

From November 15, 1920 to December 31, 1924, Inclusive

In Class "A" banks, comprising the first 58 banks that closed, 16,663 claims were filed with the Commission,—of which 13,790 (or 83¼%) were admitted as eligible to guaranty and 2,873 claims (or 17¼%) were rejected for further proof of eligibility.

Of the 2,873 rejected claims, 1,773 (10¾%) were abandoned by claimants through not filing Demand for Hearing. Demands for Hearing were filed on 1,100 claims (6.5%) all of which were referred to the Referee:

- 224 (1.3%) were reported by the Referee for Allowance;
- 458 (2.7%) were reported by the Referee for Disallowance;
- 61 (0.4%) were abandoned by claimants through non-appearance;
- 357 (2.1%) are not yet reported by the Referee.
- 84% of all claims were allowed;
- 11.2% of all claims were abandoned by claimants;
- 2.7% of all claims were Disallowed;
- 2.1% of all claims are pending and undetermined.

In Class "B" banks, comprising the next 23 banks that closed, 5,991 claims were filed with the Commission, of which 76% were allowed, 15.7% were abandoned by claimants through not filing Demand for Hearing; 8.3% are being held to be referred to the Referee for further proof.

In Class "C" banks, comprising the next 17 banks that closed, 3,205 claims were filed with the Commission, of which 76% were allowed; 17.3% were abandoned by claimants; 7% are being held to be referred to the Referee for further proof.

In Class "D" banks, comprising the next 27 banks that closed, 5,561 claims were filed with the Commission, of which 77.7% were allowed; 17.4% were abandoned by claimants; 5% are being held to be referred to the Referee for further proof.

Of the 1,100 claims referred to the Referee all in Class "A" banks, he has held hearings on approximately all of these claims and has reported to the Commission on 743 claims, or 67% thereof. There are 995 other claims in Classes "B", "C", and "D" banks awaiting reference to the Referee on which hearings have not yet been held.

Much of the delay in hearing and determining rejected claims arises from attorneys for claimants requesting that hearings be continued for their convenience or that the time allowed for filing briefs be further extended. There are notable offenders in this direction and the Commission appears to be powerless to push these hearings through more rapidly to a final conclusion if claimant's interests are not to be jeopardized.

In the 125 banks in Classes "A", "B", "C", and "D", being all the banks that closed prior to the end of 1924, there were 31,420 claims filed with the Commission, of which 80% were admitted to guaranty, 20% were rejected as ineligible to guaranty pending further proof; 13.5% were abandoned by claimants and 6.5% were referred or are now being held to be hereafter referred to the Referee for further proof.

The Commission is advised by the Receiver of Closed Banks, under date of January 13, 1927, that the approximate total recoveries from all Receivers of Closed Banks since 1920 up to December 31, 1926, amounts to \$6,314,340.90. Disbursements for dividends, preferred claims, expenses, redemption of collateral, taxes, payment of first liens, etc., amounts to \$5,280,873.59. Leaving a balance on hand in the Bank of North Dakota on December 31, 1926, of \$1,033,467.31. The total amount of collateral redeemed by the present Receiver up to December 31, amounts to, face value, \$7,467,405.67.

STATE OF NORTH DAKOTA—DEPOSITORS' GUARANTY FUND

STATEMENT OF DEPOSIT LIABILITY, DECEMBER 31ST, 1926

TOTAL DEPOSITS AND CLASSIFICATION (COMPILED FROM COMMISSION'S FIELD AUDITORS REPORTS)

	Total Deposits	Guaranteed	Doubtful	Not Guaranteed
Class "A" (58) Banks 11-15-20 to 6-30-23.....	\$9,803,398.03	\$4,628,886.08	\$1,011,677.06	\$4,162,834.89
Class "B" (23) Banks 7- 1-23 to 9-30-23.....	3,646,164.85	1,800,640.98	300,786.60	1,544,737.27
Class "C" (17) Banks 10- 1-23 to 11-15-23.....	1,670,781.43	1,066,091.04	155,868.15	448,222.24
Class "D" (27) Banks 11-16-23 to 12-31-23.....	2,477,226.63	1,337,921.75	249,825.63	889,479.25
Totals of Class "A", "B", "C", and "D" (125) Banks.....	\$17,596,970.94	\$8,833,539.85	\$1,718,157.44	\$7,045,273.65
Unclassified (137) Banks 1-1-24 to 12-31-26.....	14,429,430.69	9,410,256.33	731,173.88	4,288,000.48
TOTAL (262) Banks 11-15-20 to 12-31-26.....	\$32,026,401.63	\$18,243,796.18	\$2,449,331.32	\$11,333,274.13

THE FOLLOWING STATEMENTS ARE COMPILED FROM RECORDS IN THE OFFICE OF THE SECRETARY
Liability Assumed by Commission on Class "A", "B", "C" and "D" Banks (125 Banks)

	Certificates of In- debtedness Issued	Paid By Fund on Certificates	Paid By Receiver	Balance Due	Claims Paid In Full By Fund	Paid By Fund on Certificates of In- debtedness	Total Amount Paid Out By Fund *
Class "A" Banks	\$4,345,581.75	\$ 455,768.00	\$ 167,972.29	\$3,721,841.46	\$ 11,721.93	\$ 455,768.00	\$ 467,489.93
Class "B" Banks	1,516,688.60	159,377.00	13,421.06	1,343,890.54	4,095.97	159,377.00	163,472.97
Class "C" Banks	913,964.89	95,394.00	0.00	818,570.89	2,083.66	95,394.00	97,477.66
Class "D" Banks	775,892.84	82,288.00	63,701.67	629,903.17	2,708.08	82,288.00	84,996.08
TOTALS	\$7,552,128.08	\$ 792,827.00	\$ 245,095.02	\$6,514,206.06	\$ 20,609.64	\$ 792,827.00	\$ 813,436.64 *

THURSDAY, JANUARY 27, 1927

Remaining Liability on Class "A", "B", "C" and "D" Banks (125 Banks)

	Outstand- ing Claims (Allowed as Guarant- eed)	Claims Re- jected, (Time to File De- mands for Hearing Not Exp.)	Claims Re- jected, (De- mands for Hearing Filed)	Claims Re- jected (Certi- fied to Ref- eree for Hear- ings, not yet Rep. to Com.)	Hearings Re- ported by Ref- eree (not yet Acted upon by Com.)	Claims to be Heard on Ref- view Before Commission
Class "A" Banks	\$ 200,591.72	\$ 0.00	\$ 61,918.63	\$2,084,458.75	\$ 74,299.12	\$ 191,784.57
Class "B" Banks	74,675.75	0.00	1,271,489.09	0.00	0.00	35,701.91
Class "C" Banks	43,323.70	0.00	272,285.58	0.00	0.00	0.00
Class "D" Banks	409,025.32	527,074.33	238,520.42	0.00	0.00	0.00
TOTALS	\$ 727,616.49	\$ 527,074.33	\$1,844,213.72	\$2,084,458.75	\$ 74,299.12	\$ 227,486.48

SUMMARY OF REMAINING LIABILITY ON
CLASS "A", "B", "C" and "D" BANKS

AVAILABLE FUNDS

Outstanding Claims (Allowed as Guarant- eed)	\$ 727,616.49	Cash in the Bank of North Dakota	\$ 193,916.27
Claims Rejected (Time to File Demands For Hearing not Expired)	527,074.33	Cash in Open State Banks	280,431.05
Claims Rejected (Demands For Hearing Filed)	1,844,213.72	Total Cash Available	\$ 474,347.32
		3rd and 4th Additional Assessments for	

THURSDAY, JANUARY 27, 1927

Claims Rejected (Certified to Referee for Hearings, not Yet Reported to Commission)	2,084,458.75	1926 (Levied But Not Yet Collected) Approximately	70,000.00
Hearing Reported by Referee (not Yet Acted Upon by Commission)	74,299.12	Total	\$ 544,347.32
Claims to be Heard on Review Before Commission	227,486.48		
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TOTAL	\$5,485,148.89	10% Dividend on this Amount Will Require..	\$ 548,514.88

* In addition to the amount paid out by the fund on account of the General Dividend of 10% to Depositors, there was paid to Depositors in the first two banks (First State Bank, Jud and Farmers State Bank, Marmarth) that failed after the enactment of The Guaranty of Deposits Act, the sum of \$187,191.83 representing payment in full of the deposits in these two banks

\$187,191.83 representing payment in full of the deposits in these two banks	\$ 187,191.83
Amount paid out by way of General Dividend of 10%	813,436.64
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Total Amount Paid out to Depositors in Closed Banks (To 12-31-26)	\$1,000,628.47

AUDIT REPORT
OF DEPOSITORS' GUARANTY FUND
BISMARCK, N. D.

From November 1, 1924 to November 30, 1926
A. G. Sorlie, Governor,
C. R. Green, Manager Bank of North Dakota,
A. W. Engel,
S. G. Severtson,
H. A. Fisher,

Members Depositors' Guaranty Fund Commission,
Gilbert Semingson, Secretary,
Bismarck, North Dakota.

Gentlemen:

Pursuant to engagement, I have made an audit of the books, records and vouchers of the Depositors' Guaranty Fund of the State of North Dakota at Bismarck, N. D., for the period beginning November 1, 1924 and ending November 30, 1926, and I hereby certify, that in my opinion, the following statements and schedules reflect the true cash transactions during the period, and the financial condition of the Department as at close of business November 30, 1926.

On page 9 we present Balance Sheet of November 30, 1926 followed by statement of disbursements and receipts for the period, with detail and page number noted opposite each item for convenient reference to supporting details.

The Department keeps its records on a cash basis and we have set up our statements in the same manner, and have not taken into account accrued items, which, with the exception of liability to the depositors, are small.

Due to the many elements entering into the completion of the depositors' claims against the Guaranty Fund, it is impossible to determine the accurate liability of the Guaranty Fund to depositors of banks that have closed to date. Before this liability is set up, the Receiver must wind up the affairs of the bank, and make the final distribution of the receivership. All depositors claims must be properly filed, and all finally passed upon to determine whether or not they come under the Act. The liability to the depositors has not been fully determined at this time on any bank on which the general 10% dividend payment has been authorized and any attempt we might make to determine the time required to take up all the claims that might come under the Act could not be substantiated.

On the basis of information available at this time on the first one hundred fifteen banks on which a depositors' dividend of 10% has been authorized, it appears that fifty per

cent of the deposits have been admitted as guaranteed and ten per cent are in dispute pending decisions of referee and the courts. The officers of the Department estimate that a larger percentage of the later closed banks will come under the Act. Assuming that fifty-five per cent of all deposits in banks closed to date are a claim on the Depositors' Guaranty Fund, it would be safe to say that it will require over ninety years to pay off this liability on the basis of the present net income to the fund.

The oath of office and bond of the Commission and its officers were found on file as provided by Section 2 of the Guaranty of Deposits Act, with the exception of the Manager of the Bank of North Dakota who does not appear to have qualified as provided by the Guaranty of Deposits Act.

The State Examiner is the appointed and acting secretary of the Commission, as statute provides may be done. The affairs of the Depositors' Guaranty Fund Commission and the State Examiner's Department are closely associated in many ways, and this arrangement is of considerable advantage to both departments in working out their problems in connection with insolvent banks.

The records of proceedings of the Commission were found to be very explicit, covering every detail of the Commission's operations, and were recorded to date in a neat and orderly manner.

We experienced no difficulty in our verification of the financial accounts of the Departments. We found all funds coming into the hands of the Department properly accounted for, and, with the exception of a few clerical errors, not of sufficient importance to be worthy of mention, and which were taken up for correction during our examination, we consider the records well kept in all branches of the Commission.

The officers and employees of the Depositors' Guaranty Fund Commission and the State Examiner's Department afforded us every facility and assistance in the progress of our examination, for which we wish to acknowledge our appreciation.

Respectfully submitted,

O. B. LUND,

Public Auditor and Accountant.

Bismarck, North Dakota,
December 27, 1926.

**REVIEW OF STATEMENTS AND EXAMINATION
DUE FROM BANK OF NORTH DAKOTA \$220,937.13**

The Bank of North Dakota is used for gathering and disbursing the assessment funds that have been assessed and credited by the banks over the state, as set aside for pay-

ment to depositors, and other expenditures of the Department. This represents such funds deposited with the Bank of North Dakota at date of audit.

In addition to this the bank carried a special collection account to the credit of the fund of \$11,146.48, derived from net proceeds of collections on collateral held to secure the Special Deposits of the Williams County State Bank, this had not been recorded in the books of the Commission at date of audit. In our statements we have charged the Bank of North Dakota with this account and credited the special deposits of the Williams County State Bank of Williston. This item was taken into account in the department records during our examination.

DUE FROM OPEN STATE BANKS ON

ASSESSMENTS \$247,934.62

As assessments are levied on the banks coming under the Depositors' Guaranty Act, the amount is credited to the fund on the bank's records, subject to withdrawal on demand by the Depositors' Guaranty Fund Commission. This represents the amount of assessment in the hands of the banks over the State at date of audit. Verification of the accounts was made by us by correspondence and found to agree with the records of the Department with the exception of items noted on detail as listed beginning on page 18. The differences in accounts were taken up with the banks by the Department officers during our examination.

DUE FROM CLOSED BANKS ON ASSESSMENT

ACCOUNTS \$52,800.43

This represents the amount of assessments standing to the credit of the Depositors' Guaranty Fund in insolvent banks at time of closing, and additional assessments not levied at date of closing that had not been paid by the receiver. A schedule in detail of the balances due the Depositors' Guaranty Fund was submitted to the Receiver of Closed Banks and his records were found to be in harmony with the records of the Commission on these items.

Section 16 of the Guaranty of Deposits Act provides that the amount of money standing to the credit of the Depositors' Guaranty Fund on deposit in closed banks shall be a first lien upon the assets of such institution. These credits are being paid by the Receiver of Closed Banks as fast as he has funds available and it is considered that they will all eventually be paid into the fund.

SPECIAL DEPOSITS WITH CLOSED BANKS \$72,339.74

Prior to period covered by this audit the Commission made special deposits from Depositors' Guaranty Funds with banks that were pressed for cash. This practice has been discontinued and no such special deposits made during this audit period.

Banks that have not returned such deposits have closed. On page 31 we list the balances due and unpaid from each such bank. Some of these deposits are secured by collateral which is out for collection. A large part of this collateral is considered of questionable value and was not examined by us. A list of special deposits due from closed banks as carried on the books of the Department was submitted to the Receiver of Closed Banks and his records were found to agree with the Commission accounts. This class of deposits is considered as preferred credits and first lien on the assets of the closed institutions. It is estimated the Guaranty Fund may sustain a small loss on some of these deposits.

The Receiver of Closed Banks Department informed us he had funds on hand to be applied on these deposits. He informed us he had funds on hand to take up the account of the Clyde State Bank in full, which would be paid into the Depositors' Guaranty Fund within a few days.

ACCOUNTS RECEIVABLE (CLAIM ACCOUNTS) \$340.07

This represents legal expenses paid by the Commission in connection with the interests of the Guaranty Fund in recovery of collateral pledged by banks that have closed. This expense is charged to the closed banks on the books of the Commission and paid from the assets of said bank by the receiver.

3% ASSESSMENT ACCOUNTS UNSETTLED \$5,850.00

This represents three per cent of the capital stock of newly organized banks paid into the Guaranty Fund as provided by Section 14 of the Guaranty of Deposits Act, that had not been adjusted at date of audit. This is carried as a credit to the banks on the Commission's records and treated so in our statements until finally settled by the Commission.

DUE FIRST STATE BANK OF AMIDON \$3.30

This represents a small balance due the First State Bank of Amidon on assessments and is due the receiver on overpayment.

UNDISTRIBUTED SPECIAL DIVIDENDS FROM RECEIVER \$8,114.34

When the Receiver of Closed Banks distributes a dividend from the liquidation of an insolvent institution in his charge, he pays over to the Depositors' Guaranty Commission the portion going to depositors that have had their Receivers' Certificates of Proof of Claim converted into Certificates of Indebtedness of the Depositors' Guaranty Fund. The Depositors' Guaranty Fund Commission makes the distribution of the dividend turned over to them by the receiver, to the depositor. In this way the Commission has

a record of all payments to the depositors after they have taken the account over.

This represents dividends from the receivership in the process of distribution to the depositors from proceeds of the assets of banks listed on page 34 of this report.

DEPOSITORS' GUARANTY FUND ACCOUNT \$592,768.44

This item represents the balance in the fund available for distribution to depositors as the same appeared Nov. 30, 1926.

The payment of a ten per cent dividend has been authorized by the Commission on the first one hundred twenty-five banks closed that stand unpaid.

Ten per cent dividend has been paid the depositors on the disputed claims that have been properly presented on the first one hundred fifteen of these banks. There are claims aggregating approximately four million dollars in these banks that has not been presented for payment or that are being held up by the Commission pending hearing before the referee and in litigation in the courts. This ties up four hundred thousand dollars of the fund pending proper presentation of claims and the outcome of decisions.

Payment of the ten per cent dividend on the remaining ten banks authorized is being executed as fast as the office force can do the work.

DEPOSITORS' GUARANTY FUND BALANCE

NOV. 1, 1924 - \$1,002,976.16

This item represents the Depositors' Guaranty Fund net worth as the same appears on the books of the Department at beginning of business Nov. 1, 1924, and is the figure used as the starting point for our audit for the period covered.

This figure agrees with the audit of the previous period with the exception that the 3% assessment on the date of their audit, Oct. 31, 1924, was considered as an earning and we are considering same unearned until the account has been adjusted and settled; and small adjustments amounting to \$9.38.

The difference between book figures and figures of previous audit report are made up as follows:

Depositors' Guaranty Fund as per Department Records	\$1,002,976.16
Undistributed 3% Assess. Account	4,800.00
Misc. Changes in Prior Audit	9.38
Amount shown by previous audit report	\$1,007,785.54

BANK ASSESSMENTS LEVIED \$405,648.58

This item represents the proceeds of assessments on banks as provided by Section 10 of Guaranty of Deposits Acts. This authorizes a levy of one regular and four additional assessments each year of one-twentieth of one per cent each on the average daily deposits of the bank. The maximum levy authorized by law has been assessed for the full period.

The assessments were compared with the verified statements filed by the banks and found to be properly computed and levied from the information the banks had furnished.

INTEREST RECEIVED \$15,448.23

This represents the amount of interest collected by the department for the period covered by this audit from funds deposited in the Bank of North Dakota, the Capitol Security Bank of Bismarck, and Special Deposits in State Banks.

EXAMINATION FEES COLLECTED \$4,426.74

This item represents examination fees and expense refunds collected by the Commission as provided by Section 5 and 6 of the Guaranty of Deposits Act for the period covered.

ASSIGNMENT FEES COLLECTED \$1,801.00

A fee of one dollar is charged and collected from the depositor for the recording of each assignment of claim transferred on the records of the Commission.

A detail record has not been kept of the income from this source. It would simplify the auditing and proving of this income to install some system that would show the date and payor of each assignment fee collected.

FIRST STATE BANK OF JUD RECOVERY \$97.16

The creditors of the First State Bank of Jud were paid in full during the year 1920 from the Depositors' Guaranty Fund. On March 10, 1926, the Commission received the above amount from the receiver of the Jud State Bank as recovery from assets of the bank, which is turned into the Depositors' Guaranty Fund.

OPERATING EXPENSE FROM GUARANTY**FUND \$45,942.51**

The administrative expenses of the Depositors' Guaranty

Fund Commission are provided in part by legislative appropriation from the State General Fund, and part from the Depositors' Guaranty Fund as provided by Section 34 of the Act, appropriating \$20,000.00 per year or as much thereof as is necessary from the Depositors' Guaranty Fund to meet the expense of the Commission.

In July 1925 and 1926, \$20,000.00 was transferred to the State Treasurer from the funds in the hands of the Commission for each year's expense and expenses of the department are paid by the State Auditors Warrant as other claims against the state are paid. Prior to July 1, 1925, expenses from the fund were paid by the Secretary of the Commission on vouchers approved by the State Auditing Board.

Expenditures from both funds were compared with the amount allowed by law and found to be well within the allotted appropriations as will be shown by details beginning on page 39.

Due to the preliminary costs of investigations, hearings, and preparation of claims under the Depositors' Guaranty Act, the expense of the Department has been high when compared with the income for the period. After the first dividend to the depositors has been made the cost of making additional payments should be comparatively small.

10% GENERAL DIVIDEND PAID DEPOSITORS

\$791,686.92

This represents the amount of a general ten per cent dividend payment to depositors that come within the Act from the Depositors' Guaranty Fund covering the first one hundred fifteen banks closed.

All original approved claims on which payment had been made, numbering about twenty-two thousand, were examined by us and found to agree with the amount paid, excepting a few small clerical errors that were corrected by the Department during our examination.

DETAIL "D"
SPECIAL DEPOSITS WITH CLOSED BANKS

NAME OF BANK	ADDRESS	Balance Due Nov. 1 - 1924 DR.	Interest Charges DR.	Expense Charges DR.	Added Charge For Collateral Collections for Bank of New Rockford DR.	Collections CR.	Balance Nov. 30 - 1926
Clyde State Bank	Clyde	5,000.00	116.60				5,116.60
Farmers Bank of Dunn Center	Dunn Center	1,151.76	95.57	40.98			1,288.31
State Bank of Grenora	Grenora	6,990.54	600.93			4,600.49	2,990.98
Security State Bank	Hanks	6,629.58	370.52			723.00	6,277.10
State Bank of Maxbass	Maxbass	9,291.56	506.58			1,466.33	8,331.81
Farmers State Bank	Nome	9,062.53	508.86			6,913.33	2,658.06
Farmers Bank of Ray	Ray	700.00	38.24			148.31	589.93
Scandinavian American Bank	Minot	10,400.00	424.80		4,574.49	11,231.84	4,167.45
Farmers and Merchants Bank	Sherwood ..	13,562.13	565.37			6,305.63	7,821.87
Tolley State Bank	Tolley	11,127.73	631.81			6,566.45	5,193.09
Williams County State Bank	Williston ...	21,398.39	1,366.98	1,665.30		7,544.87	*16,885.80
Williston State Bank	Williston ...	11,034.34		36.25		51.85	11,018.74
AMOUNT TO STATEMENT							72,339.74

* The books of the department show balance due from Williams County State Bank of \$28,032.28. The Bank of North Dakota shows collections on hand to this account of \$11,146.48 which is set up in bank account and credited to Williams County State Bank in our statements.

THURSDAY, JANUARY 27, 1927

DETAIL "P"
CONDENSED SUMMARY OF CLASSIFIED OPERATING EXPENSE
NOV. 1, 1924 TO NOV. 30, 1926

	Paid From State General Fund Appropriations	Paid From Depositors Guaranty Funds	Total Expense
Commissioners Per Diem and Expense	5,975.77	*713.35	5,262.42
Clerk Hire and Office Salaries	14,093.78	4,023.11	18,116.89
Postage	2,927.44		2,927.44
Supplies	1,414.53		1,414.53
Furniture and Fixtures	1,041.59		1,041.59
Printing	1,814.47	*174.11	1,640.36
Miscellaneous	2,353.85	96.60	2,450.45
Court Costs	116.13		116.13
Prior Appropriation Charges—Undistributed	3,275.90		3,275.90
Inspectors Salaries	9,195.71	7,466.62	16,662.33
Auditors & Inspectors Traveling Expense	4,392.34	4,978.17	9,370.51
Auditors Salaries		8,281.65	8,281.65
Referee & Legal Counsel Salaries		12,429.14	12,429.14
Referee & Legal Counsel Traveling Expense		736.00	736.00
Special Legal Services		6,600.86	6,600.86
Department Audit Expense		2,217.82	2,217.82
TOTAL	46,601.51	45,942.51	92,544.02

* This represents expense charged direct to Depositors' Guaranty Fund prior to our audit and was reimbursed after Nov. 1, 1924 from General Fund Appropriations as provided by Chapter 18 S. L. 1925.

PAYROLL OF DEPOSITORS' GUARANTY FUND COMMISSION
FOR MONTH OF NOVEMBER 1926

Name	Address	Position	Rate	Time Served	Amount Paid	Date Oath of Office Filed	Amount of Bond with State Bonding Departm't	Expiration Date of Bond
S. G. Severtson	Bismarck	Mem. of Com.	5.00 per diem	5 days	*25.00	7-14-26	10,000.00	7- 1-29
H. A. Fisher	Washburn	Mem. of Com.	5.00 per diem	15 days	*75.00	4-24-25	10,000.00	7- 1-27
A. W. Engel	Esmond	Mem. of Com.	5.00 per diem	11 days	*55.00	7- 6-25	10,000.00	7- 2-28
F. W. Cathro	Bottineau	Inspector	4,000.00 per year	1 mo.	333.33	7- 6-25	10,000.00	6-30-27
Gilbert Semingson	Bismarck	Secretary	2,000.00 per year	1 mo.	166.67	4-29-26	20,000.00	7- 1-27
C. J. Fisk	Minot	Referee	4,000.00 per year	1 mo.	333.33	4- 2-25	10,000.00	4- 2-27
Clyde Duffy	Devils Lake	Legal Counsel	300.00 per mo.	1 mo.	300.00	5- 2-25	10,000.00	7- 1-27
Joe. E. Sullivan	Mandan	Reporter	187.50 per mo.	1 mo.	187.50	4-29-25	10,000.00	7- 1-27
M. W. Arndt	Bismarck	Ass't Secretary	175.00 per mo.	1 mo.	175.00		10,000.00	7- 1-27
D. J. Heaney	Courtney	Auditor	200.00 per mo.	1 mo.	200.00		10,000.00	7- 1-27
Gayle Hawke	Bismarck	Stenographer	125.00 per mo.	1 mo.	125.00			
Bertha Severtson	Bismarck	Stenographer	110.00 per mo.	1 mo.	110.00			
Total Paid					2,085.83			

* October per Diem paid in November.

THURSDAY, JANUARY 27, 1927

Mr. Elken moved the adoption of the audit committee report.

Which motion prevailed, and the report was adopted.

MOTIONS AND RESOLUTIONS

Mr. Rabe moved that further action on the committee reports on House Bill No. 114 be deferred and that they be made a Special Order of Business for next Tuesday at 3:00 P. M.

Which motion prevailed.

Mr. Johnson of Foster moved that the Speaker appoint a new committee or place it in the hands of the special committee already appointed to check up on state owned cars and see whether the law passed two years ago requiring such cars to bear a monogram to that effect is being carried out.

Mr. Erickson moved as a substitute motion that the special committee be given this power.

Which motion prevailed.

Mr. Halcrow moved that House Bill No. 52 and Senate Bill No. 54 be re-referred to the Committee on State Affairs.

Which motion prevailed, and House Bill No. 52 and Senate Bill No. 54 were re-referred to the Committee on State Affairs.

Mr. Fedje moved that the vote by which House Bill No. 77 was lost be reconsidered.

Mr. Swett moved that the motion of Mr. Fedje be laid on the table.

Which motion was lost.

The question being on the motion of Mr. Fedje, which motion was declared carried and House Bill No. 77 was to be reconsidered.

Mr. Trubshaw moved that House Bill No. 77 be put at the head of the calendar for consideration on Saturday afternoon at 3 o'clock.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

The Committee on Appropriations introduced:

House Bill No. 143. A Bill For an Act Making an Appropriation for the Maintenance of a Street Car and the Track of the Capitol Trolley Line now Operating.

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

The Committee on Appropriations introduced:

House Bill No. 144. A Bill For an Act Making an Appropriation of \$21,495.88 to Repay the Bank of North Dakota for a Loan Made to the Hospital for the Insane and also for the Payment of any Interest Due Thereon.

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

The Committee on Appropriations introduced:

House Bill No. 145. A Bill For an Act to appropriate Two Thousand (\$2,000.00) Dollars to the North Dakota Horticultural Society for the Biennial period ending June 30th, 1929.

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

THIRD READING OF HOUSE BILLS
ROLL CALL

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 60, nays 48, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hanson	Oberg
Bell	Hauge	Rabe
Boeckel	Hildebrand	Roberts
Brown of Adams	Hoffman	Rulon
Brown, Stutsman	Iverson, Griggs	Signalness
Bubel	Jardine	Sperry
Burkhart	Johnson, Foster	Standley
Burns	Johnson, McKenzie	Steedsman
Butt	Kamrath	Swendseid
Carlson	Kapfer	Streich
Conway	Keierleber	Tester
Cox	Kelly	Thatcher
Ehr	Lee	Thompson, Burleigh
Erickson, Kidder	Lofthus	Thompson, Ramsey
Ferris	Lyon	Twichell
Fettig	McGinnis	Watt

Messrs.	Messrs.	Messrs.
Flom	Meidinger	Westford
Fowler	Muus	Wilson
Freeman	Peters	Zimmerman
Halcrow	Plath	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnston	Polfuss
Anderson, Divide	Larvick	Quam
Bohnsack	Lavik	Renner
Bollinger	Levin	Richardson
Craig	Lillehaugen	Shurr
Ellingson	Lynch	Siverson
Elken	McCay	Sleight
Erickson, McLean	McDowall	Swett
Fedje	McGauvran	Svingen
Froien	McManus	Treffry
Gudmestad	Martin	Trubshaw
Helbling	Miller	Twetén
Hendrickson	Montgomery	Van Berkom
Holthusen	Olafson	Wedel
Iverson, McKenzie	Opdahl	Worner
Johnson, Traill	Owings	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	O'Neill	Veitch
Johnson, Ward	Traynor	

So the bill was passed and the title was agreed to, and the emergency clause declared lost.

ROLL CALL

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, relating to the designation of depositories for 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 60, nays 48, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rulon
Bohnsack	Jardine	Sleight
Bollinger	Johnson, Traill	Sperry
Brown of Adams	Johnston	Standley
Brown, Stutsman	Kelly	Steedsman
Burns	Larvick	Streich
Cox	Lynch	Tester
Ehr	McDowall	Thatcher
Elken	McGauvran	Thompson, Burleigh

Messrs.	Messrs.	Messrs.
Ellingson	McGinnis	Thompson, Ramsey
Fettig	Miller	Trubshaw
Flom	Meidinger	Twichell
Fowler	Montgomery	Veitch
Freeman	Muus	Watt
Frojen	Olafson	Wedel
Gudmestad	Peters	Westford
Halcrow	Plath	Wilson
Hauge	Polfuss	Worner
Hendrickson	Rabe	Zimmerman
Hoffman	Roberts	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Oberg
Anderson, Divide	Iverson, McKenzie	Opdahl
Anderson, Sargent	Johnson, Foster	Owings
Boeckel	Johnson, McKenzie	Quam
Bubel	Kamrath	Renner
Burkhart	Kapfer	Richardson
Butt	Keierleber	Shurr
Carlson	Lavik	Signalness
Conway	Lee	Siverson
Craig	Levin	Swendseid
Erickson, Kidder	Lillehaugen	Swett
Erickson, McLean	Lofthus	Svingen
Fedje	Lyon	Treffry
Ferris	McCay	Tweten
Hanson	McManus	Van Berkorn
Hildebrand	Martin	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	Johnson, Ward	Traynor
Helbling	O'Neill	

So the bill passed and the title was agreed to.

Mr. Swett explained his vote and asked that his remarks be recorded in the Journal.

I vote "no" on House Bill No. 59 for it is an attempt to use the public funds and the people's funds to bolster up a bunch of crabbed, shady enterprises.

Mr. Burkhart moved that House Bill No. 66 be re-referred to the standing committee.

Which motion prevailed.

Mr. Kelly moved that House Bill No. 100 be re-referred to the Committee on State Affairs.

Which motion prevailed.

ROLL CALL

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same

Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this 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 107, nays 2, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown of Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Streich
Conway	Lee	Svingen
Cox	Levin	Swendseid
Craig	Lillehaugen	Swett
Ehr	Lofthus	Tester
Ellingson	Lynch	Thatcher
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Treffry
Fedje	McGauvran	Trubshaw
Ferris	McGinnis	Tweten
Fettig	McManus	Twichell
Flom	Martin	Veitch
Fowler	Meidinger	Van Berkom
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	

Those voting in the negative were:

Messrs.	Messrs.
Helbling	Renner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	O'Neill	Traynor
Johnson, Ward		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 23. A Bill For an Act Making an Appropriation 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 87, nays 19, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hauge	Peters
Anderson, Divide	Helbling	Plath
Anderson, Sargent	Hildebrand	Quam
Bell	Hendrickson	Rabe
Boeckel	Hoffman	Renner
Bohnsack	Iverson, Griggs	Roberts
Bollinger	Iverson, McKenzie	Rulon
Brown of Adams	Jardine	Shurr
Brown, Stutsman	Johnson, Foster	Sleight
Bubel	Johnson, McKenzie	Sperry
Burkhart	Johnson, Traill	Standley
Burns	Johnston	Steedsman
Butt	Kapfer	Swendseid
Carlson	Keierleber	Streich
Conway	Kelly	Svingen
Cox	Larvick	Swett
Ehr	Lavik	Tester
Ellingson	Levin	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Treffry
Fedje	McDowall	Twichell
Fettig	McGauvran	Van Berkom
Flom	McGinnis	Veitch
Fowler	McManus	Watt
Freeman	Miller	Wedel
Frojen	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	McCay	Signalness
Ferris	Martin	Siverson
Holthusen	Meidinger	Thatcher
Kamrath	Oberg	Tweten
Lee	Owings	Yeater
Lillehaugen	Polfuss	
Lofthus	Richardson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	O'Neill	Trubshaw
Gilchrist	Traynor	Zimmerman
Johnson, Ward		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913, Providing for Inspectors and Judges of Election, their Qualifications and Duties.

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 101, nays 4, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Peters
Anderson, Divide	Hoffman	Plath
Anderson, Sargent	Holthusen	Quam
Bell	Iverson, Griggs	Rabe
Boeckel	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Bollinger	Johnson, Foster	Roberts
Brown, Adams	Johnson, McKenzie	Rulon
Brown, Stutsman	Johnson, Traill	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Tweten
Fettig	McManus	Twichell
Flom	Martin	Van Berkom
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Yeater
Helbling	Opdahl	Mr. Speaker
Hendrickson	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Frojen	Sleight	Wedel
Polfuss		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	McGinnis	Traynor
Johnson, Ward	O'Neill	Zimmerman
Keierleber	Tester	

So the bill passed and the title was agreed to.

Mr. Sperry moved that House Bill No. 82 be placed upon the calendar immediately following House Bill No. 77, to be considered Saturday afternoon at 3 o'clock.

Which motion was lost.

ROLL CALL

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

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 58, nays 51, absent and not voting 4.

Those voting in the affirmative were:

Bell	Holthusen	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Trail	Sleight
Brown, Adams	Johnston	Sperry
Brown, Stutsman	Kelly	Standley
Burns	Larvick	Steedsman
Cox	Lynch	Tester
Ehr	McDowall	Thompson, Burleigh
Ellingson	McGauvran	Thompson, Ramsey
Elken	McGinnis	Tweten
Fettig	Meidinger	Veitch
Flom	Miller	Watt
Fowler	Montgomery	Wedel
Freeman	Muus	Westford
Frojen	Olafson	Wilson
Gudmestad	Peters	Worner
Halcrow	Plath	Zimmerman
Hauge	Polfuss	Mr. Speaker
Hendrickson	Rabe	
Hoffman	Renner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Opdahl
Anderson, Divide	Iverson, McKenzie	Owings
Anderson, Sargent	Johnson, Foster	Quam

Messrs.	Messrs.	Messrs.
Boeckel	Johnson, McKenzie	Richardson
Bubel	Kamrath	Shurr
Burkhart	Kapfer	Signalness
Butt	Keierleber	Siverson
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Craig	Levin	Swett
Erickson, Kidder	Lillehaugen	Svingen
Erickson, McLean	Lofthus	Thatcher
Fedje	Lyon	Treffry
Ferris	McCay	Trubshaw
Hanson	McManus	Twichell
Helbling	Martin	Van Berkom
Hildebrand	Oberg	Yeater

Absent and not voting:

Gilchrist	O'Neill	Traynor
Johnson, Ward		

So the bill was declared by the Speaker as being lost, it not having received a two-thirds vote.

Mr. Swett moved that the vote by which House Bill No. 82 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Mr. Aljets explained his vote and asked that his remarks be recorded in the Journal.

I vote "no" on the grounds that I don't believe in it. Lobbying was attempted in my presence on a similar bill yesterday.

ROLL CALL

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure 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 103, nays 2, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown, Adams	Johnson, Traill	Rulon

Brown, Stutsman	Johnston	Shurr
Bubel	Kamrath	Signalness
Burkhart	Kapfer	Siverson
Burns	Keierleber	Sleight
Butt	Kelly	Sperry
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Twetén
Fettig	McGinnis	Twichell
Flom	McManus	Van Berkomp
Fowler	Martin	Veitch
Freeman	Meidinger	Watt
Frojen	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hauge	Oberg	Worner
Helbling	Olafson	Zimmerman
Hendrickson	Opdahl	Mr. Speaker
Hildebrand	Owings	
Hoffman	Plath	

Those voting in the negative were:

Messrs.	Messrs.
Boeckel	Swett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	O'Neill	Traynor
Hanson	Peters	Yeater
Johnson, Ward	Standley	

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 23. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 200, Session Laws 1923, the same being Section 5220b9 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Depositors' Guaranty Fund Commission.

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

Senate Bill No. 73. A Bill For an Act Requiring Public Utilities to Obtain from the Board of Railroad Commissioners Certificates of Public Convenience and Necessity before Beginning the Construction or Operation of Public Utility Plants or Systems or the Exercising of any Rights

or Privileges Under any Franchise or Certificate Hereafter Granted, or Under any Franchise Heretofore Granted, the Exercise of Which has not been commenced within one year from the Granting Thereof, or has been suspended or Discontinued for More Than One Year, and Prescribing the Procedure to be Followed in Such Matters.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 74. A Bill For an Act Authorizing and Empowering the Board of Railroad Commissioners to appoint Examiners for the Purpose of Holding Hearings, and Prescribing the Powers and Duties of Such Examiners.

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

Senate Bill No. 75. A Bill For an Act to Amend and Re-enact Section 4059, Compiled Laws 1913, as amended by Chapter 71, Session Laws 1915, and as amended by Chapter 178, Session Laws 1917, and as amended by Chapter 96, Session Laws 1921, and now Section 4059 of the Supplement to the Compiled Laws 1913.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Also Senate Concurrent Resolution B.

Was read the first and second times.

Mr. Fowler moved that the concurrent resolution be referred to the Committee on Federal Relations.

Which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 4. A Bill for an Act to amend and re-enact Section 4230 of the Compiled Laws of North Dakota for the year 1913.

Senate Bill No. 24. A Bill For an Act to Amend and Re-enact Section 5 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing all Acts or parts of Acts in conflict with the Provisions of this Act," and approved at a State-wide Election held June 30, 1926.

And the Speaker signed the same in the presence of the House.

THIRD READING OF SENATE BILLS
ROLL CALL

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

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 101, nays 1, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Swendseid
Craig	Lee	Streich
Ehr	Levin	Swett
Ellingson	Lillehaugen	Svingen
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Veitch
Freeman	Meidinger	Watt
Frojen	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.
McCay

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Johnson, Ward	Tester
Butt	Miller	Traynor
Gilchrist	Montgomery	Van Berkorn
Hanson	O'Neill	

So the bill passed and the title was agreed to.

Mr. Johnson of Foster asked the unanimous consent of the House to amend Senate Bill 27, in Section 1, on line 2, after the word "person" insert "except producers".

Which request was not allowed.

ROLL CALL

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

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 63, nays 45, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Halcrow	Rabe
Bohnsack	Hauge	Roberts
Bollinger	Hendrickson	Rulon
Brown, Adams	Heffman	Signalness
Brown, Stutsman	Holthusen	Sleight
Burns	Iverson, Griggs	Sperry
Carlson	Iverson, McKenzie	Standley
Cox	Jardine	Steedsman
Craig	Johnson, Traill	Tester
Ehr	Kelly	Thatcher
Ellingson	Lynch	Thompson, Burleigh
Elken	McDowall	Thompson, Ramsey
Erickson, Kidder	McGauvran	Trubshaw
Fedje	McGinnis	Twichell
Ferris	McManus	Veitch
Fettig	Miller	Watt
Flom	Muus	Wedel
Fowler	Oberg	Westford
Freeman	Peters	Wilson
Frojen	Plath	Zimmerman
Gudmestad	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Kapfer	Owings
Anderson, Divide	Keierleber	Quam
Anderson, Sargent	Larvick	Renner
Boeckel	Lavik	Richardson

Bubel	Lee	Shurr
Burkhart	Levin	Siverson
Butt	Lillehaugen	Swendseid
Conway	Lofthus	Streich
Erickson, McLean	Lyon	Swett
Helbling	McCay	Svingen
Hildebrand	Martin	Treffry
Johnson, Foster	Meidinger	Tweten
Johnson, McKenzie	Montgomery	Van Berkom
Johnston	Olafson	Worner
Kamrath	Opdahl	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	Johnson, Ward	Traynor
Hanson	O'Neill	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation 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 106, nays 2, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Roberts
Boeckel	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Traill	Shurr
Bollinger	Johnston	Signalness
Brown, Adams	Kamrath	Siverson
Brown, Stutsman	Kapfer	Sleight
Bubel	Keierleber	Sperry
Burkhart	Kelly	Standley
Burns	Larvick	Steedsman
Butt	Lavik	Swendseid
Carlson	Lee	Streich
Conway	Levin	Swett
Cox	Lillehaugen	Svingen
Craig	Lofthus	Tester
Ehr	Lyon	Thatcher
Ellingson	McCay	Thompson, Burleigh
Elken	McDowall	Thompson, Ramsey
Erickson, Kidder	McGauvran	Treffry
Erickson, McLean	McGinnis	Trubshaw
Fedje	McManus	Tweten

Messrs.	Messrs.	Messrs.
Ferris	Martin	Twichell
Fettig	Meidinger	Van Berkom
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Oberg	Westford
Gudmestad	Olafson	Wilson
Halcrow	Opdahl	Worner
Hauge	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	
Holthusen	Quam	

Those voting in the negative were:

Messrs.	Messrs.
Helbling	Lynch

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	Johnson, Ward	Traynor
Hanson	O'Neill	

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 26, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 41. A Concurrent Resolution providing for the Amendment of Sec. 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 amended as follows:

After the word route at the end of Senate Bill strike out the period and insert semi-colon followed by the words "which compensation and mileage shall be in full of all services, expenses and allowances for each two year period."

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 27, 1927.

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

Senate Bill No. 37. A Bill For an Act to Amend and Re-enact Section 5552 of the Compiled Laws of North Dakota for the year 1913.

Senate Bill No. 6. A Bill For an Act to appropriate the sum of \$75,000, 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 Grand Forks, Grand Forks County, North Dakota, and the City of East Grand Forks, Polk County, Minnesota, under the provisions of subdivision C of Section 2976 T 15 of the supplement to the compiled laws 1913.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 27, 1927.

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

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30 of the Supplement to the Compiled Laws 1913.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

GENERAL ORDERS

Mr. Streich moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Streich to the chair.

When the committee arose it submitted the following report:

Mr. Speaker:

The committee of the whole have had under consideration

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 11, of the printed bill, after the word "by", insert the word "any", and change the word "counties" to "county". Strike out the balance of line 11 and the first two words of line 12.

Strike out the last two words of line 13, and the first four words in line 14.

In line 16 strike out the words "or clerk", and change the word "municipality" to "county".

That all amendments of the standing committee be stricken out and the bill recommended for passage as originally printed.

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 92. A Bill For an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

And recommend the adoption of the Standing Committee's amendment, as follows:

In section 1 of the printed bill, after the word "any", first appearing in line 4 thereof, strike out the balance of said section and insert in lieu thereof the words "Political subdivision thereof."

In line three of section 2 of the printer bill strike out the comma after the word "Bureau" and insert the words "directing the same." After the word "And" in said line 3 insert the words, "such securities." In line 4 of said section 2 strike out the words "and Governor" also strike out all of said section after the word "Legality" in line 4 and insert in lieu thereof the word "thereof", a semicolon and the following: "provided, that the treasurer of the State of North Dakota shall be, and he is hereby made custodian of all such bonds and certificates of indebtedness purchased or acquired by the Workmen's Compensation Bureau hereunder, and it shall be the duty of such bureau to deliver the same to the said State Treasurer, as such custodian thereof."

And when so amended, recommend that the same do pass.

CHAS. F. STREICH,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Kelly moved the adoption of the report of the committee of the whole.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: D. S. Owens, Secretary of the Chamber of Commerce of Minot; E. J. Thomas, City Commissioner of Minot; Victor Corbett, City Commissioner of Minot; Dr. McFarland, President of the State Teachers College of Minot; Carl Danielson, President of the Greater North Dakota Association, of Minot; H. L. Finkle, of Minot; J. L. Hulteng and J. H. Solstad, of Grand Forks.

Mr. Halcrow moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

House Bill No. 92. A Bill For an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

TWENTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
January 23, 1927.

The House was called to order promptly at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. John A. H. Slag.

Roll call.

All members present except: Messrs. Gilchrist, Johnson of Ward, O'Neill and Traynor.

Mr. Miller moved that all absentees be excused.

Which motion prevailed.

Mr. Roberts moved that the report of the Committee on Revision and Correction of the Journal of the Twenty-second day after recess and the Twenty-third day be amended as follows:

Page 8, after line 18, insert the following:

Mr. Peters moved the adoption of the report of the committee of the whole.

Mr. Swett offered as a substitute motion that House Bill No. 43 be recommended for indefinite postponement.

Roll call demanded and granted.

The question being on the substitute motion of Mr. Swett, the roll was called, and there were ayes 48, nays 60, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Iverson, Griggs	Owings
Anderson, Sargent	Iverson, McKenzie	Opdahl
Boeckel	Johnson, Foster	Quam
Bollinger	Johnson, McKenzie	Renner
Bubel	Kamrath	Richardson

Messrs.	Messrs.	Messrs.
Burkhart	Kapfer	Siverson
Butt	Keierleber	Swendseid
Carlson	Lavik	Streich
Conway	Lee	Svingen
Craig	Levin	Swett
Erickson, Kidder	Lillehaugen	Thatcher
Erickson, McLean	Lyon	Treffry
Fedje	McCay	Van Berkom
Ferris	Martin	Yeater
Hanson	Meidinger	
Helbling	Oberg	
Hildebrand	Signalers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Sleight
Bell	Johnson, Traill	Sperry
Bohnsack	Johnston	Standley
Brown, Stutsman	Kelly	Steedsman
Burns	Larvick	Tester
Cox	Lofthus	Thompson, Burleigh
Ehr	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Elken	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gudmestad	Olafson	Westford
Halcrow	Peters	Wilson
Hauge	Plath	Worner
Hendrickson	Polfuss	Zimmerman
Hoffman	Rabe	Mr. Speaker
Holthusen	Roberts	Rulon

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Shurr
Gilchrist	O'Neill	

The question being on the motion of Mr. Peters to adopt the report of the committee of the whole, the motion prevailed and the report was adopted.

Page 10, remove slug from between lines 39 and 40.

Page 11, line 17, strike out the words "From the House" and insert in lieu thereof the words "To the Senate"; line 25, strike out the letter "s" at the end of the line and insert in lieu thereof the letter "d" and in line 34 strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00".

Page 12, strike out lines 24 and 25.

Page 17, after the word "lost" insert the following: "The Speaker holding that a two-thirds majority was required to pass the bill".

Page 25, remove slug from between lines 11 and 12.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved the adoption of the report.

Which motion prevailed.

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

Mr. Speaker: 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:

Page 3, strike out all of the page after the third line and the first 23 lines on page 4 and lines 27, 28 and 29 be stricken and inserted after line 33.

Page 26, line 7, strike out the figures 124 and insert in lieu thereof 114.

Page 31, strike out lines 3, 4, 5, 6 and 7 and insert in lieu thereof the following:

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 28, 1927.

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

Senate Bill No. 32. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Senate Bill No. 78. A Bill For an Act Making an Appropriation to provide for the Payment of a Deficit in the State Wolf Bounty Fund.

Senate Bill No. 84. A Bill For an Act Authorizing the School Board of any School District whose Property is not Required by Law to be Insured against Loss by Fire or Tornado by the State Fire and Tornado Fund to Insure the Property of such District against such Loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 28, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

Which the House has amended as follows:

Strike out the word and figures "Section 22" where the same occurs at the beginning of the second paragraph of the body of the printed bill, as the same was passed by the Senate, and strike out the parenthesis surrounding the words and figures "Section 5235a22" where the same occurs following the said words and figures "Section 22".

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 28, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the Same Being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Which the House has amended as follows:

In the title of the bill correct the same so that the word "of" follows the figures and letter "2863b7".

In the second paragraph of the bill where the word and figure "Section 1" occurs followed by the word and figures "Section 2863b7" in parenthesis, strike out the words and figures "Section 1", and strike out the parenthesis around "Section 2863b7".

On line 3 of the engrossed bill, strike out the words "excepting merchants dealing in manufactured butter".

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 28, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to Auto Transportation Companies.

Which the House has amended as follows:

In the second paragraph of the body of the bill as passed by the Senate strike out the word and figures "Section 12" where the same appears at the beginning of such paragraph, also strike out the parenthesis around the words and figures "Section 2976v12" as the same now follows the words and figures "Section 12". In Section 2 of the bill as passed by the Senate strike out the words and figures "Section 13" as same appear at the beginning of the second paragraph in said section, also strike out the parenthesis around the words and figures "Section 2976v12," as the same appears following the words and figures "Section 13".

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 27, 1927.

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

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Providing that Townships and Municipalities May Contribute to the Support of District Fair Association.

House Bill No. 59. A Bill For an Act to Amend Section 714A5 Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Designation of Depositories for Public Funds.

House Bill No. 87. A Bill For an Act to Amend and Re-enact Section 8 of Chapter 17, Session Laws 1921, the Same Being Section 2790b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Preservation and Control of Artesian Waters of this State.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

House Bill No. 85. A Bill For an Act to Amend Section 951 Compiled Laws of North Dakota 1913 Providing for Inspectors and Judges of Election, Their Qualifications and Duties.

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or Other Obligations of the State of North Dakota, or of Any of the Political Subdivisions Thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

A Concurrent Resolution to Amend and Re-enact Section 154 of Article 9 of the Constitution of the State of North Dakota, Providing for Income Tax Common Schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 74. A Bill For an Act to Amend Section 10380 of the Compiled Laws of North Dakota for 1913 Relating to Forfeitures and Pecuniary Penalties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary Penalties.

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

Strike out from line 1 of the printed bill the word "prescribed". Strike out from line 2 the words "as a punishment by any provisions of this code". After the word "laws" in line 3 of the printed bill insert the words "or for violation of city or village ordinances".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

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

After the word "filed" in line 33 of the printed bill, insert the following: "unless it is otherwise ordered by the judge of the district court". Strike out the words "in which case" after the word "filed" on line 33 of the printed bill and in lieu thereof insert the following: "when the state's attorney and the clerk of the district court of the county where the chambers of the court are situated do act as aforesaid". Strike out the word "may" where it appears in line 37 and put in the word "shall" therefor. After the word "after" in line 38 insert the following: "in the county where the crime was committed or in the county to which the case is properly transferred for trial according to law".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 relating to per diem and mileage of witnesses.

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

In line 7 of the printed bill where the word "each" appears for the second time, strike out the word "each" and put in lieu thereof the word "one". In line 7 after the word "way" strike out the words "twelve and a half cents" and insert in lieu thereof the word "fifteen".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 104. A Bill for an Act to Legalize the Execution and Acknowledgement of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

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

After the word "administrator" in the title of the printed bill, strike out the comma. After the word "action" in the title insert the words "or proceeding".

After the word "administrator" in line 1 of the printed bill, strike out the comma.

After the word "administrator" in line 6 of the printed bill, strike out the comma.

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 63. A Bill For an Act to Amend and Re-enact Section 10766 of the Compiled Laws of North Dakota for the Year 1913, Providing the Procedure Where Joint Affidavit Is Filed in Criminal Cases, Alleging Prejudice Against the Judge and Also Asking for a Change in Place of Trial.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 64. A Bill For an Act to Amend and Re-enact Section 11002, Compiled Laws of North Dakota for 1913, Relating to the Duty of the Clerk of the District Court When Appeals in Criminal Cases are taken and Completed.

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

GORDON COX,
Chairman.

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

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moves the adoption of the report.
Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

Also,

House Bill No. 92. A Bill For an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moves the adoption of the report.
Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moves the adoption of the report.

Which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Select Committee on Memorial Resolutions wish to report that they have drafted suitable res-

olutions which are being enrolled and will be properly delivered.

EINAR MUUS,
Chairman.

Mr. Muus moved that the report be adopted.

Mr. Peters stated that the name of Albert Lowe, of Pierce County, is omitted from the memorial resolutions.

Mr. Twichell moved that the report of the Memorial Resolutions Committee be returned to the committee for the purpose of including the name of Mr. Lowe in the resolutions.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Lynch moved that Rule 36 be amended by striking out the word "majority" and inserting in lieu thereof the word "prevailing", and that Rule 34 be amended by striking out the word "majority" and inserting in lieu thereof the word "prevailing".

The Speaker explained that "majority" and "prevailing" had practically the same meaning and that he would rule that they were the same.

Mr. Lynch withdrew his motion.

Mr. Twichell moved that the vote by which House Bill No. 82 was lost be reconsidered.

Which motion prevailed.

Mr. Twichell moved that House Bill No. 82 be made a Special Order of Business for Saturday, following House Bill No. 77 for third reading.

Which motion prevailed and House Bill No. 82 was placed on the calendar.

Mr. Roberts moved that House Bill No. 43 be placed on today's calendar.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

J. H. McCay introduced:

House Bill No. 146. A Bill For an Act Providing for the Improvement of State Highways Under Certain Conditions and Providing for the Payment Thereof.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Mr. Lyon introduced:

House Bill No. 147. A Bill For an Act to amend and re-enact Section 4220 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913 relating to the compensation of the township clerks and supervisors.

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

Mr. Lyon introduced:

House Bill No. 148. A Bill For an Act to amend and re-enact Section 1162 of the Compiled Laws of North Dakota for the year 1913 pertaining to meetings of the school board in common school districts and prescribing their compensation therefor.

Was read the first and second times and referred to the Committee on Education.

Barney Iverson introduced:

House Bill No. 149. A Bill For An Act to Repeal Chapter 38, Session Laws of North Dakota for 1921, Relating to Conciliation of Controversies.

Was read the first and second times and referred to the Committee on Judiciary.

M. T. Lillehaugen introduced:

House Bill No. 150. A Bill For an Act to Amend and Re-enact Section 6073 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Section 2, Chapter 176, Laws of 1915, and by Section 2, Chapter 155, Laws of 1925, Pertaining to Usury.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Westford introduced:

House Bill No. 151. A Bill For an Act Making it the Duty of the State Engineer to Assist County Boards of Flood Irrigation in the Performance of their Duties and Making an Appropriation therefor.

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

Mr. Thompson of Ramsey introduced:

House Bill No. 152. A Bill For an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 as amended by Chapter 94, Session Laws of 1925, 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 times and referred to the Committee on State Affairs.

The Committee on Game and Fish introduced:

House Bill No. 153. A Bill For an Act to Amend and Re-enact Section 14, Chapter 161, Session Laws of 1913, Relating to Game and Fish; Right of Search and Seizure, and to Repeal Section 15, Chapter 161, Session Laws of 1915.

Was read the first and second times and referred to the Committee on Game and Fish.

The Committee on Game and Fish introduced:

House Bill No. 154. 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, being Section 10322a33 supplement to 1913 Compiled Laws of North Dakota, Relating to Game Birds and Fixing the Open Season for Killing Same.

Was read the first and second times and referred to the Committee on Game and Fish.

The Committee on Game and Fish introduced:

House Bill No. 155. A Bill For an Act Relating to Fur Bearing Animals; Regulating the Taking Thereof, and Fixing Penalties.

Was read the first and second times and referred to the Committee on Game and Fish.

Minnie D. Craig introduced:

House Bill No. 156. A Bill For an Act to Amend and Re-enact Sections 5159 and 5160, of the Compiled Laws of 1913, Providing that Securities be delivered to the State Bank Examiner and deposited by him in the Bank of North Dakota, by State Banks or Banking Associations, in the amount of the Par Value of all State Bank Stock held by Persons, Corporations and Associations; Providing Authority to Enforce the Collection of Assessments by Proceedings against the Securities as Provided by Law for Delinquent Shareholders, and Reduction of Surplus. Exempting Savings Banks and Trust Companies.

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

Mr. Rulon introduced:

House Bill No. 157. A Bill for An Act to Amend and Re-enact Chapter 145 of the Session Laws of 1919, as embodied in Section 1755 Supplement to the 1913 Compiled Laws of North Dakota.

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

H. McDowall introduced:

House Bill No. 158. A Bill For an Act to Repeal Chapter 2 of the Sessions Laws of 1925 Otherwise Known as Sections 557a1 to 557a16, Inclusive, of the Supplement to the Compiled Laws of North Dakota for the Year 1913; being 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 the Designations 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 Act in Conflict Therewith.

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

Representative Butt introduced:

House Bill No. 159. A Bill For an Act repealing Section 1218 of the Compiled Laws of North Dakota for 1913, providing for Treasurer's Accounts and Annual Settlement.

Was read the first and second times and referred to the Committee on Education.

Mr. Bell introduced:

House Bill No. 160. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 292, Session Laws of 1923, the same being Section 2290-c-4 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on Judiciary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

Senate Bill No. 6. A Bill For an Act to Appropriate the Sum of \$75,000, 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 Grand Forks, Grand Forks County, North Dakota, and the City of East Grand Forks, Polk County, Minnesota, Under the Provisions of Subdivision C of Section 2976 T 15 of the Supplement to the Compiled Laws 1913.

Senate Bill No. 37. A Bill For an Act to Amend and Re-enact Section 5552 of the Compiled Laws of North Dakota for the year 1913.

And the Speaker signed the same in the presence of the House.

THIRD READING OF HOUSE BILLS

Mr. Jardine moved a call of the House.

Which motion prevailed and a call of the House was granted.

The roll being called, the following were found to be absent: Representatives Gilchrist, Johnson of Ward, O'Neill and Traynor.

Mr. Erickson moved that Mr. Traynor and Mr. O'Neill be excused from the call of the House.

Mr. Jardine moved that the call of the House be dispensed with.

Which motion prevailed.

ROLL CALL

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws

1913, Relating to Insurance on Municipally Owned Property.

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 57, nays 52, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Roberts
Bohnsack	Holthusen	Rulon
Bollinger	Jardine	Sleight
Brown, Adams	Johnson, Trail	Sperry
Brown, Stutsman	Johnston	Standley
Burns	Kelly	Steedsman
Cox	Larvick	Tester
Ellingson	Lynch	Thompson, Burleigh
Elken	McDowall	Thompson, Ramsey
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Twichell
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gudmestad	Olafson	Westford
Halcrow	Peters	Wilson
Hauge	Plath	Worner
Helbling	Polfuss	Zimmerman
Hendrickson	Rabe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Owings
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Johnson, McKenzie	Renner
Boeckel	Kamrath	Richardson
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Signalness
Butt	Lavik	Siverson
Carlson	Lee	Swendseid
Conway	Levin	Streich
Craig	Lillehaugen	Swett
Ehr	Lofthus	Svingen
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Treffry
Fedje	McManus	Tweten
Ferris	Martin	Van Berkom
Hanson	Muus	Yeater
Hildebrand	Oberg	
Iverson, Griggs	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	O'Neill	Traynor
Johnson, Ward		

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 69 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lee explained his vote and asked that his remarks be recorded in the Journal:

I vote "no" on this bill for the reason that it cannot possibly do anybody any good, but it may do a lot of harm if it is passed.

ROLL CALL

House Bill No. 92. A Bill For an Act Providing for the Investment of Moneys in the Workmen's Compensation 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 100, nays 7, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Renner
Anderson, Divide	Johnson, McKenzie	Rabe
Bell	Johnson, Traill	Richardson
Boeckel	Johnston	Roberts
Bohnsack	Kamrath	Rulon
Bollinger	Kapfer	Shurr
Brown, Adams	Keierleber	Signalness
Brown, Stutsman	Kelly	Siverson
Bubel	Larvick	Sleight
Burkhart	Lavik	Sperry
Burns	Levin	Standley
Butt	Lillehaugen	Steedsman
Conway	Lofthus	Streich
Cox	Lynch	Swett
Ehr	Lyon	Svingen
Ellingson	McCay	Tester
Elken	McDowall	Thatcher
Erickson, Kidder	McGauvran	Thompson, Burleigh
Ferris	McGinnis	Thompson, Ramsey
Fettig	McManus	Treffry
Flom	Martin	Trubshaw
Fowler	Meidinger	Tweten
Freeman	Miller	Twichell
Frojen	Montgomery	Van Berkom
Gudmestad	Muus	Veitch
Halcrow	Oberg	Watt
Hauge	Olafson	Wedel
Helbling	Opdahl	Westford
Hendrickson	Owings	Wilson
Hildebrand	Peters	Worner
Hoffman	Plath	Yeater
Holthusen	Polfuss	Zimmerman
Iverson, Griggs	Quam	Mr. Speaker
Iverson, McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Erickson, McLean	Hanson
Carlson	Fedje	Johnson, Foster
Craig		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	Lee	Swendseid
Johnson, Ward	O'Neill	Traynor

So the bill passed and the title was agreed to.

Mr. Swett asked the unanimous consent of the House to amend House Bill No. 43 by inserting in line 14 the following: "The Industrial Commission reserves the right to reject any or all bids."

Which request was not allowed.

ROLL CALL

House Bill No. 43. A Bill For an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission, and Repealing Section 4, Chapter 163 of the Session Laws of 1925.

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 54, nays 54, and absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Rulon
Bohnsack	Johnson, Traill	Sleight
Bollinger	Johnston	Sperry
Brown of Adams	Kelly	Standley
Brown, Stutsman	Larvick	Steedsman
Cox	Lynch	Tester
Ellingson	McDowall	Thompson, Burleigh
Elkin	McGauvran	Thompson, Ramsey
Fettig	McGinnis	Trubshaw
Flom	Meidinger	Twichell
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Olafson	Wedel
Gudmestad	Peters	Westford
Halcrow	Plath	Wilson
Helbling	Polfuss	Worner
Hendrickson	Rabe	Zimmerman
Hoffman	Roberts	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Oberg
Anderson, Divide	Holthusen	Opdahl
Anderson, Sargent	Iverson, Griggs	Owings
Boeekel	Iverson, McKenzie	Quam
Bubel	Johnson, Foster	Renner
Burkhart	Johnson, McKenzie	Richardson
Burns	Kamrath	Shurr
Butt	Kapfer	Signalness
Carlson	Keierleber	Siverson

Messrs.	Messrs.	Messrs.
Conway	Lavik	Swendseid
Craig	Levin	Streich
Ehr	Lillehaugen	Swett
Erickson, Kidder	Lofthus	Svingen
Erickson, McLean	Lyon	Thatcher
Fedge	McCay	Treffry
Ferris	McManus	Tweten
Hanson	Martin	Van Berkom
Hauge	Muus	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gilchrist	Lee	O'Neill
Johnson, Ward	Traynor	

So the bill was declared lost.

Mr. Aljets explained his vote and asked that his remarks be recorded in the Journal.

I vote "no" on this bill for the reason that I don't figure it is a just bill without the right to reject any or all bids.

Mr. Burkhart explained his vote and asked that his remarks be recorded in the Journal:

I offered the amendment to this bill that would give the Industrial Commission the right to reject any or all bids in case they should have an offer or many offers of low standing. I don't believe there has ever been in my knowledge a bill forcing any municipality or organization to do any such thing. I don't want to set a precedent by voting "aye" on this bill. Therefore I vote "no."

Mr. Erickson of Kidder explained his vote and asked that his remarks be recorded in the Journal:

I vote "no" on this bill because I don't believe it is the will of the majority of the people of this state to give away the state property to a few lobbyists here at Bismarck. I vote "no."

Mr. Lyon explained his vote and asked that his remarks be recorded in the Journal:

I vote "no" because it is an unbusinesslike method of disposing of the property of this state.

Mr. Opdahl explained his vote and asked that his remarks be recorded in the journal:

I vote "no" on Bill 43 because this method of disposal is contrary to all rules of business.

Mr. Swenseid explained his vote and asked that his remarks be recorded in the Journal:

I vote "no" on this bill because the Industrial Commission has the authority to sell the Drake mill and for the reason that the bill provides for an unbusinesslike method of disposing of state property. I vote "no."

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 32. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Was read the first and second times and referred to the committee on Appropriations.

Senate Bill No. 78. A Bill For an Act Making an Appropriation to provide for the Payment of a Deficit in the State Wolf Bounty Fund.

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

Senate Bill No. 84. A Bill For an Act Authorizing the School Board of any School District whose Property is not Required by Law to be Insured against Loss by Fire or Tornado by the State Fire and Tornado Fund to Insure the Property of such District against such Loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Was read the first and second times and referred to the Committee on Insurance.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: W. J. Husa of Beldin and J. W. Arnold of Stanley; Mrs. John W. Carr of Jamestown; M. A. Erickson of Minnewaukan, E. F. Routier of Devils Lake.

Mr. Peters moved that we do now adjourn. Which motion prevailed.

C. R. VERRY,
Chief Clerk.

CALENDAR

House Bill No. 77. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

House Bill No. 104. A Bill for an Act to Legalize the Execution and Acknowledgement of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Senate Bill No. 63. A Bill For an Act to Amend and Re-enact Section 10766 of the Compiled Laws of North Dakota for the Year 1913, Providing the Procedure Where Joint Affidavit Is Filed in Criminal Cases, Alleging Prejudice Against the Judge and Also Asking for a Change in Place of Trial.

Senate Bill No. 64. A Bill For an Act to Amend and Re-enact Section 11002, Compiled Laws of North Dakota for 1913, Relating to the Duty of the Clerk of the District Court When Appeals in Criminal Cases are taken and Completed.

GENERAL ORDERS

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary Penalties.

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 relating to per diem and mileage of witnesses.

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

TWENTY-SIXTH DAY

House of Representatives
Bismarck, North Dakota
January 29, 1927.

The House was called to order promptly at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the chaplain Rev. John A. H. Slag.

Roll call.

All members present except Messrs. Gilchrist, Johnson of Ward, Lee, O'Neill, Roberts, Traynor and Keierleber.

Mr. Sleight arose to a question of personal privilege.

Mr. Speaker: I rise to a question of personal privilege. Yesterday I am informed that I was accused on the floor of this house by the gentleman from Kidder county of having a financial interest in the passage of House Bill No. 43. I did not hear the accusation at the time, Mr. Speaker, else would have denied it then and there.

I want to say that I have no financial interest whatever in the bill. Neither have I any personal interest whatever. I am not a prospective purchaser, directly or indirectly, for the Drake Mill. In supporting House Bill 43 I had only the best interest of the state at heart. I feel that any citizen and taxpayer of this state who knows the situation regarding the mill at Drake as I do residing in the town of Drake, that he would favor a disposal of the mill as speedily as possible and save the state further loss.

I have handed to the chief clerk a telegram I have just received in connection with this matter, and ask that the same be read and that my remarks and said telegram be printed in the House Journal.

TELEGRAM

Drake, N. D., Jan. 29, 1927

The House of Representatives,
Care Rept. T. E. Sleight,
Bismarck, N. D.

We the undersigned members of the Drake Commercial Club wish to call your attention that at a regular meeting of the Club held January 18th with 36 members present the following resolution was unanimously adopted. Resolved that "Whereas the Drake Mill has not been operating for years and is rapidly depreciating in value and is continually deteriorating and will soon be worthless and whereas Farmers for miles around Drake have repeatedly expressed a wish that the Drake Mill were now privately owned and operated, and whereas some private party can operate it and make it of value to our city and community as revenue producing property therefore be it further resolved that this commercial club do petition and request T. E. Sleight our representative at Bismarck that he introduce a bill providing for the sale of the Drake Mill to the highest responsible bidder and that he use his best influence to have said bill passed."

C. H. BURCH,
J. H. MILLER,
BEN J. MAGNUSON,
E. E. WEIDLER,
C. A. SOLHJEM,
J. RINDT,
A. P. NEHRENBURG,
S. M. HAYKEL,
A. L. SAUERESSIG,
E. T. ROHDE,
E. R. CHRISTENSEN,
G. JANAVAROUS,
ROY H. HEGGE,
O. A. REFLING,
L. MARSHALL,
A. M. WIGEN,
A. ALLEY,
GEO. KELLER,
O. W. FORS,
C. METCALF,
B. B. BENNETT.

The Speaker ordered that the remarks of Mr. Sleight and telegram be printed in the journal.

Mr. Olafson moved that all absentees be excused.

Which motion prevailed.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, N. D.
January 29, 1927.

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

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

House Bill No. 92. A Bill for an Act Providing for the Investment of Money's in the Workmen's Compensation Fund.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, N. D.
January 29, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 11. 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 as Provided For by Chapter 144 of Session Laws of 1923.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, N. D.
January 29, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 20. A Bill For an Act to regulate the occupation of hairdressers and cosmetologists to create a State

Board of Hairdressers and Cosmetologists for the licensing of persons to carry on and to teach such practices, to insure the better education of such practitioners, to provide rules regulating the proper conduct and sanitation of hairdressing and cosmetologist establishments and school for the protection of the public health, and to provide penalties for violation thereof.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the 25th day and recommend that the same be corrected as follows:

Page 5 line 7, correct spelling of the word "out."

Page 15 line 11 from bottom correct spelling of "Muus."

And when so corrected recommend that the same be approved.

I. W. STANDLEY,
Acting Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from the Minot Federation of Protestant Ministers favoring the Week Day Church School Bill, was referred to the Committee on Education.

A telegram from Carrie Beardsley and twelve others, of Fairmount, and one from Mrs. O. A. Erlandson and thirteen others, of Hettinger, with reference to the snuff law, public smoking law, and Volstead act, were referred to the Committee on Temperance.

A communication from the Civic Committee of the Fargo Church Federation, with reference to the Anti-Snuff Law, was referred to the Committee on State Affairs.

A Communication from the Bottineau County Agricultural Society, favoring remedial legislation to clarify our present laws relating to concessions and gambling devices, was referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES
HOUSE COMMITTEE ON ENROLLMENT AND EN-
GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 104. A Bill for an Act to Legalize the Execution and Acknowledgement of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The majority of the Committee on Judiciary made the following report:

Mr Speaker: The majority of your Committee on Judiciary to whom was referred:

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8632 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

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

JOHN G. PLATH,
S. W. THOMPSON,
P. R. TRUBSHAW,
J. H. McCAY,
M. H. LYNCH,
O. E. ERICKSON,
WM. A. THATCHER,
J. H. HENDRICKSON,
O. F. ANDERSON,
A. W. FOWLER.
GORDON COX,

Mr. Cox moved that the report be adopted.

The minority of the Committee on Judiciary made the following report:

Mr. Speaker: The minority of your committee on Judiciary to whom was referred:

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8682 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. E. SWENDSEID,
HERMAN WEDEL,
F. G. HILDEBRAND,
ANDREW JOHNSTON,
R. O. SIGNALNESS,
JOSEPH RENNER.

Mr. Swett moved as a substitute motion that House Bill No. 106 be referred to General Orders.

Which motion prevailed.

Mr. Speaker: Your committee on Judiciary to whom was referred:

House Bill No. 125. A Bill For an Act to Create a State Board of Well Drillers and Prescribing the Duties Thereof, Examination and Licensing Well Drillers and Well Workers. Prescribing Fees for such Examination and License and Providing for Inspection of Well Construction Work Under the Direction of the State Board.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 126. A Bill For an Act to Provide for a Well Drillers Lien and to Define its Limitations, Method of Filing and Rights Obtained Thereunder.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 105. A Bill for an Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

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

(Amendments are made to the printed bill.)

Strike out the parenthesis where the same appear in connection with the following words at the line and on the page shown; around the word "general" in line 40 page 5; around the words "State Treasury" in lines 40 and 41 page 5; around the word "general" line 43 page 5; around the words "State Treasury" in line 44, and 48 page 5; around the words "County "Real Estate" in line 12 page 17.

In line 30 page 16 following the words "shall" insert the word "be"; on the same page in the second line 5 strike out the period following the word "both" and change the capital "S" in the word such, as the same follows the word "both", to a small "s"; at the end of said line 5 page 16 insert a semicolon in place of the comma.

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 112. A Bill for an Act Providing for the Establishment, Maintenance and Operation, for the Benefit of the State, of a Plant at the State Penitentiary for the Manufacture of Automobile License Tags and Road Markers, and Making an Appropriation Therefor.

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

L. L. TWICHELL,
Chairman.

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

The committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 489 of the Compiled Laws of 1913, Making Females Eligible to Register as Apprentices in Pharmacy.

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

At the end of line 1 of the title add "North Dakota of;" At the beginning of line 1 after "Section 1" add "(Amendment)".

At the beginning of line 3 insert "Section 489."

(The above amendments refer to printed bill.)

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 139. A Bill For an Act to Amend and Re-enact Section 5192a26, Supplement to the Compiled Laws of North Dakota for the year 1913.

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

In line one of the title insert before the word "Supplement" the words "of the." In line one of the body of the typewritten bill, after the word "Section" at the beginning of the line insert the numeral "1." followed by the word (Amendment). Ahead of line 3 of the typewritten bill, insert "Section 5192a26."

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

REPORTS OF SELECT COMMITTEES.

The select committee on Memorial Resolutions made the following report:

Mr. Speaker: Your select committee on Memorial Resolutions wish to report that they have adopted the following resolution with amendments as suggested yesterday which is being enrolled and properly delivered.

EINAR MUUS,
Chairman.

A RESOLUTION

Whereas, the late Senator John L. Cashel, of Grafton, Walsh County, represented the Fourth Legislative District in the North Dakota Senate in the Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth and Thirteenth Legislative Assemblies; and,

Whereas, the late Senator Leslie A. Simpson, of Dickinson, Stark County, represented the Thirty-first Legislative District in the North Dakota Senate in the Seventh, Eighth, Ninth, Tenth, Eleventh and Twelfth Legislative Assemblies; and,

Whereas, the late Senator Christ Albright, of Ashley, McIntosh County, represented the Thirty-sixth Legislative District in the North Dakota Senate in the Tenth and Eleventh Legislative Assemblies; and,

Whereas, the late Senator A. L. Martin, of Sentinel Butte, Billings County, represented the Thirty-ninth Legislative District in the North Dakota Senate in the Eleventh and Twelfth Legislative Assemblies; and,

Whereas, the late Senator O. T. Loftsgard, of Hoople, Walsh County, represented the Third Legislative District in the North Dakota Senate in the Thirteenth and Fourteenth Legislative Assemblies; and,

Whereas, the late Senator O. C. Gross, of Raleigh, Grant County, represented the Forty-seventh Legislative District in the North Dakota Senate in the Seventeenth and Eighteenth Legislative Assemblies; and,

Whereas, the late Representative A. R. Swendseid, of Petersburg, Nelson County, represented the Seventeenth Legislative District in the House in the Tenth and Eleventh Legislative Assemblies; and,

Whereas, the late Representative H. C. Harty, of Omamee, Bottineau County, represented the Twenty-eighth Legislative District in the House in the Twelfth, Thirteenth, and Fourteenth Legislative Assemblies; and,

Whereas, the late Representative Frederick Frank, of Deering, Ward County, represented the Twenty-ninth Legislative District in the House in the Nineteenth Legislative Assembly; and,

Whereas, the late Representative Albert G. Lowe, of Wolford, Pierce County, represented the Forty-second Legislative District in the House in the Fifteenth and Sixteenth Legislative Assemblies; and,

Whereas, the late Representative Hugh Montgomery, of Harvey, Wells County, represented the Thirty-third District in the House in the Fourteenth Legislative Assembly; and,

Whereas, the late Representative William R. Johnston, of Forest River, Walsh County, represented the Fourth Legislative District who served in the Sixteenth 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 well known and esteemed citizens;

Therefore, Be It Resolved, By the North Dakota Senate and House of Representatives assembled in joint session that we deeply regret the passing of these men from our midst, because of their contribution to the welfare and up-building of the communities in which they lived and the high level unselfish service with which they discharged their duties in their respective legislative bodies. Let it be said of each and all of them, they gave to their State an ever abiding faith; loyalty and love.

Be It Therefore Resolved, that we offer their families and friends of these, our departed members, our most 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 and faithfully served.

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

FIRST AND SECOND READING OF HOUSE BILLS

Introduced, by request, by J. H. Burns.

House Bill No. 161. A Bill For an Act to Amend and re-enact Sections 9236 and 9240 of the Compiled Laws of the state of North Dakota for 1913, relating to Sabbath breaking, as amended by Chapter 222 of the Session Laws of 1917.

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

Introduced by M. H. Lynch.

House Bill No. 162. A Bill For an Act Creating a State Highway Commission, Defining its Powers and Duties and Fixing the Compensation of the Commission.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Peter Boeckel.

House Bill No. 163. A Bill For an Act to Appropriate the sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and

Sounding of the Missouri River at or near Stanton, North Dakota, to determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the city of Stanton, Mercer County, and the City of Underwood in McLean County. This location should connect Trail No. 25 with Trail No. 7, under the Provisions of Sub-section C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

Introduced, by request, by Alfred O. Brown.

House Bill No. 164. A Bill For an Act to Amend and Re-enact Section 8325 of the Compiled Laws of North Dakota of 1913 limited to Action not abated by Death and Limitation of time in which to bring Action.

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

Introduced by J. H. Erickson.

House Bill No. 165. A Bill for an Act to Appropriate the sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and Sounding of the Missouri River at or near Garrison, North Dakota, to determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the city of Garrison in McLean County and the City of Mannhaven in Mercer County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

Introduced by Committee on Game and Fish.

House Bill No. 166. A Bill For an Act conferring additional powers upon the Governor to open and close seasons in any and all subdivisions of the State when deemed necessary for the better protection of game birds, fish or animals.

Was read the first and second times and referred to the Committee on Game and Fish.

Introduced by Martin and Cox.

House Bill No. 167. A Bill for an Act Providing for Appeals from Final Decisions Rendered by the Depositors' Guaranty Fund Commission of the State of North Dakota to the District Court, and Appeals from the District Court to the Supreme Court, and Providing for the Procedure upon said Appeals.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Freeman.

House Bill No. 168. A Bill For an Act to Amend Section 8719 of the Compiled Laws of North Dakota for 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, his Heirs or Estates.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF HOUSE BILLS.

ROLL CALL

House Bill No. 104. A Bill for an Act to Legalize the Execution and Acknowledgement of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 96, nays 8, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Renner
Anderson, Divide	Iverson, Griggs	Richardson
Anderson, Sargent	Iverson, McKenzie	Rulon
Bell	Jardine	Shurr
Bohnsack	Johnson, McKenzie	Signalness
Bollinger	Johnson, Traill	Siverson
Brown, Adams	Johnston	Sleight
Brown, Stutsman	Kapfer	Sperry
Burkhart	Kelly	Standley
Burns	Larvick	Steedsman
Butt	Lavik	Streich
Carlson	Levin	Swendseid
Conway	Lillehaugen	Swett
Cox	Lynch	Svingen
Ehr	McCay	Tester
Ellingson	McDowall	Thatcher
Erickson, Kidder	McGauvran	Thompson, Burleigh
Erickson, McLean	McGinnis	Thompson, Ramsey
Ferris	McManus	Treffry
Fedje	Martin	Trubshaw
Fettig	Meidinger	Tweten
Flom	Miller	Twichell
Fowler	Montgomery	Van Berkorn
Freeman	Muus	Veitch
Frojen	Oberg	Watt
Hoffman	Olafson	Wedel

Messrs.	Messrs.	Messrs.
Gudmestad	Opdahl	Westford
Halcrow	Peters	Wilson
Hanson	Plath	Worner
Hauge	Polfuss	Zimmerman
Hendrickson	Quam	Yeater
Hildebrand	Rabe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Johnson, Foster	Lyon
Bubel	Kamrath	Owings
Craig	Lofthus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Johnson, Ward	O'Neill
Gilchrist	Keierleber	Roberts
Helbling	Lee	Traynor

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 11. 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 as Provided For by Chapter 144 of Session Laws of 1923.

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

THIRD READING OF SENATE BILLS

ROLL CALL

Senate Bill No. 63. A Bill For an Act to Amend and Re-enact Section 10766 of the Compiled Laws of North Dakota for the Year 1913, Providing the Procedure Where Joint Affidavit Is Filed in Criminal Cases, Alleging Prejudice Against the Judge and Also Asking for a Change in Place of Trial.

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 103, nays none. Absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson

Messrs.	Messrs.	Messrs.
Bell	Johnson, Foster	Rulon
Boeckel	Johnson, McKenzie	Shurr
Bollinger	Johnson, Traill	Signalness
Bohnsack	Johnston	Siverson
Brown, Adams	Kamrath	Sleight
Brown, Stutsman	Kapfer	Sperry
Bubel	Kelly	Standley
Burkhart	Larvick	Steedsman
Burns	Lavik	Streich
Butt	Levin	Svingen
Carlson	Lillehaugen	Swendseid
Conway	Lofthus	Swett
Cox	Lynch	Tester
Craig	Lyon	Thatcher
Ehr	McCay	Thompson, Burleigh
Ellingson	McDowall	Thompson, Ramsey
Erickson, Kidder	McGauvran	Treffry
Erickson, McLean	McGinnis	Trubshaw
Fedje	McManus	Tweten
Ferris	Martin	Twichell
Fettig	Meidinger	Van Berkorn
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Oberg	Westford
Gudmestad	Olafson	Wilson
Halcrow	Opdahl	Worner
Hauge	Owings	Yeater
Hildebrand	Peters	Zimmerman
Holthusen	Plath	Mr. Speaker
Hendrickson	Polfuss	
Hoffman	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Johnson, Ward	Roberts
Gilchrist	Keierleber	Traynor
Hanson	Lee	
Helbling	O'Neill	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 64. A Bill For an Act to Amend and Re-enact Section 11002, Compiled Laws of North Dakota for 1913, Relating to the Duty of the Clerk of the District Court When Appeals in Criminal Cases are taken and Completed.

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 104, nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Rulon
Bohnsack	Johnson, McKenzie	Shurr
Bollinger	Johnson, Traill	Signalness
Brown, Adams	Johnston	Siverson
Brown, Stutsman	Kamrath	Sleight
Bubel	Kapfer	Sperry
Burns	Kelly	Standley
Butt	Lavik	Steedsman
Burkhart	Larvick	Swendseid
Carlson	Levin	Streich
Conway	Lillehaugen	Swett
Cox	Lofthus	Svingen
Craig	Lynch	Tester
Ehr	Lyon	Thatcher
Ellingson	McCay	Thompson, Burleigh
Erickson, Kidder	McDowall	Thompson, Ramsey
Erickson, McLean	McGauvran	Treffry
Fedje	McGinnis	Trubshaw
Ferris	McManus	Tweten
Fettig	Martin	Twichell
Flom	Meidinger	Van Berkom
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Owings	Yeater
Hendrickson	Polfuss	Zimmerman
Hildebrand	Peters	Mr. Speaker
Holthusen	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Johnson, Ward	O'Neill
Gilchrist	Keierleber	Roberts
Helbling	Lee	Traynor

So the bill passed and the title was agreed to.

Mr. Trubshaw moved that the House recess for fifteen minutes.

Which motion prevailed.

The House re-assembled at 3 o'clock, P. M., pursuant to recess. Speaker John W. Carr, presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 41. 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. 29. A Bill for an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

And the Speaker signed the same in the presence of the House.

The House reverted to the Eleventh Order of Business, being the third reading of House Bills No. 77 and 82, which had previously been made a Special Order of Business for this time today.

ROLL CALL

House Bill No. 77. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws 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 58, nays 42, absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rabe
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Traill	Sleight
Brown, Adams	Johnston	Sperry
Brown, Stutsman	Kelly	Standley
Burns	Larvick	Steedsman
Cox	Lynch	Tester
Ehr	McCay	Thompson, Burleigh
Ellingson	McDowall	Thompson, Ramsey
Fedje	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Flom	Meidinger	Veitch
Fowler	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Muus	Wilson
Gudmestad	Olafson	Worner
Halcrow	Opdahl	Zimmerman
Hauge	Peters	Mr. Speaker
Hendrickson	Plath	
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Iverson, Griggs	Owings
Anderson, Sargent	Iverson, McKenzie	Quam

Messrs.	Messrs.	Messrs.
Boeckel	Johnson, Foster	Richardson
Bubel	Johnson, McKenzie	Shurr
Burkhart	Kamrath	Signalness
Butt	Kapfer	Swendseid
Carlson	Lavik	Streich
Conway	Levin	Swett
Craig	Lillehaugen	Svingen
Erickson, Kidder	Lofthus	Thatcher
Erickson, McLean	Lyon	Treffry
Ferris	McManus	Tweten
Hanson	Martin	Van Berkom
Hildebrand	Oberg	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Keierleber	Siverson
Elken	Lee	Traynor
Gilchrist	O'Neill	Westford
Helbling	Renner	
Johnson, Ward	Roberts	

So the bill was declared lost by reason of not having received a two-thirds majority.

Mr. Fedje explained his vote and asked that his remarks be recorded in the Journal:

Mr. Speaker: Yesterday when I moved for a reconsideration of this bill, statements were made upon the floor of this House that newspaper men were lobbying for the passage of this bill. My vote cannot be influenced by newspaper men, nor any other men. I vote "Aye".

ROLL CALL

House Bill No. 82. A Bill For an Act to Amend and Re-enact Initiated Law, Section 3176a5 to the 1913 Compiled Laws of North Dakota, Relating to Legal Publications.

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 55, nays 46, absent and not voting 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rulon
Bohnsack	Jardine	Sleight
Bollinger	Johnson, Traill	Sperry
Brown, Adams	Johnston	Standley
Brown, Stutsman	Kelly	Steedsman
Burns	Larvick	Tester
Cox	Lynch	Thompson, Burleigh

Messrs.	Messrs.	Messrs.
Ehr	McDowall	Thompson, Ramsey
Ellingson	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Flom	Mejdinger	Veitch
Fowler	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Muus	Wilson
Gudmestad	Olafson	Worner
Halcrow	Peters	Zimmerman
Hauge	Plath	Mr. Speaker
Hendrickson	Polfuss	
Hoffman	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Johnson, Foster	Richardson
Boeckel	Johnson, McKenzie	Shurr
Bubel	Kamrath	Signalness
Burkhart	Kapfer	Siverson
Butt	Lavik	Swendseid
Carlson	Levin	Streich
Conway	Lillehaugen	Swett
Craig	Lofthus	Svingen
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Treffry
Fedje	McManus	Tweten
Ferris	Martin	Van Berkom
Hanson	Oberg	Yeater
Hildebrand	Opdahl	
Iverson, Griggs	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Ward	Renner
Elken	Keierleber	Roberts
Gilchrist	Lee	Traynor
Helbling	O'Neill	Westford

So the bill was declared lost by reason of not having received a two-thirds majority.

GENERAL ORDERS

Mr. Thatcher moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Thatcher to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary Penalties.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out from line 1 of the printed bill the word "prescribed". Strike out from line 2 the words "as a punishment by any provisions of this code". After the word "laws" in line 3 of the printed bill insert the words "or for violation of the city or village ordinances".

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

And recommend the adoption of the Standing Committee's amendment, as follows:

After the word "filed" in line 33 of the printed bill, insert the following: "unless it is otherwise ordered by the judge of the district court". Strike out the words "in which case" after the word "filed" on line 33 of the printed bill and in lieu thereof insert the following: "when the state's attorney and the clerk of the district court of the county where the chambers of the court are situated do act as aforesaid". Strike out the word "may" where it appears in line 37 and put in the word "shall" therefor. After the word "after" in line 38 insert the following: "in the county where the crime was committed or in the county to which the case is properly transferred for trial according to law".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 relating to per diem and mileage of witnesses.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 7 of the printed bill where the word "each" appears for the second time, strike out the word "each" and put in lieu thereof the word "one". In line 7 after the word "way" strike out the words "twelve and a half cents" and insert in lieu thereof the word "fifteen".

And the further amendment:

In line 7 the word "cents" be left in to follow the word "fifteen".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the committee of the whole have had under consideration:

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

And recommend the adoption of the Standing Committee's amendment, as follows:

After the word "administrator" in the title of the printed bill, strike out the comma. After the word "action" in the title insert the words "or proceeding".

After the word "administrator" in line 1 of the printed bill, strike out the comma.

After the word "administrator" in line 6 of the printed bill, strike out the comma.

And the further amendments:

In line 2, after the word "action" insert the words "or proceeding". Also after the word "action" in the title, insert the words "or proceeding".

In line 7 of the printed bill, strike out the words "Judge of the County" and insert in lieu thereof the words "Clerk of the District".

And when so amended, recommend that the same do pass.

WM. A. THATCHER,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Fettig moved the adoption of the report of the committee of the whole.

Which motion prevailed.

The Committee on Elections and Election Laws requested an extension of time on House Bills No. 5 and 25.

Which request was granted.

The Committee on Tax and Tax Laws requested an extension of time on House Bills No. 54, 67 and 108, and Senate Bill No. 1.

Which request was granted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Otto Pritz, of Binford; Monrod Sandness, W. D. Struble and Hans Benn, of LaMoure; Herman Paulson, of Adrian; Ed Baertsch, of Marion; Ray Johnson, of LaMoure; Ernest Johnson, of Cooperstown; H. B. Spanton, of Jamestown; Seth Richardson, of Fargo; T. E. LaTourette, of Lakota; George Watson, of Rugby; U. J. Downey, G. N. Burnson, O. B. Severson and Dr. J. G. Johns, of Hettinger; Mrs. Alfred O. Brown, of Bucyrus.

Mr. Miller moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

TWENTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
January 31, 1927.

The House was called to order promptly at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Fred E. Klein.

Roll call.

All members present except: Messrs. Aljets, Elken, Fettig, Jardine, Johnson of Ward, Miller, O'Neill, Traynor, Watt, and Zimmerman.

STATEMENT BY MRS. CRAIG

Fellow-member O'Neill has crossed the Great Divide. His lips are silenced by death. Never again will his voice be heard in this hall in response to Roll Call.

Mr. Helbling moved that all absentees be excused.
Which motion prevailed.

STATEMENT BY THE SPEAKER

JOHN W. CARR

Upon learning yesterday morning that Representative O'Neill had passed away, the Speaker and Chief Clerk called upon the members of the family to extend the sympathy of the members of the House, and, at the same time, to learn what arrangements they had in mind relative to the funeral. While there, we met quite a number of other members of the House and Senate. It was thought best to appoint a joint committee of the two houses to arrange for a memorial session this afternoon, after taking it up with members of the family of the deceased member

and finding it met with their approval. After consulting with such members as were available a joint committee was appointed. The committee consists of the President of the Senate and Senators Benson and Hamilton and the Speaker and Representatives Butt and Burkhart.

We thought it best to go ahead with our regular order of business up to about three o'clock, and recess a little before three.

The program will consist of the opening prayer by the chaplain and a vocal number, three or four talks by some of the members of the House and by Senator Hamilton, and at that point an opportunity will be given for any other member to speak if he wishes. These remarks will be entered in the Journal. These will be followed by a resolution by Representative Swett.

Six members of the House will be appointed to escort the remains to the train tomorrow, and also an escort of two persons to accompany the remains to the home of the deceased member.

Owing to the distance to the home of the deceased member, it was thought best to appoint a brother of Mrs. O'Neill and the Deputy Sheriff of Renville County who happened to be down here, as the escort.

There will be a number by members of the Hamline College Glee Club and a prayer. After that the Houses will re-convene and immediately adjourn.

The remains of our deceased member will be at the Chapel of Webb Bros., where they may be viewed by any members desiring to do so.

The committee also arranged to have a floral pillow made to be sent with the remains tomorrow morning. On this pillow will be the words "Twentieth Legislative Assembly."

The committee undertook to make the arrangements without consulting very many members. We consulted such as we were able to see without much difficulty.

Mr. Twichell offers the following resolution, and moves its adoption:

That Whereas, the Honorable J. W. O'Neill a member of this House from the 43rd District, yesterday passed to the Great Beyond, he be shown by the records of this House as excused for the balance of the session and his name omitted in reading of the roll call; but that he be continued upon the pay roll as a member of this body; that the Chief Clerk be hereby authorized and directed to sign the Legislative pay roll for and in the name of the said deceased member, and that warrants to be issued in payment of the per diem of said J. W. O'Neill our said fellow member, be

made out in the name of Mrs. J. W. O'Neill, his widow, and that the same be by the House Voucher Clerk forwarded to her at Norma, North Dakota, as issued.

Mr. Twichell moved the adoption of the resolution by roll call.

Which motion prevailed.

ROLL CALL

The question being on the resolution as introduced by Mr. Twichell, the roll was called, and there were ayes 104, nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Cox	Levin	Streich
Craig	Lillehaugen	Swett
Ehr	Lofthug	Svingen
Ellingson	Lynch	Tester
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Thompson, Burleigh
Fedje	McDowall	Thompson, Ramsey
Ferris	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Montgomery	Veitch
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	O'Neill
Elken	Johnson, Ward	Traynor
Fettig	Miller	Watt

So the resolution was declared adopted.

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

Mr. Speaker: Your Committee on Revision and correction of the Journal have carefully examined the Journal of the Twenty-Sixth day and recommend that the same be corrected as follows:

Page 4, line 24 strike out the intial "T" in the signature and insert in lieu thereof the initial "I".

Page 12, line 25, strike out the name "Hoffman" in the first column of the roll call and insert the same before the name "Holthusen" in the second column of the roll call.

Page 18 strike out name of "Bollinger" in list of absent and not voting and insert in first column of roll call at bottom of page 17 after name "Bohnsack."

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted.
Which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication to the Chief Clerk from the Commissioner of Indian Affairs, relative to the condition of the Indians on Standing Rock Reservation, was read and referred to the committee on Federal Relations.

Communications from the Wheelock W. C. T. U., the Ray W. C. T. U., and Mrs John Pehrson, relative to the snuff and public smoking laws, were referred to the committee on State Affairs.

A communication from John Shafer and three other school officers of Dickey, recommending the passage of a law requiring higher qualifications of State and County Superintendents, and other educational matters, was referred to the committee on Education.

A communication from the "Earnest Researchers Class" of the McCabe Methodist Sunday School, relative to the Volstead Act, was referred to the committee on Temperance.

A petition from F. H. Ahm and 51 others, of Kintyre, protesting against the repeal of the North Dakota Prohibi-

tion Law or any petition to Congress seeking the repeal of the Volstead Act, was referred to the committee on State Affairs.

REPORT OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 112. A Bill for an Act Providing for the Establishment, Maintenance and Operation, for the Benefit of the State, of a Plant at the State Penitentiary for the Manufacture of Automobile License Tags and Road Markers, and Making an Appropriation Therefor.

Also,

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary Penalties.

Also,

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

Also,

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 relating to per diem and mileage of witnesses.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 91. 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 amended as follows:

After the numeral "17" in line 6 of the printed bill strike out the balance of Section 17, and in lieu thereof insert the following:

The Bureau shall have full power and authority to hear and determine all questions within its jurisdiction, and its decision thereon shall be final unless an appeal be perfected therefrom within sixty (60) days of the date of entry of the Bureau's final decision, of which decision notice shall be given to all parties to the proceeding in which said final decision was rendered. Said appeal may be taken by any party to said proceeding, including the injured employee or party claiming to be an injured employee, the dependents or legal representatives of a deceased employee, the employer or alleged employer of said employee, to the District Court for the county wherein the injury, accident or sickness was inflicted or incurred. The appealing party shall file an undertaking in the amount of Two Hundred Dollars (\$200.00) with sufficient security to be approved by the Clerk of the District Court of the County in which said appeal is taken to the effect that he will pay any judgment for costs which may be rendered against him. In such proceedings the state's attorney of the county in which said appeal is pending without additional compensation shall represent the Workmen's Compensation Bureau and shall be notified by the Clerk forthwith of the filing of such appeal.

Within thirty (30) days after filing the appeal, the appealing party shall prepare and serve a complaint setting forth therein his or its cause of action in the ordinary form, and further pleadings shall be had in said cause according to the rules of civil procedure in the District Court. Within twenty (20) days after the service of a copy of said notice of appeal upon the Workmen's Compensation Bureau the Bureau shall certify the complete record in such proceeding to the District Court. Upon the trial of said cause upon appeal by the Court, either party may offer such additional proof and evidence as is material to the issues, and the Court shall be in no way bound by the findings or determination made by the Workmen's Compensation Bureau, but shall exercise his own independent judgment, both as to the facts and the law. In the event that judgment of the Court rendered in said proceedings awards compensation to the employee, he shall make specific findings as to whether the said employee has received injuries causing total disability, or temporary partial disability, or permanent partial disability; and in the event the Court finds the injury caused permanent disability he shall determine the percentage which such disability bears to the total disability,

taking into consideration the employee's age and occupation, and the aforesaid findings shall be incorporated in the judgment of the Court rendered in said proceeding and shall be binding upon the Bureau in fixing the amount of the award to said injured employee. The award so arrived at shall be paid by the Workmen's Compensation Bureau out of the Workmen's Compensation Fund or by the employer in the case of an elective claim in accordance with the provisions of this Act.

The costs of such proceedings, including a reasonable attorney's fee to the claimant's attorney, if the claimant be successful, shall be fixed by the Trial Judge and taxed against the Workmen's Compensation Fund or the employer in the case of an elective claim, as the case may be.

Each party to the said proceeding shall have the right of appeal to the Supreme Court, said appeal to be governed by existing statutes as in the case of appeals in civil cases, and a trial de novo shall be had in the Supreme Court.

It is the intent of this Act that appeals as aforesaid may be had by any party from any and all final decisions of the Workmen's Compensation Bureau.

Section 2. All acts and parts of acts in conflict herewith are hereby repealed.

Section 3. Emergency. This Act is hereby declared to be an emergency measure and shall be in full force and effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 119. 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 do pass.

D. L. PETERS,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 62. A Bill For an Act to Amend and Re-enact Section 10994, of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 125, of the Session Laws of North Dakota for the Year 1925, Relating to the Time for Taking and Completing Appeals to the Supreme Court in Criminal Cases.

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

GORDON COX,
Chairman.

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

MESSAGE TO THE GOVERNOR

The following bill was messaged to the Governor:

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 31, 1927.

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

House Bill No. 104. A Bill For an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
January 31, 1927.

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

Senate Bill No. 63. A Bill For an Act to Amend and Re-enact Section 10766 of the Compiled Laws of North Dakota for the Year 1913, Providing the Procedure Where Joint Affidavit Is Filed in Criminal Cases, Alleging Prejudice Against the Judge and Also Asking for a Change in Place of Trial.

Senate Bill No. 64. A Bill For an Act to Amend and Re-enact Section 11002, Compiled Laws of North Dakota for 1913, Relating to the Duty of the Clerk of the District Court When Appeals in Criminal Cases are taken and Completed.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 31, 1927.

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

Senate Bill No. 33. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Senate Bill No. 35. A Bill For an Act Making an Appropriation For the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Senate Bill No. 36. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Senate Bill No. 46. A Bill For an Act to Amend and Re-enact Sections 2, 4 and 7 of Chapter 123 of the Sessions 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.

Senate Bill No. 50. A Bill For an Act to Amend and Re-enact Section 2163a7 of Supplement to Compiled Laws of the

State of North Dakota 1913, being Section Seven of Chapter 318 Laws 1923.

Senate Bill No. 101. A Bill For an Act to Amend and Re-enact Section 8849 of the Compiled Laws of North Dakota, 1913, Relating to Decrees of Distribution in County Court.

Concurrent Resolution "E" printed in Senate Journal of Fifteenth day, page 7.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Thompson of Burleigh:

House Bill No. 169. A Bill For an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for the Year 1913; Relating to Free Passes, Franks and Special Privileges Prohibited, Exceptions.

Was read the first and second times and referred to the Committee on Railroads.

Introduced by Boeckel and Meidinger:

House Bill No. 170. A Bill For an Act Providing For the Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Was read the first and second times and referred to the Committee on Education.

Introduced by Swendseid and Thompson of Ramsey:

House Bill No. 171. A Concurrent Resolution To Amend and Re-enact Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Herman Rabe:

House Bill No. 172. 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 Thirty-first, 1927.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Representative Rabe:

House Bill No. 173. A Bill For an Act Designating the Legal Holidays in the State of North Dakota and to Amend and Re-enact Section 7297 of the Supplements to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Education.

Introduced by Committee on Game and Fish:

House Bill No. 174. A Bill For an Act to Prescribe the Manner of Taking and Killing Game Birds and Animals, Prohibiting the Use of Traps, Snares, Lights and Other Artificial Means, and Repealing Sections 10332a24 and 10322a25 of the Supplement to the Compiled Laws 1913, and Any and All Acts in Conflict.

Was read the first and second times and referred to the Committee on Game and Fish.

Introduced by Messrs. Twichell and Burkhart:

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

Was read the first and second times and on motion of Mr. Twichell was considered properly engrossed and placed upon the calendar.

Introduced by Messrs. Bell, Fowler, Jardine, Plath, Roberts, Watt and Twichell.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 1958a3 of the Supplement to the Compiled Laws of North Dakota of 1913, said Section being Chapter 11 of the Session Laws of North Dakota of 1925; 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 times and referred to the Committee on Highways and Bridges.

THIRD READING OF HOUSE BILLS

House Bill No. 112. A Bill for an Act Providing for the Establishment, Maintenance and Operation, for the Benefit

of the State, of a Plant at the State Penitentiary for the Manufacture of Automobile License Tags and Road Markers, 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 101, nays 2, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown of Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Swendseid
Ellingson	Lofthus	Swett
Erickson, Kidder	Lyon	Tester
Erickson, McLean	McCay	Thatcher
Fedje	McDowall	Thompson, Burleigh
Ferris	McGauvran	Thompson, Ramsey
Flom	McGinnis	Treffry
Fowler	McManus	Trubshaw
Freeman	Martin	Tweten
Frojen	Meidinger	Veitch
Gilchrist	Montgomery	Van Berkom
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.
Cox	Lynch

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Traynor
Elken	Johnson, Ward	Twichell
Fettig	Miller	Watt

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary 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 104, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Cox	Levin	Streich
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Swett
Ellingson	Lynch	Tester
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Thompson, Burleigh
Fedje	McDowall	Thompson, Ramsey
Ferris	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Montgomery	Veitch
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Hendrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Traynor
Elken	Johnson, Ward	Watt
Fettig	Miller	

So the bill passed and the title was agreed to.

Mr. Twichell moved that action on House Bill No. 175 be deferred until the bill is properly engrossed.

Which motion prevailed.

ROLL CALL

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 relating to per diem and mileage of witnesses.

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 105, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Cox	Levin	Streich
Craig	Lillehaugen	Swett
Ehr	Lofthus	Svingen
Ellingson	Lynch	Tester
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Thompson, Burleigh
Fedje	McDowall	Thompson, Ramsey
Ferris	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	Polfuss

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Jardine	Watt
Elken	Johnson, Ward	
Fettig	Traynor	

So the bill passed and the title was agreed to.

Mr. Trubshaw moved that the Speaker appoint a committee to inform the Senate that we are ready to go into joint session.

Which motion prevailed.

The Speaker appointed as such committee Representatives Sperry and Conway.

Mr. Twichell moved that the House do now recess until after the joint session of this afternoon, and that we reconvene immediately after the joint session.

Which motion prevailed.

JOINT SESSION MEMORIAL SERVICE

Joint session called to order by Lieutenant Governor Mad-dock.

Prayer by the Chaplain, Rev. Klein.

Mr. Henry Halvorson, of Bismarck, rendered a solo, "Crossing the Bar."

Short sermon by Rev. Father Slag, of Bismarck.

ADDRESS BY SPEAKER JOHN W. CARR

We are meeting here today in joint session to pay a tribute of respect to the memory of a departed member. I am sure that it is the thing he would gladly do for you and me who are here today. I feel that I would be somewhat derelict in my duty if I did not say on this occasion just a few words about Mr. O'Neill. I met him for the first time two years ago. I learned to know him during those sixty days we spent together, and to love him. And, at the commencement of this session as I came up here, one of the first members to meet me at the door and to extend his hand in greeting, was Mr. O'Neill. His was a genial soul. During the entire time I have known him, I do not think I ever heard an angry word pass his lips; he was a kindly man, moderate, very conscientious; one who was beloved by every member who served with him in this Assembly.

He answers the roll call no longer. His place is vacant,

and his untimely death has created a void in our hearts and a vacant place in this Assembly that will be hard to fill.

Vocal selection, "So Teach Us to Number Our Days," by Hamline College Glee Club.

ADDRESS BY REPRESENTATIVE BURKHART

Joseph W. O'Neill was born in Ackley, Iowa, October 8, 1866. Departed this life in Bismarck, N. D., January 30, 1927. He was married to Miss Estella Tool of Ackley, Iowa, October 26, 1892. To this union were born seven children, three of whom died in infancy. There remain to mourn his loss, his wife, one son, Glen O'Neill, three daughters, Mrs. Martin Bird, Mrs. Martin Bertelson, Mrs. Edna Beem, all living near Norma N. D. Also three brothers, Mike O'Neill, Patrick O'Neill, David O'Neill and two sisters, Mrs. Edward Fitzgerald, Mrs. Hugh Flannery, all of Ackley, Iowa.

The deceased was a faithful and consistent member of the Catholic church until his death.

In April 1905, Mr. O'Neill moved with his family to a farm near Norma, N. D., and resided there until his death.

Mr. O'Neill was held in very high esteem in his own community, having held various township and school offices. He was elected to the Nineteenth Legislative Assembly as Representative from the 43rd District, and again elected to the Twentieth Legislative Assembly, from the same district, in which capacity he represented his District well and faithfully. His friends were numbered among all political factions, and to know him was to love and admire him. His friends were legion and his enemies few, if any. His loss to his community and to his state will be keenly felt. Words can scarcely express the worth of such men, or our sympathy for his loved ones who will miss him so much.

Some people count men great who have acquired great wealth or have made great inventions, or have become noted in various activities of life, but we believe that true greatness comes from a truly humble soul with a firm faith in humanity and a Divine Providence, all of which our friend maintained.

May we always remember that:

Lives of Great Men all remind us
We can make our lives sublime,
And departing, leave behind us,
Footprints in the sands of time.

ADDRESS BY SENATOR HAMILTON

Friends, relatives, ladies and gentlemen of the Twentieth Assembly: There are times, I think, when we should acknowl-

edge our human weakness. And I must acknowledge at this time that I have not the command of language to express to you the deep sympathy that I feel at the passing of this pioneer as well as our colleague. I just want to review a little of what Mr. Burkhart has said. He settled in 1905, twenty-two miles northeast of Kenmare, which was then the nearest railway station, on a prairie covered only with buffalo grass. By his determined efforts he made the prairie bloom and prosper. He helped to build up the community in which he lived. He was active in seeing that schools were built. He was active in the building of a Union Church in which all could worship according to their creed. It shows us that the pioneers are passing swiftly.

His home is somewhat of a modest farm home, but it was filled with strong Christian character, high ideals and lofty motives that you will perhaps not find in the marble palaces of the great. It is just in the wink of an eye that we change from the bloom of health to the pallor of death. There is a door that we cannot see and cannot understand. Our colleague has passed through that door. God knows the way, He holds the key, and guides with an unerring hand, and sometime, with tearless eyes, we will see and then we will know, yes, we will understand.

Solo, "One Sweetly Solemn Thought," by a member of the Hamline College Glee Club.

ADDRESS BY REPRESENTATIVE HERMAN BUTT

As a friend and neighbor of twenty-one years I contribute just a few words to those already said in memory of our departed brother. He and I pioneered it in Renville County when that country was truly "out west." When men were known for miles about for what they truly were.

Joe O'Neill and his good wife were truly pioneers. They subdued an untamed soil and took from that soil a livelihood. They builded a home which was truly a home in which they reared a family that are now grown.

For miles around Joe O'Neill was known as an honest, industrious, capable American citizen, a loving father and husband, a true friend, wise counselor, always ready to assist a neighbor and ever ready to contribute time and money to a worthy cause.

His memory will long live in the hearts of his many friends. What more could be said of any man? He worked as all should work, lived as all should live; kept the faith, finished the course, has laid down the torch of life for that Eternal Home, the existence of which he had no doubt. He will be missed by his relatives, brother legislators and his many friends. The home folks this day mourn their great loss.

ADDRESS BY SENATOR BENSON

Believing that some day we will all be called upon to enter into the World Beyond, and also believing that most of us would like to have bear our bodies to their last resting places those with whom we labor, I would move that a committee of six members of the House bear the body of our departed brother to the train.

Which motion prevailed.

The President appointed the following as pall bearers: Representative Standley, Representative Butt, Representative Burkhart, Representative Twichell, Representative Elken and Representative Anderson of Divide.

Senator Patterson: In respect to our departed brother, I move that the Chair appoint a committee of two to escort his remains back to his last resting place.

Which motion prevailed.

The President appointed as such escort: Mr. Tool, a brother-in-law of the deceased, and Mr. McKechnie.

JOINT MEMORIAL RESOLUTION

Introduced by Representative H. F. Swett

Whereas, It has been the will of an all-wise Providence to remove from our midst our good friend, able legislator, and honored citizen, J. W. O'Neill, for twenty-one years a resident of North Dakota; and,

Whereas, He was for two terms a member from Renville County of this Legislative Assembly, and during all such time by his wise forethought and genial disposition won the kindest regard and respect of all members of this body;

Now, Therefore, Be It Resolved by the Senate and House of Representatives of the State of North Dakota of the Twentieth Legislative Assembly assembled in joint session that upon the dissolution of the joint session and re-convening of both Houses, that they immediately adjourn for this legislative day out of respect for our deceased member and co-worker, J. W. O'Neill, and to express to his family and relatives our sincere sympathy.

Be It Further Resolved, That the Secretary of State be, and he is hereby, directed to forward to the widow of our departed friend a properly enrolled copy of this Joint Resolution.

Representative Swett moved the adoption of the resolution.

Which resolution was adopted.

The above resolution was unanimously adopted by a rising vote.

Selection by the Hamline College Glee Club: The Twenty-Third Psalm.

ADDRESS BY SENATOR LYNCH

I have been deeply impressed by these services, and I believe that every member of this joint assembly has been impressed in the same manner that I have. In the ordinary funeral services that take place in our towns, men are too busy to attend. It is usually left to the women. It would be well for all of us to turn out on these occasions and attend funeral services and memorial services that we may better have an idea of whether we are drifting. And I say these services have made a deep impression upon me and I know that I voice the sentiments of all the members of this joint assembly when I wish with profound sorrow that the Giver and Taker of all things will fill the lives of those who are close and dear to the departed with something to take the place of the vacant chair, and I am sure they will get that consolation.

We will go about our daily affairs, we will forget, as is too often the case, until we are brought face to face with the death of some other one in our midst.

I know there is no service more valuable to a community than rendered by the man who takes his place on the school board, in townships affairs, municipal affairs. The man who occupies contentedly the humbler walks of life and duties, and renders the service for which there is not much reward offered, it is to him we owe a deep debt of gratitude, and I wish again, for all here present, that the mourners be consoled, and I now move that this joint assembly be dissolved.

Which motion prevailed.

The joint assembly was closed with a benediction by the Rev. Father Slag.

The House was called to order, pursuant to recess, Speaker John W. Carr, presiding.

The Speaker, on behalf of the committee, extended thanks to all of the members who had assisted so well in arranging the Memorial Services.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: W. H. Mashek, of Lidgerwood; W. S. Jones, of New England; F. M. Jackson, of Hettinger; Emil Scow, of Bowman; Miss Alta V. Peters, of Wolford; Henry Commes, of Richardton.

Mr. Burkhart moved that the House adjourn for this legislative day out of respect to the memory of our deceased brother.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

TWENTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 1, 1927.

The House was called to order promptly at 2:00 o'clock P. M., Speaker John W. Carr presiding.

Prayer by the chaplain, Rev. Fred E. Klein.

Roll call.

All members present except: Representative Shurr.

Mr. Standley moved that the absentee be excused.

Which motion prevailed.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal carefully examined the Journal of the twenty-eighth day and recommend that the same be corrected as follows:

Page 6, strike out line 14.

Page 16, strike out the word "and" in line 36 and insert in lieu thereof the word "with"; in line 45 insert the word "ladies" after the word "relatives."

Page 17, in line 23, strike out the letter "a" after the word "with," insert the letter "s" at the end of the word "eye" and strike out the word "him"; in line 30 strike out the second letter "e" in the word "counselor" and insert in lieu thereof the letter "o;" and in line 46 strike out the letter "a" in the word "existence" and insert in lieu thereof the letter "e."

Page 20 insert "C. R. Verry, Chief Clerk".

And when so corrected recommend the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted.

Which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

February 1, 1927.

House of Representatives,
Twentieth Legislative Assembly,
Bismarck, N. D.

Mr. Speaker:

I have the honor to transmit herewith for your information certified copies of the minutes of two meetings of the North Dakota Industrial Commission, held January 24th and January 31, 1927, at which meetings the subject of taxes payable by the State of North Dakota upon lands held by the state under foreclosure of real estate mortgages, was considered by the Commission.

Respectfully submitted,

N. D. INDUSTRIAL COMMISSION,

By JOHN GAMMONS,

Secretary.

Meeting of the Industrial Commission January 24, 1927, held in the Governor's office at 4:15 o'clock P. M.

Present: Governor A. G. Sorlie, Attorney General Geo. F. Shafer and Commissioner of Agriculture and Labor Joseph A. Kitchen.

Meeting called to order by Governor A. G. Sorlie.

Mr. C. R. Green, Manager and Director General of the Bank of North Dakota, appeared before the Commission and presented the following communication:

January 19, 1927.

To The Industrial Commission,
Capitol Building,
Bismarck, North Dakota.

Gentlemen:

We are herewith submitting to you for your consideration and attention copy of an Opinion handed down this week by the Supreme Court which very materially affects the State with reference to taxes on lands, upon which loans have been made by the Bank of North Dakota, as Agent for the State. This involves taxes on about 97000 acres of land, which is either in the process of foreclosure, or has gone to the Sheriff's Deed and title held by the State Treasurer as Trustee for the State.

This Opinion discloses that the State of North Dakota is liable for all taxes accrued and delinquent up to the time that it received Sheriff's Deed. It exempts, however, such land from further taxation so long as it is owned by the State.

Before these deeds can be filed, it will be necessary to have all taxes against the land paid. Under the Bond Act passed in 1923 (chapter 242—1923) all taxes accruing and past due on lands held under mortgages by the State of North Dakota, and which were either under foreclosure or held by deed, were to be cancelled and abated. A suit was started in Burleigh County to test out the 1923 law. The District Court held that all taxes accruing after Sheriff's Deed was obtained would be abated but that the taxes unpaid before the deed was issued would have to be paid from the State. A cross appeal was taken from this decision by the Bank of North Dakota and the County of Burleigh, and the decision of the District Court.

This leaves the State of North Dakota facing the problem of how to take care of these taxes in order to protect the land which it has obtained on these foreclosures. Since the decision of the lower court, we have served an injunction on all County Auditors restraining them from disposing of the lands affected where deeds had been called for by the holders of the tax certificates. Now that the supreme court decision has been handed down, undoubtedly action will be commenced immediately to force us to dissolve the injunctions and pay the taxes, and if this is not done, the State will lose title to such lands on Tax Deeds.

Up to this time the Bank of North Dakota has protected the State's property where tax certificates were held by individuals and where we could not restrain the Auditor from selling the property. We have invested in these taxes, up to this time, \$120,000.00, and the management feels that we have about all the money invested in such taxes that we can safely advance. As you know, the Bank has no available funds, except its deposits, most of which is public money, and must not be invested in any "frozen assets" such as lands. Such funds can only safely be invested in quick liquid securities that can readily be turned into cash. As the amount required to take care of all these delinquent taxes will run into big money, we feel that the legislature should be asked to provide a revolving fund sufficient to take care of it. The amount immediately necessary, and which must be taken care of at once, will amount to approximately \$400,000.00 in addition to what already has been paid, and that the amount will possibly increase rather than diminish, and the payment of these taxes can only be taken care of through sales of land and profits from the crops raised on said lands. We further feel that the state itself will not lose any money, as the income from sales of land and crops should about hold this fund even and eventually retire it entirely.

We therefore suggest to your commission that the Governor present this matter to the legislature by special mes-

sage and that the Industrial Commission use its best efforts to have a law passed to provide funds to take care of this unfortunate situation.

We might add, further, that the legislature passed an Act in 1923 for the purpose of taking care of this past due tax situation, and that in 1925 an attempt was made in the legislature to repeal the law. However, when properly explained, the bills were withdrawn so that as a matter of fact, two legislative sessions have seen the necessity of taking care of this tax situation, but the method provided has been annuled by the Supreme Court's decision.

Yours very truly,

C. R. GREEN,

Manager and Director General.

Mr. Shafer suggested that in view of the recent decision by the Supreme Court, it be the sense of the Industrial Commission that the question of making provision for the payment of accrued and delinquent taxes, on lands acquired by the State through foreclosure, be made the subject of a special message by the Governor to the Legislature, and that the foregoing communication from Mr. C. R. Green, Manager and Director General of the Bank of North Dakota be transmitted with such message.

Further Action on the matter was deferred until a study could be made of the decision rendered by the Supreme Court.

Upon motion made and carried the meeting adjourned.

A. G. SORLIE,
Governor and Chairman.

GEO. F. SHAFER,
Attorney General.

JOSEPH A. KITCHEN,
Commissioner of Agriculture and Labor.

JOHN GAMMONS,
Secretary North Dakota
Industrial Commission.

I, John Gammons, the duly appointed, qualified and acting secretary of the Industrial Commission, do hereby certify that the above resolution was duly passed by the North Dakota Industrial Commission, consisting of A. G. Sorlie, Governor, Geo. F. Shafer, Attorney General, and Joseph A. Kitchen, Commissioner of Agriculture and Labor, all of whom were present, and is a part of the records of said meeting, incorporated and made a part of the official minutes of said meeting, and has been duly recorded in the Industrial Commission Minute Book; and that the signatures thereto affixed are genuine.

TUESDAY, FEBRUARY 1, 1927

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Dated at Bismarck, N. D., this 1st day of February, A. D. 1927.

(SEAL)

JOHN GAMMONS,

Secretary North Dakota Industrial Commission.

Meeting of the Industrial Commission January 31, 1927, held in the Governor's office at 4:30 o'clock P. M.

Present: Governor A. G. Sorlie, Attorney General Geo. F. Shafer and Commissioner of Agriculture and Labor Joseph A. Kitchen.

Meeting called to order by Governor A. G. Sorlie.

The secretary presented for the consideration of the Commission a letter from Mr. C. R. Green, Manager and Director General of the Bank of North Dakota, supplementing his letter to the Commission under date of January 19th, as follows:

January 29, 1927.

To The Industrial Commission,
Bismarck, North Dakota.

Attention: John Gammons, Secretary.

RE-PAID TAXES

Dear Sir:

Complying with your request for additional information regarding the amount of money which will be required to pay the past due taxes on lands on which the State holds mortgages and which are now under foreclosure, or deed, beg to advise as follows:

Taxes covering the year 1919, 1920, 1921, 1922, 1923, 1924 and 1925 on foreclosed loans held by the State of North Dakota, are approximately \$520,000. \$120,000 of this amount has been paid by the Bank of North Dakota in order to protect the State's interest. Of this amount approximately 35% of the certificates and subsequent tax payments is held by individuals, or, in other words, \$182,000. The balance of 65% of the total amount, or \$338,000 is held by counties. Basing our conclusions on past experience we estimate that under ordinary conditions it will require an additional \$200,000 to take care of the taxes for the biennium period of 1926 and 1927, and, using the same estimates as above, \$75,000 of this would be held by individuals, and \$125,000 by counties. The amount necessary, as stated in our letter of January 19, 1927, to cover taxes, dealt with taxes up to and including 1925.

Very truly yours,

C. R. GREEN,

Manager and Director General.

CRG:RM

Mr. Shafer moved that the attention of the Legislature be invited to the situation resulting from the Supreme Court's recent decision affecting taxes on State lands obtained through foreclosure of mortgages by the Bank of North Dakota; and that the Legislature be urged to investigate this situation and adopt such legislation as it may deem necessary to protect the interests of the State in the lands involved.

Which motion was duly seconded by Mr. Kitchen and carried unanimously.

Upon motion duly made and carried the meeting adjourned.

A. G. SORLIE,
Governor and Chairman.

GEO. F. SHAFER,
Attorney General.

JOSEPH A. KITCHEN,
Commissioner of
Agriculture and Labor.

JOHN GAMMONS,

Secretary of North Dakota
Industrial Commission.

I, John Gammons, the duly appointed, qualified and acting secretary of the Industrial Commission, do hereby certify that the above resolution was duly passed by the North Dakota Industrial Commission, consisting of A. G. Sorlie, Governor, Geo. F. Shafer, Attorney General, and Joseph A. Kitchen, Commissioner of Agriculture and Labor, all of whom were present, and is a part of the records of said meeting, incorporated and made a part of the official minutes of said meeting, and has been duly recorded in the Industrial Commission Minute Book; and that the signatures thereto affixed are genuine.

Dated at Bismarck, N. D., this 1st day of February, A. D. 1927.

(SEAL)

JOHN GAMMONS,
Secretary North Dakota Industrial Commission.

Mr. Twichell moved that the communication from the Industrial Commission just received, be referred to a joint committee to consist of 5 House and 5 Senate members, the House members of such committee to be named by the Speaker; such joint committee to report to the Legislature its recommendations, together with any proposed laws for introduction deemed necessary to meet the situation.

Which motion prevailed.

The Speaker appointed as such committee the following: Representatives Gudmestad, Miller, McManus, Twichell, and Streich.

A telegram from Rev. H. A. Nelson, President of the Pastorial Conference of the North Dakota District of the Norwegian Lutheran Church in America, protesting against the repeal of the prohibition law, was referred to the Committee on Temperance.

A petition signed by Nick Boechler, and 56 others of Karlsrude, North Dakota, favoring the resolution introduced by Representatives Streich and Rabe, was referred to the Committee on Temperance.

Communication from the Presbyterian and Lutheran churches of Sharon and the Sharon W. C. T. U., protesting against the passage of the resolution introduced by Representatives Rabe and Streich for the repeal of the Volstead Act, was referred to the Committee on Temperance.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 1, 1927.

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

House Bill No. 112. A Bill for an Act Providing for the Establishment, Maintenance and Operation, for the Benefit of the State, of a Plant at the State Penitentiary for the Manufacture of Automobile License Tags and Road Markers, and Making an Appropriation Therefor.

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary Penalties.

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 relating to per diem and mileage of witnesses.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 1, 1927.

Mr. President: I have the honor to inform you that the House has appointed the following members to act with a like committee of the Senate to confer on the report of the Industrial Commission:

REP. GUDMESTAD,
REP. MILLER,
REP. McMANUS,
REP. TWICHELL,
REP. STREICH.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 1, 1927.

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

Concurrent Resolution introduced by J. E. Fleckten.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 1, 1927.

TO THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

This is to notify you that I have this day approved:

House Bill No. 4. A Bill For an Act to Amend and Re-enact Section 3684a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913.

And filed the same with the Secretary of State.

Very truly yours,
A. G. SORLIE,
Governor.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 1, 1927.

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

Senate Bill No. 92. A Bill For an Act to Amend and Re-enact Section 9688, of the Compiled Laws of North Dakota for 1913, Relating to the Racing of Animals for Wager.

Senate Bill No. 95. A Bill For an Act Making an Appropriation for the Payment of Compiled Laws of 1913 Purchased by the Secretary of State for Official Purposes.

Senate Bill No. 115. A Bill For an Act to Provide for the Compilation, Publication and Distribution of the Record of the Citizens of North Dakota Who Rendered Military Service on Behalf of the State and Assisted in the Administration of

the Selective Service Act During the World War.

Also,

Concurrent Resolution "H" printed in Senate Journal of the 24th day, page 5.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 1, 1927.

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Kretschmar, Porter, Atkins, Frederickson and Marshall as a committee to act with a like Committee from the House to confer on the message from the Industrial Commission.

Very respectfully,

W. D. AUSTIN,
Secretary.

REPORT OF STANDING COMMITTEES
HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges. (Re-engrossed).

House Bill No. 119. 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.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5172 of the Compiled Laws of North Dakota for 1913, Relating to the Limits of Loans by Banking Associations.

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

On line 28 of printed bill after the word "Surplus" strike out the "period" and insert a "comma", and then insert the following "nor be less than the liability permitted by law when this act takes effect".

In line 26 after the word "corporation" insert a "comma".

In line 27 after the word "firm" and "provided" insert a "comma".

And when so amended recommend the same do pass.

ALFRED O. BROWN,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 103. A Bill for an Act to Amend and Re-enact Section 6762 Compiled Laws of North Dakota for 1913, relating to renewal of chattel mortgage.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox 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. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any

of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

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

HERMAN RABE,
Chairman.

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

The Committee on Federal Relations made the following report:

Mr. Speaker: Your Committee on Federal Relations to whom was referred:

Concurrent resolution relative to increase in salaries of United States Congressmen and Senators.

Have had the same under consideration and recommend that the same be indefinitely postponed.

S. W. THOMPSON,
Chairman.

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

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your select committee on Memorial resolutions for deceased members which reported some few days ago, wish to move the following amendment to such report:

We wish to add in the paragraph of William R. Johnston to include the Third and Sixth.

And also add the following:

Whereas, the late Representative Ole E. Olsgard, of McVille, Nelson County, represented the Seventeenth Legislative District in the House in the First Legislative Assembly; and,

Whereas, the late Representative R. N. Stevens represented the Fourteenth Legislative District in the House in the First Legislative Assembly, and the Twenty-seventh Legislative District in the Sixth, Ninth, and Tenth Assemblies.

EINAR MUUS,
Chairman.

Mr. Muus moved the adoption of this amendment, which motion prevailed.

Mr. Jardine moved that E. W. Griggs be employed to work in the Mailing Department.

Which motion prevailed.

ROLL CALL

The question being on the election of E. W. Griggs as assistant in the Mailing Department, the roll was called, and there were ayes 83, nays 25, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Olafson
Anderson, Divide	Hauge	Plath
Anderson, Sargent	Hoffman	Polfuss
Bell	Holthusen	Quam
Boeckel	Iverson, Griggs	Roberts
Bohnsack	Iverson, McKenzie	Rulon
Brown, Adams	Jardine	Shurr
Brown, Stutsman	Johnson, Foster	Signalers
Bubel	Johnson, McKenzie	Sleight
Burkhart	Johnson, Ward	Sperry
Burns	Johnston	Standley
Butt	Kamrath	Steedsman
Carlson	Kapfer	Streich
Conway	Keierleber	Svingen
Cox	Kelly	Tester
Craig	Larvick	Thompson, Burleigh
Ehr	Lavik	Thompson, Ramsey
Elken	Levin	Traynor
Ellingson	Lynch	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Twichell
Flom	McGinnis	Veitch
Fowler	McManus	Watt
Freeman	Martin	Wedel
Frojen	Miller	Westford
Gilchrist	Montgomery	Worner
Gudmestad	Muus	Mr. Speaker
Halcrow	Oberg	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bollinger	Lyon	Siverson
Erickson, Kidder	McCay	Swendseid
Erickson, McLean	Meidinger	Thatcher
Fettig	Owings	Tweten
Helbling	Opdahl	Van Berkom
Hildebrand	Peters	Wilson
Lee	Rabe	Yeater
Lillehaugen	Renner	
Lofthus	Richardson	

Absent and not voting:

Messrs.	Messrs.
Henrickson	Swett
Johnson, Traill	Zimmerman

So Mr. Griggs was declared elected.

Mr. Brown of Adams moved that the communication from the Indian Department at Washington, D. C., which was addressed to the Chief Clerk and read yesterday, be printed in full in the Journal.

Which motion prevailed.

DEPARTMENT OF THE INTERIOR
OFFICE OF THE COMMISSIONER OF INDIAN AFFAIRS
Washington

Jan. 28, 1927.

Mr. C. R. Verry,
Chief Clerk, House of Representatives,
Bismarck, N. Dak.

My dear Mr. Verry:

The receipt is acknowledged of your letter of January 21, 1927, inclosing a resolution adopted by the House of Representatives of the State of North Dakota relative to the condition on the Standing Rock Reservation and the alleged need of the Indians for relief.

That conditions in North Dakota are unusual, due to the crop failure of 1926, is fully appreciated and recognized by this Office, and we are going to the extreme in extending assistance to relieve suffering and distress of the Indians on the Standing Rock Reservation to the extent of available funds, and will continue to do so. The Superintendent has instructions to give his personal and close attention to the situation and keep this Office informed.

Yours sincerely,
CHAS. H. BURKE,
Commissioner.

Mr. Twichell made the following motion, and moved its adoption:

That House Rule 25 be in part suspended so as to allow of bills other than those making an appropriation, being introduced up to and including the 40th day, without the consent or approval of the committee on Delayed Bills; such bills after the 40th. day to be introduced only as provided in House Rule 42 governing the manner of introduction of delayed bills.

Which motion prevailed.

Mr. Burkhart moved that the Chief Clerk be authorized to extend the thanks of this House and of Mrs. O'Neill to the Soo Railway Company for furnishing a private car to take the remains of our deceased member and his family to their home at Norma.

Which motion prevailed.

The Speaker administered the oath of office to Mr. E. W. Griggs, of McCloud, N. D.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by E. E. Veitch.

House Bill No. 177. A Bill For an Act Authorizing the Board of Railroad Commissioners to Require the Extension of Electric Transmission Lines, and the Service Furnished Thereby, to Cities, Towns, Villages, and the Inhabitants Thereof, Within or Contiguous to the Territory Served by Such Transmission Lines, and to Fix the Rates and Charges for Such Service, and the Rules and Regulations to be Observed in Connection Therewith.

Referred to Committee on Judiciary.

Introduced by Mr. Quam.

House Bill No. 178. A Bill For an Act Relative to the Mileage and Expenses of the County Superintendent of Schools and Amending Section 3 of Chapter 52 of the 1921 Session Laws of the State of North Dakota.

Referred to Committee on Education.

Introduced by Mr. Quam.

House Bill No. 179. A Bill For an Act to Amend and Re-enact Section 3521 Compiled Laws of North Dakota, 1912, and Section 1, Chapter 286, Laws 1923, to Provide for Mileage Paid to Sheriff and Deputy for Distance Traveled.

Referred to Committee on State Affairs.

Introduced by Committee on Appropriations.

House Bill No. 180. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society, of Fargo, North Dakota.

Referred to Committee on Appropriations.

Introduced by Committee on Appropriations.

House Bill No. 181. A Bill For an Act Making an Appropriation of \$8,000.00 for the Maintenance, Improvements, Repairs, Rents, Insurance and Upkeep of the State Capitol Building for the Balance of the Fiscal Year Ending June 30, 1927.

Referred to Committee on Appropriations.

Introduced by Mrs. Minnie D. Craig.

House Bill No. 182. A Bill For an Act to Amend and Re-enact Section 5170 of the Compiled Laws of the State of North Dakota for the year 1913 as Amended by Chapter 58, Session Laws of 1915 and further Amended by Chapter 23

of the Laws of the Special Session of 1919 and further Amended by Chapter 95, Session Laws of 1925 and now known as Section 5170 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Legal Reserve Fund of Banking Corporations and Associations.

Referred to Committee on Banking.

Introduced by Ira J. Wilson.

House Bill No. 183. A Bill For an Act to appropriate the Sum of Twenty Thousand (\$20,000.00) Dollars for the purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek of the State Line between North Dakota and South Dakota at a Point approximately five miles east of the Montana State Line, under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Referred to Committee on Highways and Bridges.

Introduced by Mr. Quam.

House Bill No. 184. A Bill For an act to amend and reenact Section 1, Chapter 129, Laws 1917, relating to mileage fees and salary of County Commissioners.

Referred to Committee on State Affairs.

Introduced by Mr. Freeman.

House Bill No. 185. 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.

Referred to Committee on Election and Election Privileges.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

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 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown of Adams	Johnson, Ward	Shurr
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedge	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Henrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Lofthus	Yeater
Helbling	Swett	

So the bill passed and the title was agreed to.

Mr. Halcrow moved that the rules be suspended in order that we may consider the concurrent resolution at the same time we consider House Bill No. 114.

Which motion prevailed.

Mr. Speaker: A majority of your Committee on Temperance to whom was referred:

House Bill No. 114.—Concurrent Resolution.—A Joint Resolution to Repeal Section 217 of Article 20, of the Constitution of the State of North Dakota Providing for Prohibition.

Have had the same under consideration and a majority of your committee recommend that the same be indefinitely postponed.

PHILIP J. BOHNSACK,
 GEORGE WORNER,
 ANTON N. LAVIK,
 ERNEST F. JOHNSON,
 RICHARD LOFTHUS,
 ARON LEVIN,
 D. L. PETERS,
 THOS. GUDMESTAD,
 MARY MCGINNIS,
 DAVID STEEDSMAN,
 J. H. BURKHART,
 JOHN HALCROW.

Mr. Halcrow moved that the report be adopted.

Mr. Speaker: A minority of your Committee on Temperance to whom was referred:

House Bill No. 114.—Concurrent Resolution.—A Joint Resolution to Repeal Section 217 of Article 20, of the Constitution of the State of North Dakota Providing for Prohibition.

Have had the same under consideration and a minority of your committee recommend that the same do pass.

HERMAN RABE,
 J. O. MEIDINGER,
 JOSEPH RENNER.

Mr. Rabe moved that the report of the minority be substituted for that of the majority.

Roll call demanded and granted.

ROLL CALL

The question being on the adoption of the minority report on House Bill No. 114, the roll was called, and there were ayes 18, nays 92, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Rabe
Bubel	Kapfer	Renner
Ehr	Keierleber	Streich
Erickson, McLean	Miller	Thatcher
Fettig	Montgomery	Van Berkom
Helbling	Oberg	Yeater

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Plath
Anderson, Sargent	Iverson, Griggs	Polfuss
Bell	Iverson, McKenzie	Quam
Bohnsack	Jardine	Richardson

Messrs.	Messrs.	Messrs.
Boeckel	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Burkhart	Johnston	Siverson
Burns	Kamrath	Sleight
Butt	Kelly	Sperry
Carlson	Larvick	Standley
Conway	Lavik	Steedsman
Cox	Lee	Svingen
Craig	Levin	Swendseid
Ellingson	Lillehaugen	Thompson, Burleigh
Elken	Lofthus	Thompson, Ramsey
Erickson, Kidder	Lyon	Traynor
Fedje	Lynch	Treffry
Ferris	McCay	Trubshaw
Flom	McDowall	Tweten
Fowler	McGauvran	Twichell
Freeman	McGinnis	Veitch
Frojen	McManus	Watt
Gilchrist	Martin	Wedel
Gudmestad	Meidinger	Westford
Halcrow	Muus	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Zimmerman
Henrickson	Owings	Mr. Speaker
Hoffman	Peters	

Absent and not voting:

Messrs.	Messrs.
Swett	Tester

So the adoption of the minority report was declared lost.

The motion as made by Mr. Halcrow for the adoption of the majority committee report on House Bill No. 114 was voted upon and declared carried.

Mr. Erickson of Kidder explained his vote and asked that his remarks be recorded in the Journal:

Admitting the present prohibition law is not enforced, let us not be discouraged. But let us elect men to office who will enforce it. My younger days I spent as a lumber-jack in the woods in northern Wisconsin. I spent my money in the saloons. I would not care to see my children brought up in a land of saloons. Therefore I vote "no."

Mr. Lillehaugen explained his vote and asked that his remarks be recorded in the Journal:

I think it will leave a dark spot on this Twentieth Legislative Assembly if we substitute the minority report for the report of the majority. I vote "no."

Mr. Oberg explained his vote and asked that his remarks be recorded in the Journal:

I realize this is a big question and I would like to see it

submitted to my constituents. Therefore I vote "aye."

Mr. Rabe explained his vote and asked that his remarks be recorded in the Journal:

I vote "aye" because I believe the people of this state have a right to vote on prohibition laws.

Mr. Signalness explained his vote and asked that his remarks be recorded in the Journal:

I vote "no" for these reasons: (1) I can see the difference between a drunken man and a sober man to this country; (2) for the reason I can see the difference between a wrecked home and a home where the angels can flutter over.

Mr. Streich explained his vote and asked that his remarks be recorded in the Journal:

I vote "aye" for this bill and take the responsibility for my own children.

Mr. Ehr asked permission to make a few remarks relative to this bill, which request was not allowed, the Speaker ruling that Mr. Ehr was out of order.

Mr. Twichell moved that the rules be suspended and Mr. Ehr permitted to make his remarks.

Which motion prevailed.

ROLL CALL

House Bill No. 119. 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, the roll was called, and there were ayes 102, nays 4, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Peters
Anderson, Divide	Iverson, McKenzie	Plath
Anderson, Sargent	Jardine	Polfuss
Bell	Johnson, Foster	Quam
Boeckel	Johnson, McKenzie	Rabe
Bohnsack	Johnson, Traill	Richardson
Bollinger	Johnson, Ward	Roberts
Brown of Adams	Johnston	Rulon
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Cox	Lee	Swendseid

Messrs.	Messrs.	Messrs.
Ehr	Levin	Streich
Ellingson	Lillehaugen	Svingen
Erickson, McLean	Lofthus	Tester
Fedje	Lynch	Thatcher
Ferris	Lyon	Thompson, Burleigh
Fettig	McCay	Thompson, Ramsey
Fowler	McDowall	Treffry
Freeman	McGauvran	Trubshaw
Froien	McGinnis	Tweten
Gilchrist	McManus	Twichell
Gudmestad	Martin	Van Berkom
Halcrow	Meidinger	Veitch
Hanson	Miller	Watt
Hauge	Montgomery	Wedel
Helbling	Muus	Westford
Henrickson	Oberg	Wilson
Hildebrand	Olafson	Worner
Hoffman	Opdahl	Zimmerman
Holthusen	Owings	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Conway	Erickson, Kidder
Craig	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Renner	Swett
Flom	Shurr	Traynor

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

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 106, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnson, McKenzie	Shurr
Brown of Adams	Johnson, Traill	Signalness
Brown, Stutsman	Johnson, Ward	Siverson

Messrs.	Messrs.	Messrs.
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley
Butt	Keierleber	Steedsman
Carlson	Kelly	Swendseid
Conway	Larvick	Streich
Cox	Lavik	Svingen
Craig	Levin	Tester
Ehr	Lillehaugen	Thatcher
Ellingson	Lofthus	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	McCay	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Twetten
Fettig	McManus	Twichell
Flom	Martin	Van Berkorn
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Owings	Zimmerman
Helbling	Peters	Mr. Speaker
Henrickson	Plath	
Hildebrand	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Lyon	Swett
Lee	McGinnis	Traynor

So the bill passed and the title was agreed to and the emergency clause declared carried.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 63. A Bill For an Act to Amend and Re-enact Section 10766 of the Compiled Laws of North Dakota for the Year 1913, Providing the Procedure Where Joint Affidavit Is Filed in Criminal Cases, Alleging Prejudice

Against the Judge and Also Asking for a Change in Place of Trial.

Senate Bill No. 64. A Bill For an Act to Amend and Re-enact Section 11002, Compiled Laws of North Dakota for 1913, Relating to the Duty of the Clerk of the District Court When Appeals in Criminal Cases are taken and Completed.

And the Speaker signed the same in the presence of the House.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 20. A Bill For an Act to regulate the occupation of hairdressers and cosmetologists to create a State Board of Hairdressers and Cosmetologists for the licensing of persons to carry on and to teach such practices, to insure the better education of such practitioners, to provide rules regulating the proper conduct and sanitation of hairdressing and cosmetologist establishments and school for the protection of the public health, and to provide penalties for violation thereof.

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

Senate Bill No. 33. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

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

Senate Bill No. 35. A Bill For an Act Making an Appropriation For the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

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

Senate Bill No. 36. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

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

Senate Bill No. 46. A Bill For an Act to Amend and Re-enact Sections 2, 4 and 7 of Chapter 123 of the Sessions 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.

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

Senate Bill No. 50. A Bill For an Act to Amend and Re-enact Section 2163a7 of Supplement to Compiled Laws of the State of North Dakota 1913, being Section Seven of Chapter 318 Laws 1923.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 101. A Bill For an Act to Amend and Re-enact Section 8849 of the Compiled Laws of North Dakota, 1913, Relating to Decrees of Distribution in County Court.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 92. A Bill For an Act to Amend and Re-enact Section 9688, of the Compiled Laws of North Dakota for 1913, Relating to the Racing of Animals for Wager.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 95. A Bill For an Act Making an Appropriation for the Payment of Compiled Laws of 1913 Purchased by the Secretary of State for Official Purposes.

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

Senate Bill No. 115. A Bill For an Act to Provide for the Compilation, Publication and Distribution of the Record of the Citizens of North Dakota Who Rendered Military Service on Behalf of the State and Assisted in the Administration of the Selective Service Act During the World War.

Was read the first and second times and referred to the Committee on Military Affairs.

THIRD READING OF SENATE BILLS

Mr. Twichell asked the unanimous consent of the House to amend Senate Bill No. 53 by inserting the words "or proceeding" after the word "action" in line 5 of the printed bill.

Which request was allowed, and on motion the bill was duly amended.

ROLL CALL

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action 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 105, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Anderson, Divide	Iverson, Griggs	Plath
Bell	Iverson, McKenzie	Polfuss
Boeckel	Jardine	Quam
Bohnsack	Johnson, Foster	Renner
Bollinger	Johnson, McKenzie	Rabe
Brown, Adams	Johnson, Traill	Richardson
Brown, Stutsman	Johnson, Ward	Rulon
Bubel	Johnston	Shurr
Burkhart	Kamrath	Signalness
Burns	Kapfer	Siverson
Butt	Keierleber	Sleight
Carlson	Kelly	Sperry
Conway	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lee	Streich
Ehr	Levin	Swendseid
Ellingson	Lillehaugen	Svingen
Erickson, Kidder	Lofthus	Tester
Erickson, McLean	Lynch	Thatcher
Fedje	Lyon	Thompson, Burleigh
Fettig	McCay	Thompson, Ramsey
Flom	McDowall	Traynor
Fowler	McGauvran	Treffry
Freeman	McGinnis	Trubshaw
Frojen	McManus	Tweten
Gilchrist	Martin	Twichell
Gudmestad	Meidinger	Van Berkom
Halcrow	Miller	Veitch
Hanson	Montgomery	Wedel
Hauge	Muus	Westford
Helbling	Oberg	Wilson
Henrickson	Olafson	Worner
Hildebrand	Opdahl	Yeater
Hoffman	Owings	Mr. Speaker

Those voting in the negative were:

Messrs.

Anderson, Sargent

Absent and not voting:

Messrs.

Elken

Ferris

Messrs.

Roberts

Swett

Messrs.

Watt

Zimmerman

So the bill was passed and the title was agreed to.

ROLL CALL

Senate Bill No. 62. A Bill For an Act to Amend and Re-enact Section 10994, of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 125, of the Session Laws of North Dakota for the Year 1925, Relating to

the Time for Taking and Completing Appeals 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 106, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Polfuss
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Jardine	Rabe
Bell	Johnson, Foster	Renner
Boeckel	Johnson, McKenzie	Richardson
Bohnsack	Johnson, Traill	Rulon
Bollinger	Johnson, Ward	Shurr
Brown, Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Cox	Levin	Svingen
Craig	Lillehaugen	Tester
Ehr	Lofthus	Thatcher
Ellingson	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Fowler	McGinnis	Tweten
Freeman	McManus	Twichell
Frojen	Martin	Van Berkom
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Wedel
Halcrow	Montgomery	Westford
Hanson	Muus	Wilson
Hauge	Oberg	Worner
Helbling	Olafson	Yeater
Henrickson	Opdahl	Zimmerman
Hildebrand	Owings	Mr. Speaker
Hoffman	Peters	
Holthusen	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Flom	Swett
Ferris	Roberts	Watt

So the bill passed and the title was agreed to.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Geo. Worner, of Great Bend; Thos. H. Moodie, of Wahpeton; Tennis Hauge,

of Manfred; T. L. Evans, of Halliday; Mrs. A. J. Nesselrod, of Grand Forks; Mrs. Zoe Sprake, of Bismarck; Chas. A. Verrett, of Cando; A. F. Bonzer, Jr., of Lidgerwood.

Mr. Thompson of Burleigh moved that the House recess until one o'clock tomorrow afternoon.

Mr. Lynch moved as a substitute motion that we do now adjourn.

Which substitute motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 2, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr presiding.

Prayer by the Chaplain, Rev. Fred E. Klein.

Roll call.

All members present.

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

Mr. Speaker: Your Committee on Revision and Cor-
rection of the Journal have carefully examined the Journal
of the twenty-ninth day and recommend that the same be
corrected as follows:

Page 10, line 13, insert the letter "d" at the end of the
word "provide."

Page 2, line 9, insert a space after the "h" in the word
"herewithfor."

And when so corrected recommend that the same be
approved.

H. H. ROBERTS,
Chairman.

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

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 2, 1927.

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

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913, Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

House Bill No. 119. 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.

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 2, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 62. A Bill For an Act to Amend and Re-enact Section 10994, of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 125, of the Session Laws of North Dakota for the Year 1925, Relating to the Time for Taking and Completing Appeals to the Supreme Court in Criminal Cases.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 2, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

Which the House has amended as follows:

After the word "administrator" in the title of the printed bill, strike out the comma. After the word "action" in the title insert the words "or proceeding."

After the word "administrator" in line 1 of the printed bill, strike out the comma.

Insert the words "or proceeding" after the word "action" in line 5.

In line 2, after the word "action", insert the words "or proceeding". Also after the word "action", in the title, insert the words "or proceeding".

In line 7 of the printed bill, strike out the words "Judge of the County" and insert in lieu thereof the words "Clerk of the District."

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 2, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 52. A Bill For an Act Authorizing Actions to be Commenced and Prosecuted by and against Partnerships and Associations, in Their Firm or Common Name, and making the Judgments in all such Actions Binding upon the Joint Property of all the Members or Associates of such Partnerships or Associations.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

PETITIONS AND COMMUNICATIONS

A communication from Robert G. Heine, Chairman of the Alumni Committee of Dickey County, favoring an appropriation for the Agricultural College at Fargo, was referred to the Committee on Appropriations.

Communications from Earl W. Polson, Mrs. Nellie Cooke, and Bertha Z. Polson of Grassy Butte, protesting against

the repeal of the prohibition law or Volstead Act was referred to the Committee on Temperance.

A resolution from the Hatton Total Abstinence Association protesting against the passage of the concurrent resolution introduced by Representatives Streich and Rabe, was referred to the Committee on Temperance.

A resolution of the Board of County Commissioners of McKenzie County, favoring an appropriation for the Little Missouri Bridge Project, was referred to the committee on Highways and Bridges.

Upon request the House moved to the seventh order of business.

Mr. Cox moved that House Bill No. 91, now in general orders, be re-referred to the Committee on Judiciary.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 6. A Bill For an Act to appropriate \$4,200.00 to pay Travel Expense, and Stenographer's salary of the Dairy Division of the Department of Agriculture and Labor for the Period Commencing February 1, 1927, and ending June 30, 1927.

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

That in Line 5 of Section 1 of the Printed Bill, the date "July 1" be stricken out and the date "June 30" be substituted in lieu thereof.

And when so amended recommend the same do pass.

Wm. WATT,
Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 10. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and **Repairs, New Buildings, Equipment and Miscellaneous Expenses** for the Tuberculosis Sanatorium at San Haven, North Dakota.

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

That between lines 45 and 46 of the Printed Bill, a new Line numbered 45 1-2 be added reading as follows:

45½ 6—Tunnel to Infirmary and Repiping Same \$8,000.00.

That in Lines 3 and 59 of Section 1 of the Printed Bill, the figures 325,000.00 be stricken out and the figures 333,000.00 be substituted in lieu thereof.

And when so amended recommend the same do pass.

Wm. WATT,
Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 27. 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.

Wm. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. Speaker, Your Committee on Appropriations to whom was referred:

House Bill No. 29. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Have had the same under consideration and recommend that the same be indefinitely postponed.

Wm. WATT,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 116. A Bill For an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled, "An Act to Authorize the More Complete Endowment of Agricultural Experiment Stations, and For Other Purposes," Approved February 24, 1925.

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

EDWIN TRAYNOR,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 78. A Bill For an Act to Amend and Re-enact Chapter 142, Section 1 of the Session Laws of 1915, the same being Section 1221a of the Supplement to the Compiled Laws of North Dakota for the year 1913, being an Act Requiring the Payment of Tuition for Attendance at any Model High or Graded or Elementary School Which is Operated, Maintained or in any Manner Connected with the State University, any Normal School or any Educational Institution of Higher Learning.

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

EDWIN TRAYNOR,
Chairman.

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

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 80. A Bill For an Act Providing for an Increase of Surplus of Banking Associations and exempting such Surplus from Taxation.

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

ALFRED O. BROWN,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 98. A Bill For an Act to Repeal Section 7 of Chapter 203, Session Laws 1919, relating to Vocational Education.

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

Wm. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 20. A Bill For an Act Making an Appropriation 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 do pass.

Wm. WATT,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 58. A Bill For an Act to Require Owners of Land to Destroy Weeds Growing Along or upon all Public Highways Bordering on such Lands, and in Case of their Failure to do so Making it the Duty of Road Overseers to Cause the Same to be Done and Including the Cost thereof in the Taxes on such Land and Repealing Chapter 70, Special Session Laws 1919, also known as Sections 2003a1 to 2003a4, both inclusive, of Supplement to the 1913 Compiled Laws.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH McGAUVAN,
Chairman.

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

A Majority of your Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 1 and 2, of Chapter 73, of the Session Laws of North Dakota for 1919, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River, or Roads Across Navigable Streams within the State of North Dakota.

Have had the same under consideration and a majority of the Committee recommend that the same be amended as follows:

In the fourth line of the title of the bill after the word "river" insert the words and figures "on Federal Highway Number 85."

On page 1, line 6, after the word "river" insert the words and figures "on Federal Highway Number 85".

On page 1, the second line 4, after the word "river" insert the words and figures "on Federal Highway Number 85".

And when so amended recommend the same do pass.

HERMAN RABE,
L. J. SHURR,
C. A. MILLER,
BARNEY IVERSON,
C. F. CARLSON,
OSCAR S. OBERG,
DAVID STEEDSMAN,
H. G. KAPFER,
GEO. ALJETS,
W. G. GILCHRIST,

A Minority of the Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 1 and 2, of Chapter 73, of the Session Laws of North Dakota for 1919, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River, or Roads Across Navigable Streams within the State of North Dakota.

Have had the same under consideration and a minority of the Committee recommend that the same be indefinitely postponed.

JOSEPH McGAUVRAN,
E. E. VEITCH,
J. A. JARDINE,
LARS ELLINGSON,
M. H. LYNCH,
L. W. SPERRY.

Mr. McGauvran moved that the Minority report be substituted for that of the majority.

Which motion was lost.

Mr. Iverson moved that the report of the majority be adopted.

Which motion prevailed.

A Majority of the Committee on Insurance made the following report:

Mr. Speaker: A Majority of your Committee on Insurance to whom was referred:

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 6 of Chapter 160 of the Sessions Laws of North Dakota for the Year 1919, 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, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the year 1925, the same being Section 189b6 of the Supplement to the Compiled Laws of North Dakota for 1913; Relating to Flat Hail Insurance Tax and Permanent Surplus Fund.

Have had the same under consideration and a majority of the Committee recommend that the same do pass.

HUGH McDOWALL,
EDWIN TRAYNOR,
J. A. JARDINE,
WALTER TESTER,
J. H. BURNS,
I. M. STANDLEY,
GORDON COX.
D. L. PETERS,

Mr. Peters moved that the report be adopted.

A Minority of the Committee on Insurance made the following report:

Mr. Speaker: A Minority of your Committee on Insurance to whom was referred:

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 6 of Chapter 160 of the Sessions Laws of North Dakota for the Year 1919, 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, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the year 1925, the same being Section 189b6 of the Supplement to the Compiled Laws of North Dakota for 1913; Relating to Flat Hail Insurance Tax and Permanent Surplus Fund.

Have had the same under consideration and a minority of the committee recommend that the same be indefinitely postponed.

HERMAN F. BUTT,
C. N. LEE,
JAMES McMANUS,
BARNEY IVERSON,
C. O. SVINGEN.

Mr. Swett moved that the report of the minority on House Bill No. 83 be substituted for the report of the majority.

Which motion was lost.

Roll call demanded and granted.

ROLL CALL

The question being on the adoption of the report of the majority on House Bill No. 83, the roll was called, and there were ayes 61, nays 51, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Polfuss	Rulon
Bohnsack	Rabe	Sleight
Bollinger	Holthusen	Sperry
Brown, Adams	Jardine	Standley
Brown, Stutsman	Johnson, Traill	Steedsman
Burns	Johnson, Ward	Tester
Cox	Johnston	Thompson, Burleigh
Ehr	Kelly	Thompson, Ramsey
Ellingson	Larvick	Traynor
Elken	Lynch	Trubshaw
Fettig	McDowall	Twichell
Flom	McGauvran	Veitch
Fowler	McGinnis	Watt
Freeman	Meidinger	Wedel
Frojen	Miller	Westford
Gudmestad	Montgomery	Wilson

Messrs.	Messrs.	Messrs.
Halcrow	Muus	Worner
Hauge	Olafson	Zimmerman
Helbling	Peters	Mr. Speaker
Hendrickson	Plath	
Hoffman	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Opdahl
Anderson, Divide	Iverson, McKenzie	Owings
Anderson, Sargent	Johnson, Foster	Quam
Boeckel	Johnson, McKenzie	Renner
Bubel	Kamrath	Richardson
Burkhart	Kapfer	Shurr
Butt	Keierleber	Signalness
Carlson	Lavik	Siverson
Conway	Lee	Swendseid
Craig	Levin	Streich
Erickson, Kidder	Lillehaugen	Swett
Erickson, McLean	Lofthus	Svingen
Fedje	Lyon	Thatcher
Ferris	McCay	Treffry
Gilchrist	McManus	Tweten
Hanson	Martin	Van Berkorn
Hildebrand	Oberg	Yeater

So the majority report was declared adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 130. A Bill For an Act to Amend and Re-enact Subdivision 3, of Section 1342 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Compulsory Education and Prescribing Exemptions from Compulsory Attendance.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 113.—Concurrent Resolution.—A. Joint 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 amended as follows:

After the semi-colon after the word "qualified" in line 14 of the printed bill, strike out the words "provided in counties having ten thousand or less the county judge shall also be the clerk of the district court," and inserting in lieu thereof the words "provided, that the legislative assembly may by law provide for combining two or more offices".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 134. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

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

After the word "jail" in line 7 of the printed bill, place a comma and insert the words "or State Penitentiary".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of

North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

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

GORDON COX,
Chairman.

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

The Majority Committee on Temperance made the following report:

Mr. Speaker: Your Majority Committee on Temperance to whom was referred:

Concurrent Resolution memorializing Congress to repeal the Volstead Act.

Have had the same under consideration and a majority of the committee recommend that the same be indefinitely postponed.

RICHARD LOFTHUS,
GEORGE WORNER,
MARY E. MCGINNIS,
PHILIP J. BOHNSACK,
D. L. PETERS,
THOS. GUDMESTAD,
ERNEST F. JOHNSON,
ARON LEVIN,
ANTON N. LAVIK,
J. H. BURKHART,
JOHN HALCROW.

Mr. Halcrow moved that the report be adopted.

The Minority Committee on Temperance made the following report:

Mr. Speaker: Your Minority Committee on Temperance was referred:

Concurrent Resolution memorializing Congress to repeal the Volstead Act.

Have had the same under consideration and a minority of the committee recommends that the same do pass.

HERMAN RABE,
J. A. MEIDINGER.

Mr. Rabe moved that the report of the minority be substituted for the report of the majority.

Which motion was lost.

The motion as made by Mr. Halcrow for the adoption of the majority committee report on the Concurrent Resolution memorializing Congress to repeal the Volstead Act was voted upon and declared carried.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was re-referred:

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

Report said bill back with a recommendation that the same do pass as amended by standing committee and adopted by the committee of the whole which amendments are shown by the bill as engrossed, that the bill be passed in such engrossed form.

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 54. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

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

The following amendments refer to printed bill. In line 2 of the title ahead of the word "within" insert the words "for consumption". In the first line 4 after the comma and ahead of the word "in" insert the words "for consumption". In the second line 3 after the word "delivery" insert the words "for consumption". Strike out all of page 2, down to line 1, and insert in lieu thereof: "written or printed label or statement which will truly state: (1) The brand or trademark under which the flour is sold or offered for sale; (2) The name of the manufacturer and the state in which the flour was manufactured; (3) The net weight in pounds of the flour contained in each container, bag or barrel; Such label or statement may set forth the kind or varieties of wheat actually used in the manufacture of such flour, but ~~not~~ not state that the same is milled or manufactured from North Dakota hard spring wheat, unless North Dakota hard spring wheat was used exclusively in the manufacture there-

of. In line 3 of printed bill, page 2, after the word "act", and ahead of the semi-colon following such word, insert the following: "and to prosecute all violations thereof".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 54. A Bill For an Act to Repeal Sections 10,180, 10,181, 10,182 and 10,183, of the Compiled Laws of North Dakota for 1913, Prohibiting the Manufacture and Sale of Snuff in North Dakota and Providing a Penalty Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

A majority of the Committee on State Affairs made the following report:

Mr. Speaker: A majority of your Committee on State Affairs to whom was referred:

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, to Provide for the Issuance of Licenses for the Sale of Snuff, Furnishing of Bonds therefor, and for the Levy, Assessment, Collection and Payment of a Tax thereon; Providing for the Regulation of the Sale thereof, and Penalties for the violation of this Act; 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 the Provisions of this Act shall be enjoined, and that any Building or Premises made Use of for Purposes in Violation of the Provisions of this Act shall be deemed a Nuisance and may be Abated by Injunction; and Providing for the Repeal of Chapter 91 of the Compiled Laws of North Dakota for the Year 1913, and Acts and Parts of Acts in conflict with the Provisions of this Act.

Have had the same under consideration and a majority of the committee recommend that the same be indefinitely postponed.

L. L. TWICHELL,
J. K. OLAFSON,

A. N. FLOM,
 C. VERNON FREEMAN,
 C. N. LEE,
 CARL LARVICK,
 JOHN F. ZIMMERMAN,
 PETER KEIERLEBER,
 P. R. TRUBSHAW,
 A. J. RULON,
 JAMES McMANUS.

A minority of the Committee on State Affairs made the following report:

Mr. Speaker: A minority of your Committee on State Affairs to whom was referred:

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, to Provide for the Issuance of Licenses for the Sale of Snuff, Furnishing of Bonds therefor, and for the Levy, Assessment, Collection and Payment of a Tax thereon; Providing for the Regulation of the Sale thereof, and Penalties for the violation of this Act; 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 the Provisions of this Act shall be enjoined, and that any Building or Premises made Use of for Purposes in Violation of the Provisions of this Act shall be deemed a Nuisance and may be Abated by Injunction; and Providing for the Repeal of Chapter 91 of the Compiled Laws of North Dakota for the Year 1913, and Acts and Parts of Acts in conflict with the Provisions of this Act.

Have had the same under consideration and a minority of the committee recommend that the same do pass.

CHAS. F. STREICH,
 ROY A. YEATER,
 C. E. MILLER,
 GUY L. ELKEN.

Mr. Streich moved that the report be adopted, which motion was lost.

Mr. Twichell moved as a substitute motion that the report of the majority of the committee be adopted.

Which motion was lost.

Mr. Twichell moved that House Bill No. 52 be referred to the committee of the whole.

Which motion prevailed.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 110. A Bill to Repeal Sections, 10092, 10093, 10094, 10095, 10096, 10097, 10098, 10099, 10100, 10101, 10102, 10103, 10104, 10105, 10106, 10107, 10108, 10109, 10110, 10111, 10112, 10113, 10114, 10115, 10116, 10117, 10118, 10119, 10120, 10121, 10122, 10123, 10124, 10125, 10126, 10127, 10128, 10129, 10130, 10131, 10132, 10133, 10134, 10135, 10136, 10137, 10138, 10139, 10140, 10141, 10142, 10143, 10144, 10145, Compiled Laws of North Dakota, year 1913, and

Acts amendatory thereto being as follows: Sections, 1-2, Chapter 135, Laws 1917, Sections, 1-2-3, Chapter 195, Laws 1915, Sections, 1-2-3-4-5, Chapter 134, Laws 1917, Section 1, Chapter 196, Laws 1915, Section 1, Chapter 176, Laws 1925, Sections, 1-2, Chapter 197, Laws 1915, Sections, 1-2, Chapter 194, Laws 1915, Sections, 1-2-3-4, Chapter 136, Laws 1917, Section 1, Chapter 175, Laws 1925, Sections, 1-2-3, Chapter 268, Laws 1923, Section 2, Chapter 97, Laws 1921, Sections, 3-4-5-6-7-8-9-10-11-12-13-15, Chapter 97, Laws 1921, Pertaining to Prohibition, and unlawful dealing in Intoxicating Liquors, viz:—

Penalty for Manufacture or sale of Intoxicating Liquor. Who may sell; Druggist's permit, how obtained; Hearing; Application to be published; Bond and oath of applicant; Revocation of permit; Penalties; Fees; Cases of emergency; Regulating druggist sales; Affidavits; Sales for mechanical, scientific and sacramental purposes; Quantity limited; Blanks; Oaths, Affidavits, preserved; Disposition of Fees; Penalty; Record of sales; False affidavit; Other violations; Penalties; Intoxicating Liquors defined; Hard cider defined; Duty of all peace to apprehend and notify; Duty of state's attorney; Seizure and arrest; Authority of justices of the peace; Information to be filed; Trial; Penalty if found guilty; Fees, how paid; State's attorney to prosecute; Fines a special fund; Attorney-general prosecutes, when; Peace officers seize with or without warrant; Unusual quantity presumptive evidence; Place of sales a nuisance; To be abated; Liquors destroyed; Actions, how maintained; Procedure; Presumptions; Penalties; Contents of affidavits; Search warrant; Liability for causing intoxication; Right of action; Injured party; Clubhouse prohibited; Penalty; Evasions deemed unlawful; Fines and costs constitute liens; Proviso; State's attorney advise county judge; Informer protected; Assistance for State's attorney; Speedy judgment to be rendered; Exception; Form of pleading; Presumptive evidence; Government receipt; Court's duty; Special charge to grand jury; When druggist prohibited from selling liquor upon any terms; Treating minor, penalty for; Soliciting orders for liquors unlawful; Penalty; Owner of building liable; Penalty; If public officer, removed; Liability of common carrier; Bonds forfeited; Actions and liabilities thereon; Penalty for neglect of duty of attorney, judge or auditor; Payments for liquor void; Exception; Giving Liquor to Indian; Being intoxicated in public place; Selling liquor to pauper; Selling liquors on boat; Sunday; Bootlegging defined; Penalty; Injunction against transporting intoxicating liquor; Nature of action; complaint; How long injunction to continue in force; Violation of injunction a contempt; penalty; affidavits; evidence; Regulation of receiving or receipting for liquor; prohibiting

use of fictitious name or appellation; Peace officers to report law violations; Receiving or having possession for delivery unlawful; Record affidavit blanks; Receipt or having in possession for delivery; penalty; Defining intoxicating liquors; crime of engaging in liquor traffic, defined; Prohibiting intoxicating beverages; Use of intoxicating beverages; Use of intoxicating liquors by physicians; Use of alcohol by dentists, veterinarians; Evidence, burden of proof; Cumulative; Sweet fruit ciders; Prohibiting unlawful advertisements, etc; Soliciting and receiving intoxicating liquors prohibited; Common nuisance; to be abated; liquors and property destroyed; presumptions; process; procedure; Actions; how maintained; procedure; presumptions; penalties; process; affidavits; evidence; Fines and costs constitute liens; proviso; Contents of affidavits; search warrants; Seizing transported liquor; Disposition of evidence; Intoxicated on train; Person charged with intoxication to answer questions; Remainder of act not invalidated by holding part unconstitutional; Penalty.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN HALCROW,
Chairman.

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

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the

Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

REPORT OF SELECT COMMITTEE

JOINT HOUSE AND SENATE COMMITTEE APPOINTED TO REPORT A RESOLUTION UPON THE GREAT LAKES - ST. LAWRENCE WATERWAY SUB- MITS THE FOLLOWING RESOLUTION AS ITS REPORT:

A Resolution Memorializing the President of the United States Relative to the St. Lawrence Seaway.

Whereas, a joint board of engineers representing the United States and Canada have officially and unanimously declared ship channel connection between the Great Lakes and the Atlantic by way of the St. Lawrence to be practical, and

Whereas, the St. Lawrence Commission of the United States appointed to determine the need of such a seaway has unanimously declared, in its report to the President made December 27, 1926, that:

"The construction of the shipway from the Great Lakes to the sea is imperative both for the relief and for the future development of a vast area in the interior of the continent"

and that:

"It has been estimated that the value in a single year to the farmers alone would equal the capital cost of the waterway"

and that:

"The economic importance of the improvement would be far greater than the savings made upon the actual tonnage transported, important though that would be"

and

Whereas, the extension of the commerce of the State of North Dakota, the development of her resources, her present prosperity and her future welfare all demand world

trade contacts by way of direct low cost ocean transportation to and from the markets of the world, and

Whereas, the St. Lawrence seaway would give to the State of North Dakota ocean ports on the Great Lakes practically at her front door; would give direct ocean transportation with wider and lower cost of movement to world markets; would increase the demand for her products, and would thereby assure to her agriculture now depressed, and in particular to her grain, dairy and livestock producers, a marked degree of permanent relief from present excessive transportation costs and a more favorable basic price for all farm production, and

Whereas, such seaway would permanently lower her transportation charges both on exports and on imports and would thereby stimulate the development of her present industries, invite new enterprise, and would generally assure to her citizens an enlarged and abiding prosperity.

Therefore, Be It Resolved, by the House of Representatives of the State of North Dakota; the Senate concurring, that we do most earnestly urge upon the President of the United States the imperative national need of the St. Lawrence seaway, and further express to him the earnest desire of this state that immediate steps be taken for the negotiation of a treaty with Canada to that end, and

Be It Further Resolved, that a duly authenticated copy of this resolution be transmitted to the President of the United States, the Secretary of State, the presiding officers of the Senate and House of Representatives, the Chairman of the St. Lawrence Commission of the United States, and to each of the Senators and Representatives from the State of North Dakota in the Congress.

Mr. Twichell moved that the resolution be adopted as the report of this Committee.

Which motion prevailed.

Introduced by George Worner.

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 8122 of the Supplement to the Compiled Laws of North Dakota, 1913, Relating to the Time Allowed for the Re-instatement of a Contract for Deed After Service of Notice of Cancellation Thereof.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by P. O. C. Johnson, (by request).

House Bill No. 187. A Bill For an Act to Provide Protection on the Lives of Children by Fraternal Benefit Societies and to Repeal Section 5070a of the Supplement to the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Quam and Iverson of McKenzie.

House Bill No. 188. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to Estrays and the Sale Thereof.

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

Introduced by Mr. Rabe.

House Bill No. 189. A Bill For an Act to Appropriate the sum of \$5000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or near Elbowoods, North Dakota, on State Highway Route No. 24, to Determine the Advisability and Feasibility of Constructing a Bridge Across Said River on Said State Highway Route, Under the Provisions of Subsection C. of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Mr. Lee, (by request).

House Bill No. 190. A Bill For an Act Establishing the County as the Unit for Assessment, Creating the Office of County Assessor; Defining his Powers and Providing for Equalization and Abolishing the Offices of Township, Village and City Assessors and Boards of Review, and Repealing Section 2123 of the Supplement to the Compiled Laws of 1913; Sections 2124, 2125, 2126, 2133, 2134, 2135, 2137, 3564c and 3564d of the 1913 Compiled Laws.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Bubel and Holthusen.

House Bill No. 191. A Bill For an Act to Prescribe Who Shall be Qualified Electors in Certain Bond Elections in this State.

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

Introduced by Mr. Fowler.

House Bill No. 192. A Bill For an Act Defining the Effect of Instruments, Affecting Real and Personal Property Belonging to a Trust, Executed by Trustees in Their Representative Capacity as Trustee.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Freeman.

House Bill No. 193. A Bill For an Act to Amend and Re-enact Section 4206 of the Compiled Laws of North Dakota for the year 1913; Relating to the Compensation of Township Treasurer.

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

THIRD READING OF HOUSE BILLS

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

The question being on the final passage of the bill, the roll was called, and there were ayes 104, nays 1, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Roberts
Boeckel	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Traill	Shurr
Bollinger	Johnston	Signalness
Bubel	Kamrath	Siverson
Brown, Adams	Kapfer	Sleight
Brown, Stutsman	Keierleber	Sperry
Burkhart	Kelly	Standley
Burns	Lavik	Steedsman
Butt	Larvick	Swendseid
Conway	Levin	Streich

Messrs.	Messrs.	Messrs.
Cox	Lillehaugen	Swett
Craig	Lynch	Svingen
Ehr	Lyon	Tester
Ellingson	McCay	Thatcher
Erickson, Kidder	McDowall	Thompson, Burleigh
Erickson, McLean	McGauvran	Thompson, Ramsey
Fedje	McGinnis	Treffry
Fettig	McManus	Trubshaw
Flom	Martin	Tweten
Fowler	Meidinger	Twichell
Frojen	Miller	Van Berkom
Gilchrist	Montgomery	Veitch
Gudmestad	Muus	Watt
Halcrow	Oberg	Wedel
Hanson	Olafson	Westford
Hauge	Opdahl	Wilson
Helbling	Owings	Worner
Hendrickson	Peters	Yeater
Hildebrand	Plath	Zimmerman
Hoffman	Polfuss	Mr. Speaker
Holthusen	Quam	

Those voting in the negative were:

Messrs.

Elken

Absent and not voting:

Messrs.

Carlson
Ferris
Freeman

Messrs.

Johnson, Ward
Lee
Lofthus

Messrs.

Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 2, 1927.

Mr. Speaker: I have the honor to return:

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

Which the Senate has amended as follows:

In line 11 of the Bill, after the word "dollars" strike out balance of line, and in line 12, the first two words "is necessary".

Very respectfully,

W. D. AUSTIN,
Secretary.

Mr. Twichell moved that the House concur in the Senate Amendments to House Bill No. 175.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and that House Bill No. 175 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

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 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Bohnsack	Jardine	Renner
Bollinger	Johnson, Foster	Richardson
Brown of Adams	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Boeckel	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lee	Swendseid
Cox	Lavik	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Swett
Ellingson	Lofthus	Tester
Elken	Lyon	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Treffry
Fettig	McGauvran	Trubshaw

Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkom
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Hauge	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Helbling	Opdahl	Yeater
Hendrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Ferris	Shurr
Johnson, Ward	Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 52. A Bill For an Act Authorizing Actions to be Commenced and Prosecuted by and against Partnerships and Associations, in Their Firm or Common Name, and making the Judgments in all such Actions Binding upon the Joint Property of all the Members or Associates of such Partnerships or Associations.

Was read the first and second times and referred to the Committee on Judiciary.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 2, 1927.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

Very respectfully,

C. R. VERRY,
Chief Clerk.

GENERAL ORDERS

Mr. Johnson of Foster moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Johnson of Foster to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5172 of the Compiled Laws of North Dakota for 1913, Relating to the Limits of Loans by Banking Associations.

And recommend the adoption of the standing Committee's amendment, as follows:

On line 28 of the printed bill after the word "Surplus" strike out the "period" and insert a "comma", and then insert the following "nor be less than the liability permitted by law when this act takes effect".

In line 26 after the word "corporation" insert a "comma".

In line 27 after the word "firm" and "provide" insert a "comma".

And when so amended, recommend that the same do pass.

Also Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8682 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

And recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 105. A Bill for an Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out the parenthesis where the same appear in connection with the following words at the line and on the page shown; around the word "general" in line 40 page 5; around the words "State Treasury" in lines 40 and 41 page 5; around the word "general" line 43 page 5; around the words "State Treasury" in line 44, and page 5; around the words "County Real Estate" in line 12 page 17.

In line 30 page 16 following the words "shall" insert the word "be"; on the same page in the second line 5 strike out

the period following the word "both" and change the capital "S" in the word such, as the same follows the word "both", to a small "s"; at the end of said line 5 page 16 insert a semicolon in place of the comma.

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 489 of the Compiled Laws of 1913, Making Females Eligible to Register as Apprentices in Pharmacy.

And recommend the adoption of the Standing Committee's amendment, as follows:

At the end of line 1 of the title add "North Dakota of"; At the beginning of line 1 after "Section 1" add "(Amendment)".

At the beginning of line 3 insert "Section 489".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 139. A Bill For an Act to Amend and Re-enact Section 5192a26, Supplement to the Compiled Laws of North Dakota for the year 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line one of the title insert before the word "Supplement" the words "of the." In line one of the body of the typewritten bill, after the word "Section" at the beginning of the line insert the numeral "1." followed by the word (Amendment). Ahead of line 3 of the typewritten bill, insert "Section 5192a26."

And when so amended recommend that the same do pass.

ERNEST F. JOHNSON,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Kelly moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: J. J. Coyle, E. B. Gross and August Krantz, of Minot; ex-Representative I. Sanford, of Watford City.

Mr. Trubshaw moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
February 3, 1927.

The House was called to order promptly at 2 o'clock P. M.,
Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Fred E. Klein.

All members present except: Mr. Fowler.

Mr. Kelly moved that the absentee 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. Speaker: 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:

Page 12, strike out lines 16, 17 and 18 and in lieu thereof
insert the following:

"House Bill No. 134. A Bill for an Act Defining the
Crime of Aggravated Assault and Battery and Prescribing
the Punishment Therefor."

Page 14, in line 4, strike out the letter "z" at the end of
the word "memorializinz" and insert in lieu thereof the let-
ter "g".

Page 24, in line 2, insert the letter "s" after the word
"dollar".

And when so corrected recommend that the same be ap-
proved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted, which mo-
tion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication from Alva D. Pehrson, of Almo, protesting against the repeal of the snuff law, public smoking law, and the prohibition laws, was read and referred to the Committee on Temperance.

REPORTS OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 27. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Also,

House Bill No. 116. A Bill For an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled, "An Act to Authorize the More Complete Endowment of Agricultural Experiment Stations, and For Other Purposes," Approved February 24, 1925.

Also,

House Bill No. 78. A Bill For an Act to Amend and Re-enact Chapter 142, Section 1 of the Session Laws of 1915, the same being Section 1221a of the Supplement to the Compiled Laws of North Dakota for the year 1913, being an Act Requiring the Payment of Tuition for Attendance at any Model High or Graded or Elementary School Which is Operated, Maintained or in any Manner Connected with the State University, any Normal School or any Educational Institution of Higher Learning.

Also,

House Bill No. 80. A Bill For an Act Providing for an Increase of Surplus of Banking Associations and exempting such Surplus from Taxation.

Also,

House Bill No. 98. A Bill For an Act to Repeal Section 7 of Chapter 203, Session Laws 1919, relating to Vocational Education.

Also,

House Bill No. 20. A Bill For an Act Making an Appropriation 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,

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 6 of Chapter 160 of the Sessions Laws of North Dakota for the Year 1919, 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, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the year 1925, the same being Section 189b6 of the Supplement to the Compiled Laws of North Dakota for 1913; Relating to Flat Hail Insurance Tax and Permanent Surplus Fund.

Also,

House Bill No. 130. A Bill For an Act to Amend and Re-enact Subdivision 3, of Section 1342 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Compulsory Education and Prescribing Exemptions from Compulsory Attendance.

Also,

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

Also,

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

Also,

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5172 of the Compiled Laws of North Dakota for 1913, Relating to the Limits of Loans by Banking Associations.

Also,

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8682 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

Also,

House Bill No. 105. A Bill for an Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

Also,

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 489 of the Compiled Laws of 1913, Making Females Eligible to Register as Apprentices in Pharmacy.

Also,

House Bill No. 139. A Bill For an Act to Amend and Re-enact Section 5192a26, Supplement to the Compiled Laws of North Dakota for the year 1913.

And find the same correctly engrossed:

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 94. A Bill For an Act to Amend and Re-enact Section 1, Chapter 98, of the Session Laws of North Dakota for the Year 1925, Providing That All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, Except Bonds Issued by the State and Refunding Bonds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 107. A Bill For an Act Requiring Counties to Pay the Tuition for Children Attending School in this State, Whose Parents Reside upon Lands owned by such Counties.

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

EDWIN TRAYNOR,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 111. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 17, Session Laws of 1921, Relating to Preservation and Control of the Artesian Waters of the State, for the Biennial Period from July 1, 1927 to June 30, 1929.

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

Wm. WATT,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 127. A Bill For an Act Providing Maximum Punishments for Persons Convicted of a Felony Who Have Been Convicted of Two or More Felonies In Any State of the United States, and Prescribing the Procedure in Such Cases.

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

After the word "determine" in line 22 of the printed bill, insert the following: "By evidence beyond a reasonable doubt".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 129. A Bill For an Act Creating a State Board of Criminal Investigations and Establishing a State Bureau of Criminal Investigations; Providing for the Appointment of Director of Bureau of Criminal Investigations, and for the Appointment of Deputies, and of Clerk of Such Bureau; Prescribing Their Duties and Fixing Their Salaries, Prescribing Duties of Local Peace Officers in Relation to Such Bureau and Making an Appropriation to Carry Out the Purpose of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 135. A Bill For an Act to Amend and Re-enact Section 10605 of the Compiled Laws of North Dakota for the Year 1913, Relating to Examination of Witnesses in Preliminary Examinations.

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

In line 7 of the printed bill after the word "depositions" strike out the remainder of the bill and insert in lieu thereof the following: "When the offense charged is a misdemeanor, either the state or the defendant may elect to have said

testimony taken and reduced to writing as aforesaid, but that in case the defendant so elects, the state shall not be required to pay the cost of such transcript."

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 144. A Bill For an Act Making an Appropriation of \$21,495.88 to Repay the Bank of North Dakota for a Loan Made to the Hospital for the Insane and also for the Payment of any Interest Due Thereon.

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

WM. WATT,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 148. A Bill For an Act to amend and re-enact Section 1162 of the Compiled Laws of North Dakota for the year 1913 pertaining to meetings of the school board in common school districts and prescribing their compensation therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 150. A Bill For an Act to Amend and Re-enact Section 6073 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Section 2, Chapter 176, Laws of 1915, and by Section 2, Chapter 155, Laws of 1925, Pertaining to Usury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox 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. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 153. A Bill For an Act to Amend and Re-enact Section 14, Chapter 161, Session Laws of 1913, Relating to Game and Fish; Right of Search and Seizure, and to Repeal Section 15, Chapter 161, Session Laws of 1915.

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

A. J. RULON,
Chairman.

Mr. Rulon 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. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 154. 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, being Section 10322a33 supplement to 1913 Compiled Laws of North Dakota, 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:

Line 15 of the printed bill, strike out the words "16th day of October", and insert "1st day of November".

And when so amended recommend the same do pass.

A. J. RULON,
Chairman.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 155. A Bill For an Act Relating to Fur Bearing Animals; Regulating the Taking Thereof, and Fixing Penalties.

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

On line 2, section 5, of the printed bill strike out the words "first day of March", and insert the following: "fifteenth day of December".

On line 3, section 5, strike out the words "fifteenth day of April", and insert "first day of February".

On line 4, section 13 after the word "lakes" strike out the words "that this be done" and insert the following: "notice of such closing to be posted at said lake or lakes".

And when so amended recommend the same do pass.

A. J. RULON,
Chairman.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 166. A Bill For an Act Conferring additional powers upon the Governor to open and close seasons in any and all subdivisions of the State when deemed necessary for the better protection of game birds, fish or animals.

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

A. J. RULON,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 159. A Bill For an Act repealing Section 1218 of the Compiled Laws of North Dakota for 1913, providing for Treasurer's Accounts and Annual Settlement.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 168. A Bill For an Act to Amend Section 8719 of the Compiled Laws of North Dakota for 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.

GORDON COX,
Chairman.

Mr. Cox 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. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 174. A Bill For an Act to Prescribe the Manner of Taking and Killing Game Birds and Animals, Prohibiting the Use of Traps, Snares, Lights and Other Artificial Means, and Repealing Sections 10332a24 and 10322a25 of the Supplement to the Compiled Laws 1913, and Any and All Acts in Conflict.

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

A. J. RULON,
Chairman.

Mr. Rulon 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. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 73. A Bill For an Act Requiring Public Utilities to Obtain from the Board of Railroad Commissioners Certificates of Public Convenience and Necessity before Beginning the Construction or Operation of Public Utility Plants or Systems or the Exercising of any Rights or Privileges Under any Franchise or Certificate Hereafter Granted, or Under any Franchise Heretofore Granted, the Exercise of Which has not been commenced within one year from the Granting Thereof, or has been suspended or Discontinued for More Than One Year, and Prescribing the Procedure to be Followed in Such Matters.

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

HERMAN RABE,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

Senate Bill No. 47. A Bill For an Act to Amend and Re-enact Section 2898, Compiled Laws of North Dakota for 1913, Relating to the Manner of Labeling and Branding Seeds Offered for Sale Within the State of North Dakota.

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

Strike out lines 24, 25 and 26 of the bill as passed by the Senate and insert in lieu thereof the following: "Third: the percentage of germination and the date of last testing of all seed corn, sweet clover, red clover and alfalfa. "Fourth: The name of the county and state where grown, in the case of seed corn, or the name of the state where grown in the case of alfalfa seed".

And when so amended recommend the same do pass.

GUY ELKEN,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bill:

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

Also,

Joint Memorial Resolution introduced by Mr. Swett.
And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.
Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Watt moved that House Bill No. 163 and House Bill No. 165 be re-referred from the Committee on Appropriations to the Committee on Highways.

Which motion prevailed.

Mr. Rabe moved that Senate Bill No. 75 be re-referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Burkhart moved that House Bill No. 63 be withdrawn from the committee and be placed on the calendar for tomorrow, the next legislative day.

Which motion was lost.

Mr. Watt moved that the House reconsider the vote by which House Bill No. 29 was indefinitely postponed.

Which motion prevailed.

Mr. Watt moved that House Bill No. 29 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Veitch moved that House Bill No. 115 be re-referred from the Committee on Agriculture to the Committee on Livestock.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 3, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 54. A Bill For an Act to Repeal Sections 10,180, 10,181, 10,182 and 10,183, of the Compiled Laws of North Dakota for 1913, Prohibiting the Manufacture and Sale of Snuff in North Dakota and Providing a Penalty Therefor.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 3, 1927.

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

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 3, 1927.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

Which the Senate has amended as follows:

On page one in Section 2212 of the engrossed bill beginning with the word "and" in line ten strike out the following "and for any other delinquent taxes or special assessments or installments of special assessments."

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 3, 1927.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 86. A Bill for an Act to amend and re-enact Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

Which the Senate has passed unchanged.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota
February 3, 1927.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 95. A Bill for An Act to Amend and re-enact Section 4609c30 of the Supplement to the Compiled Laws of 1913.

Which the Senate has amended as follows:

On page 1 of the engrossed bill in Section 1 after the figure "1" insert the word "Amendment."

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, N. D.
February 3, 1927.

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

Senate Bill No. 55. A Bill For an Act to amend and re-enact Sections 189b5, 189b9 and 189b11 of the Supplement to the 1913 Compiled Laws of the State of North Dakota relating to State Hail Insurance.

Senate Bill No. 67. 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. 83. A Bill For an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913, relating to Wolf Bounty.

Senate Bill No. 85. A Bill For an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913.

Senate Bill No. 97. A Bill For an Act to Amend and Re-enact Section 7844 of the Compiled Laws of North Dakota for the year 1913, Relating to the Power of and Proceedings had in the Supreme Court on Appeals.

Senate Bill No. 99. A Bill For An Act to Amend and Re-enact Section 8519, Compiled Laws of 1913, Relating to the Practice of Law by County Judges.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 3, 1927.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bill No. 4. A Bill for an Act to amend and re-enact Section 4230 of the Compiled Laws of North Dakota for the year 1913.

Senate Bill No. 25. A Bill For an Act to Amend and Re-enact Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Disposition of Fees Collected by the State Securities Commission.

Senate Bill No. 27. A Bill For an Act to Amend and Re-enact Shapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 29. A Bill For an Act to Amend and Re-enact Sections 12 and 13 of Chapter 91, Session Laws 1925, the same being Sections 2976v12 and 2976v13 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, relating to Auto Transportation Companies.

Senate Bill No. 41. A Concurrent Resolution providing for the Amendment of Sec. 45, Article 2, of the Constitution of the State of North Dakota, relating to the Compensation and Mileage allowed legislative members.

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

Very respectfully,

W. D. AUSTIN,
Secretary.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Fowler:

House Bill No. 194. A Bill For an Act to Amend and Re-enact Section 3688, Compiled Laws of North Dakota, 1913, relating to Vacation of Streets, Alleys and Public Grounds in Cities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by E. E. Iverson:

House Bill No. 195. A Bill For an Act making an appropriation of \$25,000 to reimburse purchasers of tax sale

certificates issued on Public Lands of the State of North Dakota in those cases where the State has re-possessed the land by cancellation of the contract for sale and where the tax sale certificate holder has lost the amount of his investment in said tax sale certificates or in taxes paid as subsequent thereto by failure of the contract holder or the State of North Dakota to make redemption of said land.

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

Introduced by E. E. Iverson, by request:

House Bill No. 196. A Bill For an Act making the County Treasurer the Treasurer of all Municipalities within the county except municipalities having a population of over four thousand (4,000). Prescribing duties of county treasurer as treasurer of such municipalities. Repealing all Acts and parts of Acts relating to treasurers of local municipalities inconsistent with the provisions of this Act.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Committee on Appropriations:

House Bill No. 197. A Bill For an Act to Transfer the Sum of \$25,000.00 from the Fund Appropriated to the North Dakota Agricultural College for Equipment to said College's Fund for Maintenance.

Was read the first and second times and referred to the committee on Appropriations.

Introduced by Committee on Game and Fish:

House Bill No. 198. A Bill For an Act to Amend and Re-enact Section 35, Chapter 161, Session Laws of 1915, as amended by Section 7, Chapter 224, Session Laws of 1923; and Section 36, Chapter 161, Session Laws of 1915, as amended by Section 5, Chapter 134, Session Laws of 1919, as amended by Section 8, Chapter 224, Session Laws of 1923; and Section 37, Chapter 161, Session Laws of 1915, Relating to Game and Fish.

Was read the first and second times and referred to the Committee on Game and Fish.

Introduced by Committee on Game and Fish:

House Bill No. 199. A Bill For an Act to Amend and Re-enact Section 10322a4 of the Supplement to the Compiled Laws 1913 relating to the powers and duties of the North Dakota Game and Fish Board.

Was read the first and second times and referred to the Committee on Game and Fish.

Introduced by J. A. Meidinger, by request:

House Bill No. 200. A Bill For an Act to Amend and Re-enact Section 3969, of the Compiled Laws of North Dakota for the year of 1913, as amended by Chapter 79, of the Session Laws of North Dakota for the year of 1919, and Chapter 32, of the Session Laws of North Dakota for the year of 1921 and Chapter 172 of the Session Laws of North Dakota for the year 1923, Relating to excluding farm lands from the limits of Cities, towns and villages.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Thompson of Ramsey, by request:

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 814, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Qualifications of Jurors.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Cox:

House Bill No. 202. A Bill For an Act to Amend Sections 7, 8 and 13, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota Real Estate Series; and to Amend Sections 9 and 12, Chapter 292, of the Session Laws of 1923, as Amended by Sections 2 and 3 of Chapter 100 of the Session Laws of 1925, Relating to the Bonds of North Dakota Real Estate Series.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Traynor:

House Bill No. 203. A Concurrent Resolution.

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

Introduced by Committee on Education:

House Bill No. 204. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913, Relating to Consolidation of Schools and Transportation of Pupils.

Was read the first and second times and referred to the Committee on Education.

THIRD READING OF HOUSE BILLS ROLL CALL

House Bill No. 27. 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 73, nays 29, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gudmestad	Rulon
Anderson, Divide	Halcrow	Shurr
Anderson, Sargent	Hanson	Sleight
Bell	Hauge	Sperry
Bohnsack	Helbling	Standley
Bollinger	Hoffman	Steedsman

Messrs.	Messrs.	Messrs.
Brown, Adams	Iverson, Griggs	Streich
Burkhardt	Iverson, McKenzie	Svingen
Burns	Johnson, Foster	Tester
Butt	Johnson, McKenzie	Thatcher
Carlson	Johnson, Ward	Thompson, Burleigh
Conway	Kamrath	Thompson, Ramsey
Cox	Kapfer	Traynor
Craig	Kelly	Trubshaw
Ehr	McDowall	Twichell
Ellingson	McGauvran	Van Berkom
Elken	McManus	Veitch
Erickson, Kidder	Meidinger	Watt
Erickson, McLean	Montgomery	Wedel
Fedje	Muus	Westford
Ferris	Oberg	Wilson
Flom	Olafson	Yeater
Freeman	Opdahl	Mr. Speaker
Frojen	Roberts	
Gilchrist	Swetl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Lee	Polfuss
Bubel	Levin	Rabe
Fettig	Lillehaugen	Renner
Hildebrand	Lofthus	Richardson
Holthusen	Lynch	Signalness
Jardine	Lyon	Siverson
Johnson, Traill	McCay	Swendseid
Johnson	Martin	Tweten
Keierleber	Miller	Zimmerman
Lavik	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Stutsman	McGinnis	Treffry
Fowler	Plath	Worner
Henrickson	Peters	
Larvick	Quam	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 116. A Bill For an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled, "An Act to Authorize the More Complete Endowment of Agricultural Experiment Stations, and For Other Purposes," Approved February 24, 1925.

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 105, nays 6, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Bollinger	Johnson, Foster	Roberts
Brown of Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Shurr
Burkhart	Johnston	Signalness
Burns	Kamrath	Siverson
Butt	Keierleber	Sleight
Carlson	Kelly	Sperry
Conway	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lee	Streich
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Swendseid
Elken	Lofthus	Swett
Erickson, Kidder	Lynch	Tester
Erickson, McLean	Lyon	Thatcher
Fedje	McCay	Thompson, Burleigh
Ferris	McDowall	Thompson, Ramsey
Fettig	McGauvran	Traynor
Flom	McGinnis	Treffry
Fowler	McManus	Trubshaw
Freeman	Martin	Tweten
Frojen	Meidinger	Twichell
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Helbling	Opdahl	Worner
Henrickson	Owings	Yeater
Hildebrand	Peters	Zimmerman
Hoffman	Plath	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Bubel	Kapfer
Boeckel	Johnson, McKenzie	Van Berkqm

Absent and not voting:

Messrs.
Quam

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 78. A Bill For an Act to Amend and Re-enact Chapter 142, Section 1 of the Session Laws of 1915, the same being Section 1221a of the Supplement to the Compiled Laws of North Dakota for the year 1913, being an Act Requiring the Payment of Tuition for Attendance at any

Model High or Graded or Elementary School Which is Operated, Maintained or in any Manner Connected with the State University, any Normal School or any Educational Institution of Higher Learning.

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 112, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Rabe
Anderson, Divide	Iverson, Griggs	Renner
Anderson, Sargent	Iverson, McKenzie	Richardson
Bell	Jardine	Plath
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, Traill	Rulon
Bollinger	Johnson, McKenzie	Shurr
Brown, Adams	Johnson, Ward	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Keierleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Streich
Conway	Lavik	Svingen
Cox	Lee	Swendseid
Craig	Levin	Swett
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McCay	Treffry
Fettig	McGauvran	Trubshaw
Ferris	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Helbling	Opdahl	Yeater
Henrickson	Owings	Zimmerman
Hauge	Peters	Mr. Speaker
Hildebrand	Polfuss	
Hoffman	Quam	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 80. A Bill For an Act Providing for an Increase of Surplus of Banking Associations and exempting such Surplus from Taxation.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 74, nays 37, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Roberts
Bohnsack	Iverson, Griggs	Rulon
Bollinger	Iverson, McKenzie	Shurr
Brown, Adams	Jardine	Siverson
Brown, Stutsman	Johnson, Traill	Sleight
Burns	Johnson, Ward	Sperry
Carlson	Johnston	Standley
Cox	Kelly	Steedsman
Ehr	Larvick	Tester
Ellingson	Levin	Thompson, Burleigh
Elken	Lynch	Thompson, Ramsey
Erickson, Kidder	McDowall	Traynor
Fedje	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Peters	Yeater
Henrickson	Plath	Zimmerman
Hildebrand	Polfuss	Mr. Speaker
Hoffman	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Owings
Anderson, Divide	Johnson, McKenzie	Renner
Anderson, Sargent	Kamrath	Richardson
Boeckel	Kapfer	Signalness
Bubel	Keierleber	Swendseid
Burkhart	Lavik	Streich
Butt	Lee	Swett
Conway	Lillehaugen	Svingen
Craig	Lofthus	Thatcher
Erickson, McLean	Lyon	Treffry
Ferris	McCay	Van Berkorn
Gilchrist	Martin	
Hanson	Opdahl	

Absent and not voting:

Messrs.

Quam

So the bill passed and the title was agreed to.

Mr. Burkhart explained his vote and asked that his remarks be recorded in the Journal:

Mr. Speaker: I vote no on House Bill 80, because I believe that the tax exemption clause of the bill will just add that much more to the 73% tax burden the farmers are already carrying. This bill is alleged to be drawn as a safeguard to depositors. Who is better able to pay taxes for his protection than a depositor in a bank?

Mrs. Craig explained her vote and asked that her remarks be recorded in the Journal:

I vote "no" on this bill. I consider this a bottle of soothing syrup given to the depositors while the bankers run away with the deposits.

ROLL CALL

House Bill No. 98. A Bill For an Act to Repeal Section 7 of Chapter 203, Session Laws 1919, relating to Vocational Education.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 111, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown of Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkom
Frojen	Miller	Veitch

Messrs.	Messrs.	Messrs.
Gilchrist	Meidinger	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Henrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker

Absent and not voting:

Messrs.
Quam

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 20. A Bill For an Act Making an Appropriation 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, the roll was called, and there were ayes 105, nays 6, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Owings
Anderson, Divide	Holthusen	Peters
Anderson, Sargent	Iverson, Griggs	Plath
Bell	Iverson, McKenzie	Richardson
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Foster	Rulon
Brown, Adams	Johnson, McKenzie	Shurr
Brown, Stutsman	Johnson, Traill	Signalness
Burkhart	Johnson, Ward	Siverson
Burns	Johnston	Sleight
Butt	Kamrath	Sperry
Carlson	Kapfer	Standley
Conway	Keierleber	Steedsman
Cox	Kelly	Swendseid
Craig	Larvick	Streich
Ehr	Lavik	Svingen
Ellingson	Lee	Swett
Elken	Levin	Tester
Erickson, Kidder	Lillehaugen	Thatcher
Erickson, McLean	Lofthus	Thompson, Burleigh
Fedje	Lynch	Thompson, Ramsey
Ferris	Lyon	Traynor
Fettig	McCay	Treffry
Flom	McDowall	Trubshaw
Fowler	McGauvran	Tweten
Freeman	McGinnis	Twichell

Messrs.	Messrs.	Messrs.
Frojen	McManus	Van Berkom
Gilchrist	Martin	Veitch
Gudmestad	Meidinger	Watt
Halcrow	Miller	Wedel
Hanson	Montgomery	Westford
Hauge	Muus	Wilson
Helbling	Oberg	Worner
Henrickson	Olafson	Yeater
Hildebrand	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Polfuss	Renner
Bubel	Rabe	Zimmerman

Absent and not voting:

Messrs.
Quam

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 6 of Chapter 160 of the Sessions Laws of North Dakota for the Year 1919, 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, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the year 1925, the same being Section 189b6 of the Supplement to the Compiled Laws of North Dakota for 1913; Relating to Flat Hail Insurance Tax and Permanent Surplus Fund.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 62, nays 49, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Roberts
Bohnsack	Holthusen	Rulon
Bollinger	Jardine	Sleight
Brown, Adams	Johnson, Traill	Sperry
Brown, Stutsman	Johnson, Ward	Standley
Burns	Johnston	Steedsman
Cox	Kelly	Tester
Ehr	Larvick	Thompson, Burleigh
Ellingson	Lynch	Thompson, Ramsey
Elken	McDowall	Traynor
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Twichell
Fowler	Meidinger	Veitch

Messrs.	Messrs.	Messrs.
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Olafson	Wilson
Halcrow	Peters	Worner
Hauge	Plath	Zimmerman
Helbling	Polfuss	Mr. Speaker
Henrickson	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Owings
Anderson, Divide	Johnson, Foster	Renner
Anderson, Sargent	Johnson, McKenzie	Richardson
Boeckel	Kamrath	Shurr
Bubel	Kapfer	Signalness
Burkhart	Keierleber	Siverson
Butt	Lavik	Swendseid
Carlson	Lee	Streich
Conway	Levin	Swett
Craig	Lillehaugen	Svingen
Erickson, Kidder	Lofthus	Thatcher
Erickson, McLean	Lyon	Treffry
Fedje	McCay	Tweten
Ferris	McManus	Van Berkom
Hanson	Martin	Yeater
Hildebrand	Oberg	
Iverson, Griggs	Opdahl	

Absent and not voting:

Messrs.
Quam

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which House Bill No. 83 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Upon request the House reverted to the Seventh Order of Business.

Mr. Cox moved that House Bill No. 130 be taken off the Calendar and re-referred to the Committee on Education.

Which motion prevailed.

ROLL CALL

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 78, nays 31, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson, Griggs	Polfuss
Bohnsack	Iverson, McKenzie	Rabe
Bollinger	Jardine	Roberts
Brown, Adams	Johnson, McKenzie	Rulon
Brown, Stutsman	Johnson, Traill	Signalness
Burns	Johnson, Ward	Siverson
Carlson	Johnston	Sleight
Cox	Kelly	Sperry
Craig	Larvick	Standley
Ehr	Lee	Steedsman
Ellingson	Lillehaugen	Streich
Elken	Lofthus	Tester
Erickson, Kidder	Lynch	Thompson, Burleigh
Fedje	Lyon	Thompson, Ramsey
Ferris	McDowall	Traynor
Flom	McGauvran	Trubshaw
Fowler	McGinnis	Tweten
Freeman	McManus	Twichell
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Henrickson	Opdahl	Worner
Hoffman	Peters	Zimmerman
Holthusen	Plath	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Owings
Anderson, Divide	Hildebrand	Richardson
Anderson, Sargent	Johnson, Foster	Shurr
Boeckel	Kamrath	Swendseid
Bubel	Kapfer	Svingen
Burkhart	Keierleber	Thatcher
Butt	Lavik	Treffry
Conway	Levin	Van Berkom
Erickson, McLean	McCay	Yeater
Fettig	Martin	
Frojen	Montgomery	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Quam	Renner	Swett

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors 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 111, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bollinger	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Streich
Cox	Lavik	Svingen
Craig	Lee	Swendseid
Ehr	Levin	Swett
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkom
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Hildebrand	Opdahl	Yeater
Helbling	Owings	Zimmerman
Henrickson	Peters	Mr. Speaker

Absent and not voting:

Messrs.
Quam

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 93, nays 13, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Rabe
Anderson, Sargent	Hildebrand	Renner
Bell	Hoffman	Richardson
Boeckel	Holthusen	Roberts
Bohnsack	Iverson, Griggs	Rulon
Bollinger	Johnson, Foster	Signalness
Brown, Adams	Johnson, McKenzie	Sleight
Brown, Stutsman	Johnson, Traill	Sperry
Bubel	Johnson, Ward	Standley
Burkhart	Johnston	Steedsman
Burns	Kamrath	Swendseid
Butt	Kapfer	Swett
Carlson	Keierleber	Swingen
Conway	Kelly	Tester
Cox	Larvick	Thatcher
Ellingson	Lavik	Thompson, Burleigh
Elken	Lee	Thompson, Ramsey
Erickson, Kidder	Levin	Traynor
Erickson, McLean	Lillehaugen	Treffry
Fedje	Lofthug	Trubshaw
Ferris	McCay	Tweten
Fettig	McGinnis	Twichell
Flom	Martin	Van Berkorn
Fowler	Meidinger	Watt
Freeman	Miller	Wedel
Frojen	Montgomery	Westford
Gudmestad	Olafson	Wilson
Halcrow	Opdahl	Worner
Hanson	Peters	Yeater
Hauge	Plath	Zimmerman
Helbling	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Lyon	Shurr
Craig	McDowall	Siverson
Gilchrist	McGauvran	Veitch
Jardine	Oberg	
Lynch	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ehr	McManus	Quam
Iverson, McKenzie	Muus	Streich

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5172 of the Compiled Laws of North Dakota for 1913, Relating to the Limits of Loans by Banking Associations.

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 106, nays 4, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Swett
Craig	Lee	Svingen
Ellingson	Levin	Tester
Elken	Lillehaugen	Thatcher
Erickson, Kidder	Lofthus	Thompson, Burleigh
Erickson, McLean	Lynch	Thompson, Ramsey
Fedje	Lyon	Traynor
Ferris	McCay	Treffry
Fettig	McDowall	Trubshaw
Flom	McGauvran	Tweten
Fowler	McGinnis	Twichell
Freeman	McManus	Veitch
Frojen	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Yeater
Helbling	Opdahl	Zimmerman
Henrickson	Peters	Mr. Speaker
Hildebrand	Plath	
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.
Aljets	Owings
Martin	Van Berkom

Absent and not voting:

Messrs.	Messrs.
Ehr	Streich

So the bill passed and the title was agreed to.

Upon request the House reverted to the Seventh Order of Business.

Mr. Swendseid moved that House Bill No. 106 be withdrawn from the calendar and re-referred to the Judiciary Committee.

Which motion was lost.

ROLL CALL

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8682 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal 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 94, nays 15, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Rabe
Anderson, Divide	Holthusen	Renner
Anderson, Sargent	Iverson, Griggs	Richardson
Bell	Iverson, McKenzie	Roberts
Boeckel	Johnson, Foster	Rulon
Bollinger	Johnson, McKenzie	Signalness
Brown, Adams	Johnson, Ward	Siverson
Brown, Stutsman	Johnston	Sleight
Bubel	Kamrath	Sperry
Burkhart	Kapfer	Standley
Burns	Keierleber	Streich
Butt	Kelly	Swett
Carlson	Larvick	Svingen
Conway	Lavik	Tester
Cox	Lee	Thatcher
Craig	Lynch	Thompson, Burleigh
Ehr	Lyon	Thompson, Ramsey
Ellingson	McCay	Traynor
Erickson, Kidder	McDowall	Treffry
Erickson, McLean	McGauvran	Trubshaw
Fedje	McGinnis	Tweten
Ferris	McManus	Twichell
Flom	Miller	Van Berkom
Fowler	Montgomery	Veitch
Freeman	Muus	Watt
Gilchrist	Oberg	Wedel
Gudmestad	Olafson	Westford
Halcrow	Opdahl	Wilson
Hanson	Owings	Worner
Hauge	Peters	Mr. Speaker
Helbling	Plath	
Henrickson	Quam	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, Traill	Meidinger
Elken	Levin	Polfuss

Messrs.	Messrs.	Messrs.
Fettig	Lillehaugen	Swendseid
Frojen	Lofthus	Yeater
Hildebrand	Martin	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jardine	Shurr	Steedsman

So the bill passed and the title was agreed to.

Mrs. Craig explained her vote and asked that her remarks be recorded in the Journal:

Mr. Speaker: In behalf of the married women of North Dakota, I feel it is my duty to thank the men of this House for their support of this measure. By their support and the passage of this measure, they will have assisted in bringing married women from "civil death" in the eyes of the law to "civil life". I vote "aye".

ROLL CALL

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 489 of the Compiled Laws of 1913, Making Females Eligible to Register as Apprentices in Pharmacy.

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 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Peters
Anderson, Divide	Iverson, Griggs	Plath
Anderson, Sargent	Iverson, McKenzie	Quam
Bell	Jardine	Rabe
Bohnsack	Johnson, Foster	Renner
Bollinger	Johnson, McKenzie	Richardson
Brown, Adams	Johnson, Traill	Roberts
Brown, Stutsman	Johnson, Ward	Rulon
Bubel	Johnston	Shurr
Burns	Kamrath	Signalness
Butt	Kapfer	Siverson
Burkhart	Kelly	Sleight
Carlson	Keierleber	Standley
Conway	Lavik	Steedsman
Cox	Larvick	Swendseid
Craig	Lee	Streich
Ehr	Levin	Swett
Elken	Lillehaugen	Svingen
Erickson, Kidder	Lofthus	Tester
Erickson, McLean	Lynch	Thatcher
Fedje	Lyon	Thompson, Burleigh
Ferris	McCay	Thompson, Ramsey
Fettig	McDowall	Traynor
Flom	McGauvran	Treffry

Messrs.	Messrs.	Messrs.
Fowler	McGinnis	Trubshaw
Freeman	McManus	Tweten
Frojen	Martin	Van Berkom
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Watt
Halcrow	Montgomery	Wedel
Hanson	Muus	Westford
Hauge	Oberg	Wilson
Helbling	Olafson	Worner
Henrickson	Opdahl	Yeater
Hildebrand	Owings	Zimmerman
Holthusen	Polfuss	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Boeckel	Sperry
Ellingson	Twichell

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 139. A Bill For an Act to Amend and Re-enact Section 5192a26, Supplement to 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, as amended, the roll was called, and there were ayes 74, nays 38, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Rabe
Bell	Hoffman	Renner
Bohnsack	Holthusen	Roberts
Bollinger	Iverson, McKenzie	Rulon
Brown, Adams	Jardine	Shurr
Brown, Stutsman	Johnson, McKenzie	Signalness
Bubel	Johns~ Ward	Sleight
Burns	Keierleber	Sperry
Carlson	Kelly	Standley
Cox	Larvick	Steedsman
Ehr	Lee	Svingen
Ellingson	Lynch	Tester
Elken	McCay	Thompson, Burleigh
Erickson, McLean	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Ferris	McGinnis	Trubshaw
Fettig	Meidinger	Twichell
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Oberg	Westford
Gudmestad	Olafson	Wilson
Halcrow	Opdahl	Zimmerman
Hauge	Plath	Mr. Speaker
Helbling	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, Traill	Quam
Anderson, Sargent	Johnston	Richardson
Boeckel	Kamrath	Siverson
Burkhart	Kapfer	Swendseid
Butt	Lavik	Streich
Conway	Levin	Swett
Craig	Lillehaugen	Thatcher
Erickson, Kidder	Lofthus	Treffry
Gilchrist	Lyon	Tweten
Hanson	McManus	Van Berkom
Hildebrand	Martin	Worner
Iverson, Griggs	Owings	Yeater
Johnson, Foster	Peters	

So the bill was declared lost, it not having received the necessary two-thirds majority of all votes.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

Joint Memorial Resolution regarding death of J. W. O'Neill.

And the Speaker signed the same in the presence of the House.

Mr. Cox moved that we concur in the Senate Amendment to House Bill No. 65.

Which motion prevailed.

Mr. Cox moved that the rules be suspended and House Bill No. 65 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 65. A Bill For an Act to Amend and Re-nact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

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 109, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown, Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Tester
Ellingson	Lillehaugen	Thatcher
Elken	Lofthus	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell
Fowler	McManus	Van Berkom
Freeman	Martin	Veitch
Frojen	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Yeater
Helbling	Opdahl	Mr. Speaker
Henrickson	Owings	
Hildebrand	Peters	

Those voting in the negative were:

Messrs.
Svingen

Absent and not voting:

Messrs. Messrs.
Swendseid Zimmerman

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Twichell moved that the House concur in the Senate Amendments to House Bill No. 95.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 95 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 95. A Bill for An Act to Amend and reenact Section 4609c30 of the Supplement to the Compiled Laws of 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 110, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown, Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkom
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Henrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	

Those voting in the negative were:

Messrs.
Boeckel

Absent and not voting:

Messrs.
Swendseid

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 55. A Bill For an Act to amend and re-enact Sections 189b5, 189b9 and 189b11 of the Supplement to the 1913 Compiled Laws of the State of North Dakota relating to State Hail Insurance.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 67. 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 first and second times and referred to the Committee on Insurance.

Senate Bill No. 83. A Bill For an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913, relating to Wolf Bounty.

Was read the first and second times and referred to the Committee on Ways and Means.

Senate Bill No. 85. A Bill For an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 97. A Bill For an Act to Amend and Re-enact Section 7844 of the Compiled Laws of North Dakota for the year 1913, Relating to the Power of and Proceedings had in the Supreme Court on Appeals.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 99. A Bill For an Act to Amend and Re-enact Section 8519, Compiled Laws of 1913, Relating to the Practice of Law by County Judges.

Was read the first and second times and referred to the Committee on Judiciary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Paul Messner of Tolna; Hon. Wm. Owens, of Williston;
and Ed. Rupp, of Garrison.

The Committee on Cities and Municipal Corporations requested an extension of time in which to report on Senate Bill No. 22.

Which request was granted.

Mr. Watt moved that the House recess until 1 o'clock tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 4, 1927.

The House re-assembled at 1:00 o'clock P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the Fifteenth Order of Business.

Mr. Twichell moved that House Bill No. 52 and House Bill No. 54 be made a special order of business for Monday in General Orders.

Which motion prevailed.

GENERAL ORDERS

Mr. Rulon moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Rulon to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 6. A Bill For an Act to Appropriate \$4,200.00 to pay Travel Expense, and Stenographer's salary of the Dairy Division of the Department of Agriculture and Labor for the Period Commencing February 1, 1927, and ending June 30, 1927.

And recommend the adoption of the Standing Committee's amendment, as follows:

That in Line 5 of Section 1 of the Printed Bill, the date "July 1" be stricken out and the date "June 30" be substituted in lieu thereof.

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 10. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

And recommend the adoption of the Standing Committee's amendment, as follows:

That between lines 45 and 46 of the Printed Bill, a new Line numbered 45½ be added reading as follows:

45½ -6 Tunnel to Infirmary and repiping same \$8,000.00.

That in Lines 3 and 59 of Section 1 of the Printed Bill, the figures "325,000.00" be stricken out and the figures "333,000.00" be substituted in lieu thereof.

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 1 and 2, of Chapter 73, of the Session Laws of North Dakota for 1919, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River, or Roads Across Navigable Streams within the State of North Dakota.

And recommend the adoption of the Standing Committee's amendment, as follows:

In the fourth line of the title of the bill after the word "river" insert the words and figures "on Federal Highway Number 85".

On page 1, line 6, after the word "river" insert the words and figures "On Federal Highway Number 85".

On page 1, the second line 4, after the word "river" insert the words and figures "on Federal Highway Number 85".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 113.—Concurrent Resolution.—A Joint 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.

And recommend the adoption of the Standing Committee's amendment, as follows:

After the semi-colon after the word "qualified" in line 14 of the printed bill, strike out the words "provided in counties having ten thousand or less the county judge shall also be

the clerk of the district court", and inserting in lieu thereof the words "provided, that the legislative assembly may by law provide for combining two or more offices".

And the further amendment:

On page 2, line 19, after the word "officers" strike out the remainder of the bill.

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 134. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

And recommend the adoption of the Standing Committee's amendment, as follows:

After the word "jail" in line 7 of the printed bill, place a comma and insert the words "or State Penitentiary".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 127. A Bill For an Act Providing Maximum Punishments for Persons Convicted of a Felony Who Have Been Convicted of Two or More Felonies In Any State of the United States, and Prescribing the Procedure in Such Cases.

And recommend the adoption of the Standing Committee's amendment, as follows:

After the word "determine" in line 22 of the printed bill, insert the following: "By evidence beyond a reasonable doubt".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 135. A Bill For an Act to Amend and Re-enact Section 10605 of the Compiled Laws of North Dakota for the Year 1913, Relating to Examination of Witnesses in Preliminary Examinations.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 7 of the printed bill after the word "depositions" strike out the remainder of the bill and insert in lieu thereof the following: "When the offense charged is a misdemeanor, either the state or the defendant may elect to have said testimony taken and reduced to writing as aforesaid, but that in case the defendant so elects, the state shall not be required to pay the cost of such transcript".

And the further amendment:

"Provided, that if the accused shall make and file with the committing magistrate his affidavit duly sworn to, stating that he is financially unable to pay the expense of transcribing such testimony, and that the transcript thereof is necessary to his proper defense, such transcript of testimony shall be made and a copy thereof delivered to such accused. That such affidavit shall not be made on information and belief."

And when so amended recommend that the same do pass.

O. J. RULON,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Fowler moved that the report of the Committee of the Whole be divided so as to provide for separate consideration of House Bill No. 62.

Which motion prevailed.

Mr. Kelly moved that the report of the Committee of the Whole be adopted with the exception of House Bill No. 62.

Which motion prevailed.

Mr. Fowler moved that action upon the report of the Committee of the Whole on House Bill No. 62 be deferred until next Tuesday at 3 o'clock.

Which motion prevailed.

Mr. Peters moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 4, 1927.

The House re-assembled at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the chaplain, Rev. Fred E. Klein.

Roll call.

All members present except: Messrs. Plath, Tester and Watt.

Mr. Rabe moved that all absentees be excused.

Which motion prevailed.

Upon request the House referred to the Seventh Order of Business.

Mr. Olafson moved that House Bill No. 141 be withdrawn from further consideration of the House.

Which motion prevailed.

Mr. Thatcher moved that House Bill No. 57 be withdrawn from further consideration of the House.

Which motion prevailed.

Mr. Rulon moved that House Bill No. 155 be re-referred to the Committee on Game and Fish.

Which motion prevailed.

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

Mr. Speaker: 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:

Page 1, after the dash line at the top of the page insert another line containing the words "Thirty-first Day".

Page 10, line 22, strike out the word "House" and insert in lieu thereof the word "Senate".

Page 16, strike out the name "Peters" in the roll call in line 20 and insert the same in its proper order with those listed as "absent and not voting".

And when so corrected recommend the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A resolution from Fedraheimen Lodge No. 134, Sons of Norway, of Epping, urging the passage of a bill designating Discovery Day as a legal holiday, was referred to the Committee on Education.

A petition from the Esmond Study club, requesting an appropriation for the State Health Department was referred to the Committee on Public Health.

A communication from Mark H. Amundson, of Bowman, requesting favorable consideration of House Bills Nos. 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137 and 138 and Senate Bills Nos. 62, 63 and 64, was referred to the Committee on Judiciary.

A communication from the Stutsman County Fair Association, requesting that a bill be passed in regard to concessions at state and county fairs, was referred to the Committee on Judiciary.

A communication, addressed to Representative Barney Iverson, from Elva D. Pehrson, of Almo, protesting against the repeal of the snuff and public smoking laws, and the passage of a resolution memorializing Congress to repeal the Volstead act, was referred to the Committee on State Affairs.

A communication from Seval Friswold and five others of Cooperstown relative to a law authorizing the State Hail Department to repay indemnity hail taxes to the holder of a certificate of sale, was referred to the Committee on Tax and Tax Laws.

Upon request the House referred to the Seventh Order of Business.

Mr. Swett moved that the vote by which House Bill No. 139 was lost be reconsidered.

Which motion prevailed.

Mr. Streich moved that House Bill No. 139 be placed in General Orders tomorrow.

Which motion prevailed.

Mr. Traynor asked permission to withdraw the committee report on House Bill No. 141.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 70. A Bill For an Act to Amend Section 5192, Compiled Laws of 1913, by Adding thereto a Provision Requiring that the Written Consent of the State Bank Examiner be had Before Such Loan be Made, and Approval of a Majority of the Board of Directors of Such Banking Institution, Before a Loan be Made by the Institution to any Officer or Employee of the Bank.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED O. BROWN,
Chairman.

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

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 71. A Bill For an Act to Amend Section

5184, Compiled Laws of 1913, by Adding thereto a Penalty for any Officer or Employee of any Banking Institution Who Agrees in Advance to Honor and Pay Checks, Orders or Drafts without Providing for the Deposit of Sufficient Funds by the Drawer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED O. BROWN,
Chairman.

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

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 5149 of the Compiled Laws of North Dakota for 1913, relating to the Organization of Banking Associations and Empowering the State Board to Supervise and control the Issuance of Certificates of Authority Thereto.

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

Line 3 of the title between the words "State" and "Board" insert the word "banking". On line 22, page 2, insert a comma after the word "standing" and after the word "statement".

And when so amended recommend the same do pass.

ALFRED O. BROWN,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 91. 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 amended as follows:

After the numeral "17" in line 6 of the printed bill strike out the balance of Section 17, and in lieu thereof insert the following:

The Bureau shall have full power and authority to hear and determine all questions within its jurisdiction, and its decision thereon shall be final unless an appeal be perfected therefrom within sixty (60) days of the date of entry of the Bureau's final decision, of which decision notice shall be

given to all parties to the proceeding in which said final decision was rendered. Said appeal may be taken by any party to said proceeding, including the injured employee or party claiming to be an injured employee, the dependents or legal representatives of a deceased employee, the employer or alleged employer of said employee, to the District Court for any county of the Judicial District wherein the injury, accident or sickness was inflicted or incurred. The appealing party shall file an undertaking in the amount of Two Hundred Dollars (\$200.00) with sufficient security to be approved by the Clerk of the District Court of the County in which said appeal is taken to the effect that he will pay any judgment for costs which may be rendered against him. In such proceedings the state's attorney of the county in which said appeal is pending without additional compensation shall represent the Workmen's Compensation Bureau and shall be notified by the Clerk forthwith of the filing of such appeal.

Within thirty (30) days after filing the appeal, the appealing party shall prepare and serve a complaint setting forth therein his or its cause of action in the ordinary form, and further pleadings shall be had in said cause according to the rules of civil procedure in the District Court. Within twenty (20) days after the service of a copy of said notice of appeal upon the Workmen's Compensation Bureau the Bureau shall certify the complete record in such proceeding to the District Court. Upon the trial of said cause upon appeal by the Court, either party may offer such additional proof and evidence as is material to the issues, and the Court shall be in no way bound by the findings or determination made by the Workmen's Compensation Bureau, but shall exercise his own independent judgment, both as to the facts and the law. In the event that judgment of the Court rendered in said proceedings awards compensation to the employee, he shall make specific findings as to whether the said employee has received injuries causing total disability, or temporary partial disability, or permanent partial disability; and in the event the Court finds the injury caused permanent disability he shall determine the percentage which such disability bears to the total disability, taking into consideration the employee's age and occupation, and the aforesaid findings shall be incorporated in the judgment of the Court rendered in said proceeding and shall be binding upon the Bureau in fixing the amount of the award to said injured employee. The award so arrived at shall be paid by the Workmen's Compensation Bureau out of the Workmen's Compensation fund or by the employer in the case of an elective claim in accordance with the provisions of this Act.

The cost of such proceedings, including a reasonable attorney's fee to the claimant's attorney, if the claimant be successful, shall be fixed by the Trial Judge and taxed against the Workmen's Compensation Fund or the employer in the case of an elective claim, as the case may be.

Each party to the said proceeding shall have the right of appeal to the Supreme Court, said appeal to be governed

by existing statutes as in the case of appeals in civil cases, and a trial de novo shall be had in the Supreme Court.

It is the intent of this Act that appeals as aforesaid may be had by any party from any and all final decisions of the Workmen's Compensation Bureau.

Section 2. All acts and parts of acts in conflict herewith are hereby repealed.

Section 3. Emergency. This Act is hereby declared to be an emergency measure and shall be in full force and effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 97. A Bill For an Act to Repeal Section 17 of Chapter 174, Session Laws 1919, Making an Annual Appropriation for the Purpose of Carrying Out the Provisions of said Chapter.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: A Majority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 108. A Bill For an Act Providing for the Forfeiture to the State of Real Property upon which Taxes are Delinquent: Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service: And for Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. JARDINE,
CARL E. JOHNSON,
EINAR MUUS,
F. M. BROWN,
M. H. LYNCH,
P. O. C. JOHNSON,
C. VERNON FREEMAN,
GORDON COX,
J. F. ZIMMERMAN.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: A Minority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 108. A Bill For an Act Providing for the Forfeiture to the State of Real Property upon which Taxes are Delinquent; Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service: And for Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

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

ERNEST F. JOHNSON,
W. D. CONWAY,
WILLIAM KAMRATH,
R. E. SWENDSEID,
W. W. TREFFRY,
THEO. HANSON.

Mr. Kelly moved that the majority committee report on House Bill No. 108 be adopted.

Mr. Aljets moved as a substitute motion that the minority committee report on House Bill No. 108 be adopted.

Which motion was lost.

The question being on Mr. Kelly's motion, a vote was taken and the majority committee report was declared adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 109. A Bill For an Act to Repeal Sections 1804 and 1806, of the Compiled Laws of North Dakota for 1913, Relating to the State Trolley Line.

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

L. L. TWICHELL,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 137. A Bill For an Act Providing for Investigations of Violation of Laws, Providing Regulations Governing Same, and Prescribing Penalties for Violations Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 147. A Bill For an Act to amend and re-enact Section 4220 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913 relating to the compensation of the township clerks and supervisors.

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

In line 14, page 2 of the printed bill strike out the words and figures "thirty-five dollars (\$35.00)" and insert in lieu thereof "twenty-five dollars (\$25.00)".

At the end of Section 1 insert the following paragraph:

"Section 2. Emergency. An emergency is hereby declared to exist, therefore this act should take effect and be in force from and after its passage and approval".

At line one, page 2 of the printed bill strike out the word and figure "Section 2", and insert in lieu thereof "Section 3".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 152. A Bill For an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 as amended by Chapter 94, Session Laws of 1925, 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.

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 157. A Bill For an Act to Amend and Re-enact Chapter 145 of the Session Laws of 1919, as embodied in Section 1755 Supplement to the 1913 Compiled Laws of North Dakota.

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

Strike out all of lines 15, 16 and 17 of page 2 of the printed bill, and insert in lieu thereof the following paragraph: "the maximum salary of the Superintendent shall be Four Thousand Dollars (\$4,000.00), and of the Matron Nine Hundred Dollars (\$900.00); and such salaries and the salaries of the Assistant Superintendent and of the Assistant Physicians, shall be fixed by the Board of Administration, subject to the approval of the Governor."

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 161. A Bill For an Act to Amend and re-enact Sections 9236 and 9240 of the Compiled Laws of the state of North Dakota for 1913, relating to Sabbath breaking, as amended by Chapter 222 of the Session Laws of 1917.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 164. A Bill For an Act to Amend and Re-enact Section 8325 of the Compiled Laws of North Dakota of 1913 limited to Action not abated by Death and Limitation of time in which to bring Action.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

The committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your committee on Tax and Tax Laws to whom was referred:

House Bill No. 172. 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 Thirty-first, 1927.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. W. KELLY,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 170. A Bill For an Act Providing For the Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

Mr. Traynor moved that the report be adopted, which motion was lost.

Mr. Burkhart moved that House Bill No. 170 be placed on the Calendar.

Which motion prevailed.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 173. A Bill For an Act Designating the Legal Holidays in the State of North Dakota and to Amend and Re-enact Section 7297 of the Supplements to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 179. A Bill For an Act to Amend and Re-enact Section 3521 Compiled Laws of North Dakota, 1912, and Section 1, Chapter 286, Laws 1923, to Provide for Mileage Paid to Sheriff and Deputy for Distance Traveled.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 181. A Bill For an Act Making an Appropriation of \$8,000.00 for the Maintenance, Improvements, Repairs, Rents, Insurance and Upkeep of the State Capitol Building for the Balance of the Fiscal Year Ending June 30, 1927.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 184. A Bill For an act to amend and re-enact Section 1, Chapter 129, Laws 1917, relating to mileage fees and salary of County Commissioners.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 1. A Bill For an Act to amend and re-enact Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913 as amended and re-enacted by Section 5 of Chapter 199, Session Laws of 1925, relating to giving notice of expiration of period of redemption on property forfeited to the county at tax sale, issuance of tax deeds to the county and sale of property acquired by the county through tax deed.

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

On page 5 line 103 of the printed bill after the words "register of deeds" insert the following: "and the clerk of court".

In paragraph D page 5 of the printed bill in the Senate Amendment to the same insert the words "and clerk of court" following the words "register of deeds" wherever the same appears in said paragraph.

On page 8 line 171 of the printed bill strike out the "period" at the end of the line, insert a "comma" and the following: "but only one heading shall be necessary for the entire list".

On page 191 page 9 of the printed bill after the words "sold" strike out the "period" and insert the following: "Provided if the cash value so determined by the Board of County Commissioners shall be less than such aggregate and in the opinion of the governing body of the subdivision having special assessments involved, is less than the actual value, said determination of the county commissioners shall be subject to review and re-determination in an action brought within ten days from the date of the first publication of said valuations; notice of such appeal being served on the county commissioners of the county in question within the ten day period aforementioned. Such action may be brought by the governing board of any incorporated city or village to which is payable any assessment taxes included in such aggregate. All such determinations of value that in the opinion of the governing board of the city or village are too low shall be combined in one appeal and shall be determined de novo by the District Court".

On page 10 line 210 of the printed bill after the word "grant" insert the following: "bargain, sell, and convey".

Between lines 243 and 244 of the printed bill insert the figures 243½ and the following lines: "TO HAVE AND TO HOLD, Said mentioned tract _____ or parcel _____ of land, with the appurtenances thereunto belonging to the said party of the second part _____ heirs, and assigns, forever, in as full and ample manner as the said County is empowered by law to sell the same".

On page 12 line 279 of the printed bill after the words "just proportion thereof" insert the following: "which may be determined by the levy for the years' taxes for which the certificate was issued."

And when so amended recommend the same do pass.

M. W. KELLY,
Chairman.

The Committee on Appropriations made the following report:

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

Senate Bill No. 10. 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.

D. L. PETERS,
Acting Chairman.

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

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

Senate Bill No. 23. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 200, Session Laws 1923, the same being Section 5220b9 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Depositors' Guaranty Fund Commission.

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

ALFRED O. BROWN,
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 45. A Bill For an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 92. A Bill For an Act to Amend and Re-enact Section 9688, of the Compiled Laws of North Dakota for 1913, Relating to the Racing of Animals for Wager.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 101. A Bill For an Act to Amend and Re-enact Section 8849 of the Compiled Laws of North Dakota, 1913, Relating to Decrees of Distribution in County Court.

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

Strike out the word "his" following the word "in" contained in Section 8849 of the original Senate Bill. After the word "decree" where the word "decree" follows the word "such" in the original Senate Bill insert the following: "if the same effects the title to real estate". After the word "deeds" following the word "register" in the original Senate Bill insert the following: "in every county where such land distributed is situated".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 107. A Bill For an Act Requiring Counties to Pay the Tuition for Children Attending School in this State, Whose Parents Reside upon Lands owned by such Counties.

Also,

House Bill No. 111. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 17, Session Laws of 1921, Relating to Preservation and Control of the Artesian Waters of the State, for the Biennial Period from July 1, 1927 to June 30, 1929.

Also,

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

Also,

House Bill No. 144. A Bill For an Act Making an Appropriation of \$21,495.88 to Repay the Bank of North Dakota for a Loan Made to the Hospital for the Insane and also for the Payment of any Interest Due Thereon.

Also,

House Bill No. 153. A Bill For an Act to Amend and Re-enact Section 14, Chapter 161, Session Laws of 1913, Relating to Game and Fish; Right of Search and Seizure, and to Repeal Section 15, Chapter 161, Session Laws of 1915.

Also,

House Bill No. 166. A Bill For an Act conferring additional powers upon the Governor to open and close seasons in any and all subdivisions of the State when deemed necessary for the better protection of game birds, fish or animals.

Also,

House Bill No. 168. A Bill For an Act to Amend Section 8719 of the Compiled Laws of North Dakota for 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, his Heirs or Estate.

Also,

House Bill No. 174. A Bill For an Act to Prescribe the Manner of Taking and Killing Game Birds and Animals, Prohibiting the Use of Traps, Snares, Lights and Other Artificial Means, and Repealing Sections 10332a24 and 10322a25 of the Supplement to the Compiled Laws 1913, and Any and All Acts in Conflict.

Also,

House Bill No. 105. A Bill for an Act to define, regulate,

and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 4, 1927.

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

House Bill No. 27. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 116. A Bill For an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled, "An Act to Authorize the More Complete Endowment of Agricultural Experiment Stations, and For Other Purposes," Approved February 24, 1925.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Chapter 142, Section 1 of the Session Laws of 1915, the same being Section 1221a of the Supplement to the Compiled Laws of North Dakota for the year 1913, being an Act Requiring the Payment of Tuition for Attendance at any Model High or Graded or Elementary School Which is Operated, Maintained or in any Manner Connected with the State University, any Normal School or any Educational Institution of Higher Learning.

House Bill No. 80. A Bill For an Act Providing for an Increase of Surplus of Banking Associations and exempting such Surplus from Taxation.

House Bill No. 98. A Bill For an Act to Repeal Section 7 of Chapter 203, Session Laws 1919, relating to Vocational Education.

House Bill No. 20. A Bill For an Act Making an Appropriation 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.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 160 of the Session Laws of North

Dakota for the year 1919, 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, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the year 1925, the same being Section 189b6 of the Supplement to the Compiled Laws of North Dakota of 1913; Relating to Flat Hail Insurance Tax and Permanent Surplus Fund.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5172 of the Compiled Laws of North Dakota for 1913, Relating to the Limits of Loans by Banking Associations.

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8682 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 489 of the Compiled Laws of 1913, Making Females Eligible to Register as Apprentices in Pharmacy.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 4, 1927.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30 of the Supplement to the Compiled Laws 1913.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 4, 1927.

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

Senate Bill No. 100. A Bill For an Act to Repeal Chapter 38 of the Session Laws of 1921, Being Sections 9191a1 to 9192a15 Inclusive, of the Supplement of the Laws of North Dakota for 1913, Relating to the Conciliation of Controversies.

Senate Bill No. 103. A Bill For an Act to Amend and Re-enact Section 7297 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Holidays.

Senate Bill No. 112. A Bill For an Act to Provide for the Payment of an Existing Deficit in the Department of Public Instruction.

Senate Bill No. 57. A Bill For an Act to Authorize Counties to issue Bonds and Warrants to procure Seed Grain and Feed for Needy Inhabitants Therein and Providing for the Issuance of Bonds and Warrants for Seed Grain by Counties and Aid by the State in respect thereto, and making an Appropriation Therefor.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Representative Thatcher, by request:

House Bill No. 205. A Bill For an Act to Regulate the Sale of Goods, Wares, Merchandise or Any Property What-

ever by Persons who Travel or go From House to House or Place to Place in Any County in the State of North Dakota to sell, barter or exchange any Goods, Wares, Merchandise or Any Property Whatever; Providing for Issuing Licenses for Making Sale Thereof; Providing for the Levy, Assessment, Collection and Payment of Tax or License Fee; Providing for regulations of the sale thereof and penalty for Violation of this act; Defining the duties imposed upon County Officers under Provisions of this act! and Providing for what purpose the revenue received from licenses or tax under the Provision of this act shall be used and repealing acts in conflict herewith.

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

Introduced by Mr. Ferris:

House Bill No. 206. A Bill For an Act Providing for the readjustment of the Secretaryship of the Industrial Commission.

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

Introduced by Representative Shurr, by request:

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 3498, of the Compiled Laws of North Dakota, for the year 1913, relating to fees to be charged by the Clerk of the District Court.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Thompson of Burleigh, by request:

House Bill No. 208. A Bill For an Act to Provide for the Leasing and Sale of Islands and Accumulations of Land Formed in Beds of Navigable Streams. Whereas, there is no law in this State which provides for the leasing and sale of islands and accumulations of land formed in the beds of navigable streams in this state, now therefore:

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Lyon moved that the House recess for ten minutes.

Which motion prevailed.

The House was called to order pursuant to recess, Speaker John W. Carr, presiding.

THIRD READING OF HOUSE BILLS

Mr. Peters asked the unanimous consent of the House to amend House Bill No. 107 by inserting a comma after the

word "children" in line 1 and a comma after the word "state" in line 2 of the printed bill.

Which request was allowed.

Mr. Traynor moved that the rules be suspended and House Bill No. 107 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 107. A Bill For an Act Requiring Counties to Pay the Tuition for Children Attending School in this State, Whose Parents Reside upon Lands owned by such 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 43, nays 65, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Sleight
Bohnsack	Johnson, Ward	Sperry
Bollinger	Kelly	Standley
Brown, Adams	Lynch	Steedsman
Brown, Stutsman	McDowall	Thompson, Burleigh
Burns	McGauvran	Thompson, Ramsey
Cox	McGinnis	Trubshaw
Ellingson	Meidinger	Twichell
Elken	Montgomery	Veitch
Fettig	Muus	Wedel
Fowler	Olafson	Westford
Freeman	Peters	Wilson
Frojen	Polfuss	Mr. Speaker
Hoffman	Roberts	
Halcrow	Rulon	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Oberg
Anderson, Divide	Holthusen	Opdahl
Anderson, Sargent	Iverson, Griggs	Owings
Boeckel	Iverson, McKenzie	Quam
Bubel	Johnson, Foster	Rabe
Burkhart	Johnson, McKenzie	Renner
Butt	Johnson, Traill	Richardson
Carlson	Johnston	Shurr
Conway	Kamrath	Signalness
Craig	Kapfer	Siverson

Messrs.	Messrs.	Messrs.
Ehr	Keierleber	Swendseid
Erickson, Kidder	Larvick	Streich
Erickson, McLean	Lavik	Swett
Fedje	Lee	Svingen
Ferris	Levin	Thatcher
Flom	Lillehaugen	Traynor
Gilchrist	Lofthus	Treffry
Gudmestad	Lyon	Tweten
Hanson	McCay	Van Berkom
Hauge	McManus	Worner
Helbling	Martin	Yeater
Henrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Plath	Watt
Tester	Zimmerman

So the bill was declared lost.

ROLL CALL

House Bill No. 111. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 17, Session Laws of 1921, Relating to Preservation and Control of the Artesian Waters of the State, for the Biennial Period from July 1, 1927 to June 30, 1929.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 103, nays 5, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Divide	Hildebrand	Peters
Anderson, Sargent	Hoffman	Quam
Bell	Holthusen	Rabe
Boeckel	Iverson, Griggs	Renner
Bohnsack	Iverson, McKenzie	Richardson
Bollinger	Jardine	Roberts
Brown, Adams	Johnson, Foster	Rulon
Brown, Stutsman	Johnson, McKenzie	Shurr
Bubel	Johnson, Traill	Signalness
Burkhart	Johnson, Ward	Siverson
Burns	Johnston	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Kamrath	Steedsman
Cox	Kapfer	Streich
Craig	Larvick	Swett
Ehr	Lavik	Thatcher

Messrs.	Messrs.	Messrs.
Elken	Levin	Thompson, Burleigh
Ellingson	Lee	Thompson, Ramsey
Erickson, Kidder	Lofthus	Traynor
Erickson, McLean	Lynch	Treffry
Fedje	Lyon	Trubshaw
Ferris	McDowall	Twichell
Fettig	McGauvran	Tweten
Flom	McGinnis	Van Berkom
Fowler	McManus	Veitch
Freeman	Martin	Wedel
Frojen	Meidinger	Westford
Gilchrist	Miller	Wilson
Gudmestad	Montgomery	Worner
Halcrow	Muus	Yeater
Hanson	Oberg	Mr. Speaker
Hauge	Olafson	
Helbling	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Lillehaugen	Polfuss	Svingen
McCay	Swendseid	

Absent and not voting:

Messrs.	Messrs.
Plath	Watt
Tester	Zimmerman

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Owings
Anderson, Divide	Hildebrand	Peters
Anderson, Sargent	Holthusen	Polfuss
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bohnsack	Jardine	Renner
Bollinger	Johnson, Foster	Richardson

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Shurr
Burkhart	Johnston	Signalness
Burns	Kamrath	Siverson
Butt	Kapfer	Sleight
Carlson	Keierleber	Sperry
Conway	Kelly	Standley
Cox	Larvick	Steedsman
Craig	Lavik	Streich
Ehr	Lee	Svingen
Elken	Levin	Swett
Ellingson	Lillehaugen	Thatcher
Erickson, Kidder	Lofthus	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	Lynch	Traynor
Ferris	McCay	Treffry
Fettig	McDowall	Trubshaw
Flom	McGauvran	Twichell
Fowler	McGinnis	Tweten
Freeman	McManus	Van Berkom
Frojen	Martin	Veitch
Gilchrist	Meidinger	Wedel
Gudmestad	Miller	Westford
Halcrow	Montgomery	Wilson
Hauge	Muus	Worner
Henrickson	Oberg	Yeater
Hoffman	Olafson	Zimmerman
Hanson	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.

Swendseid

Absent and not voting:

Messrs.

Plath

Messrs.

Tester

Messrs.

Watt

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 144. A Bill For an Act Making an Appropriation of \$21,495.88 to Repay the Bank of North Dakota for a Loan Made to the Hospital for the Insane and also for the Payment of any Interest Due Thereon.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Peters
Anderson, Divide	Hoffman	Quam
Anderson, Sargent	Holthusen	Rabe
Bell	Iverson, Griggs	Renner
Boeckel	Iverson, McKenzie	Richardson
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Foster	Rulon
Brown, Adams	Johnson, McKenzie	Shurr
Brown, Stutsman	Johnson, Traill	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Elken	Lillehaugen	Thatcher
Ellingson	Lofthus	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell
Fowler	McManus	Van Berkom
Freeman	Martin	Veitch
Frojen	Meidinger	Wedel
Gilchrist	Miller	Westford
Gudmestad	Montgomery	Wilson
Halcrow	Muus	Worner
Hanson	Oberg	Yeater
Hauge	Olafson	Mr. Speaker
Helbling	Opdahl	Polfuss
Henrickson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Tester	Zimmerman
Plath	Watt	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Twichell moved that action on House Bill No. 153 be deferred and the bill re-referred to the Committee on Judiciary.

Which motion prevailed.

ROLL CALL

House Bill No. 166. A Bill For an Act conferring additional powers upon the Governor to open and close seasons in

any and all subdivisions of the State when deemed necessary for the better protection of game birds, fish or animals.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 66, nays 40, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hauge	Oberg
Anderson, Divide	Hildebrand	Opdahl
Anderson, Sargent	Hoffman	Owings
Bell	Holthusen	Quam
Boeckel	Iverson, Griggs	Rabe
Brown, Adams	Iverson, McKenzie	Renner
Brown, Stutsman	Jardine	Richardson
Bubel	Johnson, McKenzie	Roberts
Burns	Kamrath	Rulon
Carlson	Kapfer	Siverson
Cox	Kelly	Sleight
Craig	Larvick	Standley
Ehr	Lavik	Steedsman
Erickson, Kidder	Levin	Svingen
Erickson, McLean	Lofthus	Thatcher
Ferris	Lynch	Thompson, Ramsey
Fettig	Lyon	Traynor
Fowler	McCay	Treffry
Frojen	McGinnis	Tweten
Gilchrist	McManus	Twichell
Halcrow	Martin	Worner
Hanson	Meidinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Johnston	Sperry
Bollinger	Keierleber	Swendseid
Burkhart	Lee	Streich
Butt	Lillehaugen	Swett
Conway	McDowall	Thompson, Burleigh
Elken	McGauvran	Trubshaw
Fedje	Miller	Van Berkom
Flom	Montgomery	Veitch
Freeman	Muus	Wedel
Gudmestad	Olafson	Westford
Helbling	Peters	Wilson
Henrickson	Polfuss	Yeater
Johnson, Foster	Shurr	
Johnson, Traill	Signalness	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Plath	Watt
Johnson, Ward	Tester	Zimmerman

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 153 was re-referred to the Committee be re-considered.

Which motion prevailed.

Mr. Twichell asked the unanimous consent of the House to amend House Bill No. 153 by changing the figures "1913" as the same appears in the second line of the title to the figures "1915."

Which consent was granted.

Mr. Elken asked the unanimous consent of the House to further amend House Bill No. 153 by striking out the following sentence appearing at line 25 of Section 2 of the printed bill: "Articles which have no lawful use may be summarily destroyed."

Which consent was granted.

Mr. Twichell moved that the rules be suspended and House Bill No. 153 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 153. A Bill For an Act to Amend and Re-enact Section 14, Chapter 161, Session Laws of 1913, Relating to Game and Fish; Right of Search and Seizure, and to Repeal Section 15, Chapter 161, Session Laws of 1915.

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 85, nays 21, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Owings
Anderson, Divide	Henrickson	Peters
Anderson, Sargent	Hildebrand	Rabe
Bell	Hoffman	Roberts
Bohnsack	Holthusen	Rulon
Bollinger	Iverson, Griggs	Signalness
Brown, Adams	Iverson, McKenzie	Siverson
Brown, Stutsman	Jardine	Sleight
Burkhart	Johnson, McKenzie	Sperry
Burns	Johnston	Standley
Butt	Kapfer	Steedsman
Carlson	Kelly	Streich
Conway	Larvick	Swett

Messrs.	Messrs.	Messrs.
Cox	Lavik	Svingen
Craig	Levin	Thatcher
Ehr	Lillehaugen	Thompson, Burleigh
Ellingson	Lofthus	Thompson, Ramsey
Elken	Lynch	Traynor
Erickson, Kidder	Lyon	Trubshaw
Fedje	McDowall	Tweten
Ferris	McGauvran	Twichell
Flom	McGinnis	Van Berkom
Fowler	McManus	Veitch
Freeman	Martin	Westford
Frojen	Meidinger	Wilson
Gilchrist	Miller	Worner
Halcrow	Montgomery	Mr. Speaker
Hanson	Olafson	
Hauge	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Kamrath	Renner
Bubel	Keierleber	Richardson
Erickson, McLean	Lee	Shurr
Fettig	McCay	Swendseid
Gudmestad	Oberg	Treffry
Johnson, Foster	Polfuss	Wedel
Johnson, Traill	Quam	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Plath	Watt
Muus	Tester	Zimmerman

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 168. A Bill For an Act to Amend Section 8719 of the Compiled Laws of North Dakota for 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 95, nays 12, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Peters
Anderson, Divide	Henrickson	Polfuss
Anderson, Sargent	Hildebrand	Quam

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Owings
Bohnsack	Holthusen	Rabe
Bollinger	Iverson, Griggs	Renner
Brown, Adams	Iverson, McKenzie	Richardson
Brown, Stutsman	Jardine	Roberts
Bubel	Johnson, Ward	Rulon
Burkhart	Johnson, Traill	Shurr
Burns	Johnston	Siverson
Butt	Kapfer	Sleight
Carlson	Keierleber	Sperry
Conway	Kelly	Standley
Cox	Larvick	Steedsman
Craig	Lavik	Swendseid
Ehr	Lee	Streich
Ellingson	Lillehaugen	Swett
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Wedel
Gilchrist	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hanson	Olafson	Mr. Speaker
Hauge	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Kamrath	Svingen
Erickson, McLean	Levin	Thatcher
Johnson, Foster	Lofthus	Treffry
Johnson, McKenzie	Signalness	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lyon	Tester	Zimmerman
Plath	Watt	

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

House Bill No. 174. A Bill For an Act to Prescribe the Manner of Taking and Killing Game Birds and Animals, Prohibiting the Use of Traps, Snares, Lights and Other Artificial Means, and Repealing Sections 10332a24 and 10322a25 of

the Supplement to the Compiled Laws 1913, and Any and All Acts in Conflict.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Owings
Anderson, Divide	Hoffman	Peters
Anderson, Sargent	Holthusen	Polfuss
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bohnsack	Jardine	Renner
Bollinger	Johnson, Foster	Richardson
Brown, Adams	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Shurr
Burkhart	Johnston	Signalness
Burns	Kamrath	Siverson
Butt	Kapfer	Sleight
Carlson	Keierleber	Sperry
Conway	Kelly	Standley
Cox	Larvick	Steedsman
Craig	Lavik	Swendseid
Ehr	Lee	Streich
Ellingson	Levin	Swett
Elken	Lillehaugen	Svinger
Erickson, Kidder	Lofthus	Thatcher
Erickson, McLean	Lynch	Thompson, Burleigh
Fedje	Lyon	Thompson, Ramsey
Ferris	McCay	Traynor
Fettig	McDowall	Treffry
Flom	McGauvran	Trubshaw
Fowler	McGinnis	Tweten
Freeman	McManus	Twichell
Frojen	Martin	Van Berkom
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Wedel
Halcrow	Montgomery	Westford
Hanson	Muus	Wilson
Hauge	Oberg	Worner
Helbling	Olafson	Yeater
Henrickson	Opdahl	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Plath	Watt
Tester	Zimmerman

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 53. A Bill For an Act Authorizing a Foreign Executor, Administrator, or Guardian to commence and prosecute or defend a Civil Action in the State of North Dakota.

Senate Bill No. 62. A Bill For an Act to Amend and Re-enact Section 10994, of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 125, of the Session Laws of North Dakota for the Year 1925, Relating to the Time for Taking and Completing Appeals to the Supreme Court in Criminal Cases.

And the Speaker signed the same in the presence of the House.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: C. E. Allen, of Valley City; John Strauss, County Commissioner of Wells County; R. R. Brownlee, August Hanson, C. O. Vinge and W. A. Conant, County Commissioners of Cass County; H. E. Wheeler and H. S. Halverson, of Minot; A. T. Stevens, of Fargo; A. E. Johnson, J. E. Williams, John Bibelheimer and A. L. Norling, of Washburn.

Mr. Twichell moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota.
February 5, 1927.

The House was called to order promptly at 2:00 o'clock P. M., Speaker John W. Carr presiding.

Prayer by the Chaplain, Rev. Fred E. Klein.

Roll call.

All members present except: Messrs. Hildebrand, Lofthus, Plath, Quam, Tester, Watt and Zimmerman.

Mr. Rabe moved that all absentees be excused.

Which motion prevailed.

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

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

Page 22, insert a slug between lines 22 and 23.

Page 31, strike out the words "Johnson, Traill" where they appear under the heading "absent and not voting" and insert the same in the proper order under the heading "those voting in the affirmative were:"

Page 33, strike out lines 34 and 35.

Page 35, line 44, strike out the second letter "f" in the word "Fof" and insert in lieu thereof the letter "r".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted.
Which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication was received from Geo. McClellan, of Beach, relative to tax sales, was referred to the Committee on Tax and Tax Laws.

A communication from Adam Zeisgler, of Krem, relative to the appointment of receivers of closed banks, was referred to the Committee on Banking.

A petition signed by Gottlieb Nickisch, of Wishek, urging the passage of Senate Bill No. 127, was referred to the Committee on State Affairs.

A resolution passed by the Home Economics club, of Valley City, favoring an appropriation for the Bureau of the State Department of Health, was referred to the Committee on Public Health.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 4, 1927.

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

House Bill No. 111. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 17, Session Laws of 1921, Relating to Preservation and Control of the Artesian Waters of the State, for the Biennial Period from July 1, 1927 to June 30, 1929.

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

House Bill No. 144. A Bill For an Act Making an Appropriation of \$21,495.88 to Repay the Bank of North Dakota for a Loan Made to the Hospital for the Insane and also for the Payment of any Interest Due Thereon.

House Bill No. 166. A Bill For an Act conferring additional powers upon the Governor to open and close seasons in any and all subdivisions of the State when deemed necessary for the better protection of game birds, fish or animals.

House Bill No. 153. A Bill For an Act to Amend and Re-enact Section 14, Chapter 161, Session Laws of 1913, Relating to Game and Fish; Right of Search and Seizure, and to Repeal Section 15, Chapter 161, Session Laws of 1915.

House Bill No. 168. A Bill For an Act to Amend Section 8719 of the Compiled Laws of North Dakota for 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, his Heirs or Estate.

House Bill No. 174. A Bill For an Act to Prescribe the Manner of Taking and Killing Game Birds and Animals, Prohibiting the Use of Traps, Snares, Lights and Other Artificial Means, and Repealing Sections 10332a24 and 10322a25 of the Supplement to the Compiled Laws 1913, and Any and All Acts in Conflict.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 5, 1927.

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

Senate Bill No. 108. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 159 of the Session Laws for the Year 1919; Relating to Readjustment of Rates.

Senate Bill No. 119. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employes of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for all Corporate Actions with Reference Thereto.

Senate Bill No. 110. A Bill For an Act Providing For the Compulsory Licensing of Non-residents Making Auction Sales Within this State; Providing for the Manner of Payment of License Fee, and Providing a Penalty for the Violation Thereof.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

REPORTS OF STANDING COMMITTEES

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 67. 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 do pass.

D. L. PETERS,
Chairman.

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

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 84. A Bill For an Act Authorizing the School Board of any School District whose Property is not Required by Law to be Insured against Loss by Fire or Tornado by the State Fire and Tornado Fund to Insure the Property of such District against such Loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

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

D. L. PETERS,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 89. A Bill For an Act Making an Appropriation out of Moneys in the State Treasury Not Otherwise Appropriated for the Repairing of the State Owned Armory at Hillsboro, North Dakota, and for the Installation of a Heating Plant in Said Armory, Under the Direction and Supervision of the Adjutant General.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,
Acting Chairman.

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

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 93. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 162 of the Session Laws for the Year 1919, as amended by Chapter 145 of the Session Laws of 1921, as Amended by Chapter 220 of the Session Laws of 1925.

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

In the printed bill, in lines 22 and 23, strike out the words and figures "\$3600.00" and insert in lieu thereof "\$3000.00".

In lines 52 and 53 strike out the words and figures "\$60,000.00" and insert in lieu thereof "\$57,000.00".

In line 90, after the word "issue" insert the word "reasonable".

In line 96 after the word "thereof" insert, "in a court of competent jurisdiction".

In line 100, after the word "dollars" insert a semi-colon.

Strike out the balance of line 100, and all of lines 101 and 102, and the first six words in line 103.

And when so amended recommend the same do pass.

D. L. PETERS,
Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 142. 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.

D. L. PETERS,
Chairman.

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

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 890 of the Compiled Laws of North Dakota for the Year 1913.

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

On line 13, page 1, of printed bill, strike out word "second" and insert the word "third" in lieu thereof.

On line 26, page 2, of printed bill, strike out word "third" and insert in lieu thereof the word "fourth".

On line 37, page 2, of the printed bill, strike out word "ten" and insert in lieu thereof the word "five".

And when so amended recommend the same do pass.

C. VERNON FREEMAN,
Chairman.

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 5. A Bill For an Act to Amend and Re-enact Section 915 of the Compiled Laws of North Dakota for the year 1913.

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

C. VERNON FREEMAN,
Chairman.

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

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 140. A Bill For an Act Providing for the Voting of an Absent Voter Ballot by Electors who by Reason of Physical Disability are Unable to Attend Their Polling Place to Vote at any General or Primary Elections.

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

C. VERNON FREEMAN,
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 42. A Bill For an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2729, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 43. A Bill For an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 44. A Bill For an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 165. A Bill For an Act to appropriate the sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and Sounding of the Missouri River at or near Garrison, North Dakota, to determine the Advisibility and Feasibility of Constructing a Bridge Across said River Between the city of Garrison in McLean County and the City of Mannhaven in Mercer County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

Change figures from "\$5,000.00" to "\$3,000.00".

And when so amended recommend the same do pass.

JOS. McGAUVAN,
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 1958a3 of the Supplement to the Compiled Laws of North Dakota of 1913, said Section being Chapter 11 of the Session Laws of North Dakota of 1925; 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.

JOS. McGAUVRAN,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 163. A Bill For an Act to Appropriate the sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and Sounding of the Missouri River at or near Stanton, North Dakota, to determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the city of Stanton, Mercer County, and the City of Underwood in McLean County. This location should connect Trail No. 25 with Trail No. 7, under the Provisions of Sub-section C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOS. McGAUVRAN,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 76. A Bill For an Act to Appropriate the Sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or Near Washburn, North Dakota to Determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the City of Washburn in McLean County and the City of Center in

Oliver County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

Change "\$5,000.00" to "\$3,000.00".

And when so amended recommend the same do pass.

JOS. McGAUVRAN,
Chairman.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 189. A Bill For an Act to Appropriate the sum of \$5000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or near Elbowoods, North Dakota, on State Highway Route No. 24, to Determine the Advisability and Feasibility of Constructing a Bridge Across Said River on Said State Highway Route, Under the Provisions of Subsection C. of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

Change figures from "\$5,000.00" to "\$3,000.00".

And when so amended recommend the same do pass.

JOS. McGAUVRAN,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 74. A Bill For an Act Authorizing and Empowering the Board of Railroad Commissioners to appoint Examiners for the Purpose of Holding Hearings, and Prescribing the Powers and Duties of Such Examiners.

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

In the engrossed bill as the same came from the Senate, strike out the words "or any employees of said Board" where the same occurs in lines 4 and 5 of Section 1, and insert in lieu thereof "the Chief Statistician or the Chief Engineer of said Board".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 86. A Bill for an Act to amend and reenact Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

Also,

House Bill No. 65. A Bill For an Act to Amend and Reenact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

Also,

House Bill No. 95. A Bill For an Act to Amend and Reenact Section 4609c30 of the Supplement to the Compiled Laws 1913.

And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 105. A Bill for an Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

Also,

House Bill No. 73. A Bill For an Act providing for the Deposition of Forfeiture and Pecuniary Penalties.

Also,

House Bill No. 6. A Bill For an Act to appropriate \$4,200.00 to pay Travel Expense, and Stenographer's salary of the Dairy Division of the Department of Agriculture and Labor for the Period Commencing February 1, 1927, and ending June 30, 1927.

Also,

House Bill No. 10. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

House Bill No. 113.—Concurrent Resolution.—A Joint 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.

Also,

House Bill No. 134. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Also,

House Bill No. 127. A Bill For an Act Providing Maximum Punishments for Persons Convicted of a Felony Who Have Been Convicted of Two or More Felonies In Any State of the United States, and Prescribing the Procedure in Such Cases.

Also,

House Bill No. 135. A Bill For an Act to Amend and Re-enact Section 10605 of the Compiled Laws of North Dakota for the Year 1913, Relating to Examination of Witnesses in Preliminary Examinations.

Also,

House Bill No. 97. A Bill For an Act to Repeal Section 17 of Chapter 174, Session Laws 1919, Making an Annual Appropriation for the Purpose of Carrying Out the Provisions of said Chapter.

Also,

House Bill No. 109. A Bill For an Act to Repeal Sections 1804 and 1806, of the Compiled Laws of North Dakota for 1913, Relating to the State Trolley Line.

Also,

House Bill No. 152. A Bill For an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 as amended by Chapter 94, Session Laws of 1925, 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.

Also,

House Bill No. 170. A Bill For an Act Providing For the Placing of Placards Containing the Ten Commandments of

the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Also,

House Bill No. 181. A Bill For an Act Making an Appropriation of \$3,000.00 for the Maintenance, Improvements, Repairs, Rents, Insurance and Upkeep of the State Capitol Building for the Balance of the Fiscal Year Ending June 30, 1927.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Highways and Bridges asked an extension of time on House Bill No. 63.

Which request was granted.

MOTIONS AND RESOLUTIONS

A CONCURRENT RESOLUTION

Introduced by O. E. Erickson of Kidder

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES of the State of North Dakota, the Senate concurring therein:

Section 1. That it is the sense of the Legislative Assembly of State of North Dakota, that the Bank of North Dakota should invest some of its surplus funds, that it now has in banks outside of this State, and in United States government and other bonds, in the purchase of tax certificates at tax sales, such purchases not to exceed sixty per cent of the total taxes sold, in any one year, in any county, and to consist of purchases of tax certificates on farm and agricultural lands only, as distinguished from city lots and city property.

Section 2. That the Bank of North Dakota be furnished with a copy of this resolution by the Secretary of State, and that also a copy be presented to each member of the Industrial Commission, by the Secretary of State.

Mr. Erickson of Kidder moved that the concurrent resolution be referred to its appropriate committee.

Which motion prevailed and the concurrent resolution was referred to the Committee on Banking.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Committee on Education.

House Bill No. 209. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled

Laws of 1913, Relating to Special School Districts.

Was read the first and second times and referred to the Committee on Education.

Introduced by C. H. Opdahl.

House Bill No. 210. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement of the 1913 Compiled Laws of the State of North Dakota, relating to report of State Treasurer.

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

Introduced by M. H. Lynch.

House Bill No. 211. A Bill For an Act Creating the Department of State Highways, Defining Its Powers and Duties, Providing for its Government and Imposing Penalties for Violations Thereof.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Mr. Rulon, by request.

House Bill No. 212. A Bill For an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota, for 1913 as Amended by Chapter 212, Session Laws 1925, Providing for a Resolution Declaring Improvement Work to be done by Special Assessments Necessary and Require Petition in favor of Such Improvements to be Filed by Property Owners.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Rulon.

House Bill No. 213. A Bill For an Act making an appropriation to pay William P. Shepherd of Jamestown, North Dakota, for medical attention and hospital expenses incurred by him, and for injuries sustained by him, arising out of an automobile collision on November 8th, 1923, caused by one Rogey, an employee of the State Hospital for the Insane of Jamestown, North Dakota, driving his automobile at an unlawful and excessive speed while going to the Northern Pacific Railway Company's station at Jamestown, North Dakota, to secure an insane patient, who was being transported to said State Hospital.

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

Introduced by Thompson of Ramsey.

House Bill No. 214. A Bill For an Act to Provide for the Granting of Decrees of Separation from Bed and Board, Specifying the Grounds upon which such Decree may be entered, and providing for the Maintenance of Spouse or Children, and for the Division by the Court, of Joint and Separate Property of Husband and Wife.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Thatcher and Mr. Swett.

House Bill No. 215. A Bill For an Act relating to banking, regulating the administration of the affairs of insolvent banks, providing for their liquidation, vesting the Supreme Court with jurisdiction of such liquidation proceedings and requesting it to assume original jurisdiction in furtherance of the public interest, creating the position of Supreme Court Commissioner, fixing his compensation and defining his powers and authority, and providing for the appointment of receivers of insolvent banks and continuing receiverships, and making an appropriation to meet the expenses incident to carrying out the purpose of this Act, and directing the Supreme Court to exercise its supervisory authority over the District Court in proceedings for liquidating the affairs of insolvent banks, and providing for the reopening and reorganization of closed or suspended banks, and providing for liquidation of closed banks by the depositors therein, and designating a custodian of records and property after winding up receiverships, and providing for the covering into the general fund of the state of unclaimed dividends.

Was read the first and second times and referred to Committee on Banking.

Introduced by Committee on State Affairs:

House Bill No. 216. A Bill for an Act Creating a Judicial Council for the State of North Dakota, and Providing for the Continuous Study of the Administration of Justice.

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

Introduced by Mr. Rulon:

House Bill No. 217. 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 and South Dakota, Respecting the Use, Control, Utilization and Regulation of the Waters of the James River and the Rights of said States Thereto.

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

Introduced by Mr. Peters:

House Bill No. 218. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Printing.

Introduced by Alfred O. Brown:

House Bill No. 219. A Bill For an Act to Amend and re-enact Sections 6762 and 6764 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal and filing of chattel mortgages and providing for the cancellation and satisfaction thereof and removing them from the public files.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Lynch, Polfuss, Holthusen and Worner.

House Bill No. 220. A Bill For an Act to appropriate the sum of Thirty Thousand (\$30,000.00) Dollars, 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 Wahpeton, Richland County, North Dakota, and the city of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the laws of North Dakota for the year 1919.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Thompson of Burleigh:

House Bill No. 221. A Bill For an Act to Prohibit the Sale of Cattle at Public Auction, Mortgage Foreclosure Sale or Sale by Order of Any Court, Unless the Same Have Been Tuberculin Tested and Found Free of Tuberculosis.

Was read the first and second times and referred to the Committee on Livestock.

Introduced by L. O. Richardson:

House Bill No. 222. A Bill For an Act to Prohibit the teaching of any theory, denying the study of the Divine Creation of Man and providing penalty for same.

Was read the first and second times and referred to the Committee on Education.

Introduced by Jno. K. Olafson:

House Bill No. 223. A Bill For an Act to Amend and Re-enact Sections 714a8 and 714a13 of the Supplement to the Compiled Laws of North Dakota for 1913, relating to Proposals for the Designation of Depositories and Rates of Interest on Public Funds.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Traynor:

House Bill No. 224. A Bill For an Act to Amend and Re-enact Sections 2189, 2191, 2192 and 2197 and to repeal Section 2197a of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to tax sales and Redemption therefrom.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 105. A Bill for an Act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commission; and to provide a penalty for a violation of the provisions hereof.

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 63, absent and not voting 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson, Griggs	Rulon
Brown, Adams	Jardine	Sleight
Burns	Kelly	Standley
Carlson	Lynch	Steedsman
Elken	McDowall	Thompson, Ramsey
Flom	McGauvran	Traynor
Fowler	McGinnis	Trubshaw
Freeman	Meidinger	Twichell
Gudmestad	Miller	Veitch
Halcrow	Olafson	Wilson
Hauge	Peters	Mr. Speaker
Hoffman	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Opdahl
Anderson, Divide	Henrickson	Owings
Boeckel	Holthusen	Polfuss
Bohnsack	Johnson, McKenzie	Quam
Bollinger	Johnson, Traill	Rabe
Brown, Stutsman	Johnson, Ward	Renner
Bubel	Johnston	Richardson
Burkhart	Kamrath	Shurr
Butt	Kapfer	Signalness
Conway	Keierleber	Siverson
Craig	Larvick	Sperry
Ehr	Lavik	Streich
Ellingson	Lee	Swendseid
Erickson, Kidder	Levin	Swett
Erickson, McLean	Lillehaugen	Thatcher
Fedje	Lyon	Thompson, Burleigh
Ferris	McCay	Twetén
Fettig	McManus	Van Berkorn
Frojen	Mortgomery	Wedel
Gilchrist	Muus	Westford
Hanson	Oberg	Worner

Absent and not voting:		
Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lofthus	Treffry
Cox	Martin	Watt
Hildebrand	Plath	Yeater
Iverson, McKenzie	Svingen	Zimmerman
Johnson, Foster	Tester	

So the bill was declared lost.

Mr. Burkhart moved that the vote by which Hose Bill No. 105 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

House Bill No. 6. A Bill For an Act to Appropriate \$4,200.00 to pay Travel Expense, and Stenographer's salary of the Dairy Division of the Department of Agriculture and Labor for the Period Commencing February 1, 1927, and ending June 30, 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 86, nays 13, absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Roberts
Anderson, Divide	Jardine	Rulon
Bell	Johnson, McKenzie	Shurr
Bohnsack	Johnson, Traill	Signalness
Bollinger	Johnson, Ward	Siverson
Brown, Adams	Johnston	Sleight
Brown, Stutsman	Kamrath	Sperry
Burkhart	Kapfer	Standley
Burns	Keierleber	Steedsman
Butt	Kelly	Swendseid
Carlson	Larvick	Streich
Conway	Lavik	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Thatcher
Elken	Lynch	Thompson, Burleigh
Ferris	Lyon	Thompson, Ramsey
Fettig	McDowall	Traynor
Flom	McGauvran	Treffry
Fowler	McGinnis	Trubshaw
Freeman	McManus	Tweten
Frojen	Meidinger	Twichell
Gilchrist	Miller	Van Berkom
Gudmestad	Montgomery	Veitch
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Henrickson	Opdahl	Worner
Hoffman	Peters	Mr. Speaker
Iverson, Griggs	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Helbling	Polfuss
Craig	Holthusen	Renner
Erickson, Kidder	Lee	Richardson
Erickson, McLean	McCay	
Fedje	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lofthus	Watt
Bubel	Martin	Yeater
Cox	Plath	Zimmerman
Hildebrand	Quam	
Johnson, Foster	Tester	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

ROLL CALL

House Bill No. 10. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, 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 95, nays 3, absent and not voting 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Peters
Anderson, Divide	Henrickson	Quam
Bell	Hoffman	Rabe
Boeckel	Holthusen	Renner
Bohnsack	Iverson, McKenzie	Richardson
Bollinger	Jardine	Roberts
Brown of Adams	Johnson, Foster	Rulon
Brown, Stutsman	Johnson, McKenzie	Shurr
Bubel	Johnson, Traill	Signalness
Burkhart	Johnson, Ward	Sleight
Burns	Johnston	Sperry
Butt	Kamrath	Standley
Carlson	Kapfer	Steedsman
Conway	Keierleber	Swendseid
Cox	Kelly	Streich
Craig	Larvick	Svingen
Ehr	Lavik	Thatcher
Ellingson	Lee	Thompson, Burleigh
Elken	Levin	Thompson, Ramsey
Erickson, Kidder	Lillehaugen	Traynor
Erickson, McLean	Lyon	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Tweten
Fettig	McGinnis	Twichell

Messrs.	Messrs.	Messrs.
Flom	McManus	Van Berkom
Fowler	Martin	Veitch
Freeman	Meidinger	Wedel
Frojen	Miller	Westford
Gilchrist	Muus	Wilson
Gudmestad	Oberg	Worner
Halcrow	Olafson	Mr. Speaker
Hauge	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Lynch	Owings	Polfuss

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	McCay	Tester
Hanson	Montgomery	Watt
Hildebrand	Plath	Yeater
Iverson, Griggs	Siverson	Zimmerman
Lofthus	Swett	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 113.—Concurrent Resolution.—A Joint 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.

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 76, nays 22, absent and not voting 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Rulon
Bell	Iverson, Griggs	Shurr
Bohnsack	Iverson, McKenzie	Signalners
Bollinger	Johnson, McKenzie	Siverson
Brown, Adams	Johnson, Traill	Sleight
Brown, Stutsman	Johnston	Sperry
Burkhart	Kamrath	Standley
Burns	Kapfer	Steedsman
Butt	Keierleber	Swendseid
Carlson	Kelly	Streich
Conway	Larvick	Svingen
Cox	Lavik	Thatcher
Craig	Lee	Thompson, Burleigh
Ehr	Levin	Thompson, Ramsey
Ellingson	Lillehaugen	Traynor
Fedje	McGinnis	Treffry
Ferris	Martin	Trubshaw
Fettig	Meidinger	Twetén
Fowler	Roberts	Twichell

Messrs.	Messrs.	Messrs.
Freeman	Montgomery	Veitch
Gilchrist	Oberg	Wedel
Gudmestad	Olafson	Westford
Halcrow	Owings	Wilson
Hauge	Peters	Mr. Speaker
Henrickson	Quam	
Hoffman	Richardson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Opdahl
Boeckel	Lynch	Polfuss
Bubel	Lyon	Rabe
Erickson, Kidder	McCay	Renner
Erickson, McLean	McDowall	Van Berkom
Flom	McGauvran	Worner
Frojen	Miller	
Helbling	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson, Ward	Tester
Elken	Lofthus	Watt
Hanson	McManus	Yeater
Hildebrand	Plath	Zimmerman
Jardine	Swett	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 134. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment 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 97, nays 2, absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Rabe
Bell	Holthusen	Renner
Boeckel	Iverson, Griggs	Richardson
Bohnsack	Iverson, McKenzie	Roberts
Bollinger	Johnson, Foster	Rulon
Brown of Adams	Johnson, McKenzie	Shurr
Brown, Stutsman	Johnson, Traill	Signalness
Bubel	Johnson, Ward	Siverson
Burkhart	Johnston	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Swett
Craig	Lee	Streich

Messrs.	Messrs.	Messrs.
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedge	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	Martin	Tweten
Fowler	Meidinger	Twichell
Freeman	Miller	Van Berkom
Frojen	Montgomery	Veitch
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Peters	Mr. Speaker
Helbling	Polfuss	
Henrickson	Quam	

Those voting in the negative were:

Messrs.	Messrs.
Anderson, Divide	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Lofthus	Watt
Elken	Lynch	Yeater
Hildebrand	McManus	Zimmerman
Jardine	Plath	
Kamrath	Tester	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 127. A Bill For an Act Providing Maximum Punishments for Persons Convicted of a Felony Who Have Been Convicted of Two or More Felonies In Any State of the United States, and Prescribing the Procedure in Such 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 99, nays 2, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Opdahl
Anderson, Divide	Polfuss	Peters
Anderson, Sargent	Hoffman	Rabe
Bell	Holthusen	Renner
Bohnsack	Iverson, Griggs	Richardson
Boeckel	Iverson, McKenzie	Roberts
Bollinger	Johnson, Foster	Rulon
Brown, Stutsman	Johnson, McKenzie	Shurr
Bubel	Johnson, Traill	Signainess

Burkhart	Johnson, Ward	Siverson
Burns	Johnston	Sleight
Butt	Kamrath	Sperry
Carlson	Kapfer	Standley
Conway	Keierleber	Steedsman
Cox	Kelly	Streich
Craig	Larvick	Svingen
Ehr	Lavik	Swendseid
Ellingson	Lee	Swett
Elken	Levin	Thatcher
Erickson, Kidder	Lillehaugen	Thompson, Burleigh
Erickson, McLean	Lynch	Thompson, Ramsey
Fedje	Lyon	Traynor
Ferris	McCay	Treffry
Flom	McDowall	Trubshaw
Fowler	McGauvran	Tweten
Freeman	McGinnis	Twichell
Frojen	Martin	Van Berkow
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Wedel
Halcrow	Montgomery	Westford
Hanson	Muus	Wilson
Hauge	Oberg	Worner
Helbling	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Fettig	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	McManus	Watt
Hildebrand	Plath	Yeater
Jardine	Quam	Zimmerman
Lofthus	Tester	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 135. A Bill For an Act to Amend and Re-enact Section 10605 of the Compiled Laws of North Dakota for the Year 1913, Relating to Examination of Witnesses in Preliminary Examinations.

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 100, nays 3, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Polfuss
Anderson, Sargent	Hoffman	Quam
Bell	Holthusen	Rabe
Boeckel	Iverson, Griggs	Renner
Bohnsack	Iverson, McKenzie	Richardson
Bollinger	Jardine	Roberts

Messrs.	Messrs.	Messrs.
Brown of Adams	Johnson, Foster	Rulon
Brown, Stutsman	Johnson, McKenzie	Shurr
Bubel	Johnson, Traill	Signalness
Burkhardt	Johnson, Ward	Siverson
Burns	Johnston	Sleight
Butt	Kamrath	Sperry
Carlson	Kapfer	Standley
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lavik	Streich
Ehr	Lee	Svingen
Ellingson	Levin	Swett
Elken	Lillehaugen	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Fiom	McGinnis	Twichell
Fowler	Martin	Van Berkorn
Freeman	Meidinger	Veitch
Froien	Miller	Wedel
Gilchrist	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hanson	Olafson	Mr. Speaker
Hauge	Opdahl	
Helbling	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Owings	Thatcher

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	McManus	Watt
Keierleber	Plath	Yeater
Lofthus	Tester	Zimmerman

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 97. A Bill For an Act to Repeal Section 17 of Chapter 174, Session Laws 1919, Making an Annual Appropriation for the Purpose of Carrying Out the Provisions of said Chapter.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 104, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Divide	Hoffman	Polfuss
Anderson, Sargent	Holthusen	Quam

Messrs.	Messrs.	Messrs.
Bell	Iverson, Griggs	Rabe
Boeckel	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Bollinger	Johnson, Foster	Roberts
Brown, Adams	Johnson, McKenzie	Rulon
Brown, Stutsman	Johnson, Traill	Shurr
Bubel	Johnson, Ward	Signalness
Burkhart	Johnston	Siverson
Burns	Kamrath	Sleight
Butt	Kapfer	Sperry
Carlson	Keierleber	Standley
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lavik	Streich
Ehr	Lee	Swett
Ellingson	Levin	Svingen
Elken	Lillehaugen	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Mr. Speaker
Helbling	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Plath	Yeater
Lofthus	Tester	Zimmerman
McManus	Watt	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 109. A Bill For an Act to Repeal Sections 1804 and 1806, of the Compiled Laws of North Dakota for 1913, Relating to the State Trolley Line.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 83, nays 18, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Opdahl
Bell	Holthusen	Peters

Messrs.	Messrs.	Messrs.
Boeckel	Iverson, Griggs	Polfuss
Bohnsack	Iverson, McKenzie	Quam
Bollinger	Jardine	Rabe
Brown, Adams	Johnson, Foster	Roberts
Brown, Stutsman	Johnson, McKenzie	Rulon
Bubel	Johnson, Trail	Signalness
Burns	Johnson, Ward	Siverson
Carlson	Johnston	Sleight
Cox	Kapfer	Sperry
Ehr	Keierleber	Standley
Ellingson	Kelly	Steedsman
Elken	Larvick	Streich
Erickson, Kidder	Lee	Thompson, Burleigh
Erickson, McLean	Lillehaugen	Thompson, Ramsey
Fedje	Lynch	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Veitch
Frojen	Meidinger	Wedel
Gudmestad	Miller	Westford
Halcrow	Montgomery	Wilson
Hauge	Muus	Worner
Helbling	Oberg	Mr. Speaker
Henrickson	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Hanson	Richardson
Anderson, Sargent	Kamrath	Shurr
Burkhart	Lavik	Swendseid
Conway	Levin	Swett
Craig	Lyon	Thatcher
Gilchrist	Owings	Van Berkom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Plath	Watt
Hildebrand	Renner	Yeater
Lofthus	Svingen	Zimmerman
McCay	Tester	

So the bill was passed and the title agreed to.

Mr. Thompson of Ramsey moved that action on House Bill No. 152 be deferred and that it be placed on the calendar for Tuesday, February 8th, the Thirty-Sixth Legislative day.

Which motion prevailed.

ROLL CALL

House Bill No. 170. A Bill For an Act Providing For the Placing of Placards Containing the Ten Commandments of

the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 77, nays 25, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Milner
Anderson, Sargent	Hauge	Montgomery
Boeckel	Henrickson	Muus
Bollinger	Hoffman	Oberg
Brown, Adams	Holthusen	Polfuss
Brown, Stutsman	Iverson, Griggs	Quam
Bubel	Iverson, McKenzie	Richardson
Burkhart	Johnson, Foster	Roberts
Burns	Johnson, McKenzie	Shurr
Butt	Johnson, Traill	Signalness
Carlson	Johnston	Siverson
Conway	Kamrath	Sleight
Craig	Kapfer	Standley
Ehr	Keierleber	Swendseid
Ellingson	Kelly	Svingen
Elken	Larvick	Thatcher
Erickson, Kidder	Lavik	Thompson, Burleigh
Erickson, McLean	Lee	Treffry
Fedje	Levin	Trubshaw
Ferris	Lillehaugen	Tweten
Flom	Lyon	Veitch
Fowler	McCay	Westford
Frojen	McDowall	Wilson
Gilchrist	McGinnis	Worner
Gudmestad	Martin	Mr. Speaker
Halcrow	Meidinger	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	McGauvran	Steedsman
Bell	McManus	Streich
Bohnsack	Olafson	Swett
Fettig	Opdahl	Thompson, Ramsey
Freeman	Owings	Traynor
Helbling	Rabe	Van Berkom
Jardine	Renner	Wedel
Johnson, Ward	Rulon	
Lynch	Sperry	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Plath	Yeater
Hildebrand	Tester	Zimmerman
Lofthus	Twichell	
Peters	Watt	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 181. A Bill For an Act Making an Appropriation of \$8,000.00 for the Maintenance, Improvements, Repairs, Rents, Insurance and Upkeep of the State Capitol Building for the Balance of the Fiscal Year Ending June 30, 1927.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 98, nays 5, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Peters
Anderson, Divide	Iverson, Griggs	Polfuss
Anderson, Sargent	Iverson, McKenzie	Quam
Bell	Jardine	Rabe
Boeckel	Johnson, Foster	Renner
Bohnsack	Johnson, McKenzie	Richardson
Bollinger	Johnson, Traill	Roberts
Brown, Adams	Johnson, Ward	Rulon
Bubel	Johnston	Shurr
Burkhart	Kamrath	Signalness
Burns	Kapfer	Siverson
Butt	Keierleber	Sleight
Carlson	Kelly	Sperry
Conway	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lee	Swendseid
Ehr	Levin	Streich
Ellingson	Lillehaugen	Svingen
Elken	Lynch	Thatcher
Fedje	Lyon	Thompson, Burleigh
Ferris	McCay	Thompson, Ramsey
Fettig	McDowall	Traynor
Flom	McGauvran	Treffry
Fowler	McGinnis	Trubshaw
Freeman	McManus	Tweten
Frojen	Martin	Van Berkom
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Wedel
Halcrow	Montgomery	Westford
Hanson	Muus	Wilson
Hauge	Oberg	Worner
Henrickson	Olafson	Mr. Speaker
Hoffman	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Helbling	Swett
Erickson, McLean	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Stutsman	Plath	Watt
Hildebrand	Tester	Yeater
Lofthus	Twichell	Zimmerman

So the bill passed and the title was agreed to and the emergency clause declared carried.

Upon request the House reverted to the Seventh Order of Business.

Mr. Boeckel moved that the vote by which the House adopted the report of the Committee on Highways and Bridges which indefinitely postponing House Bill No. 163, be re-considered.

Which motion was lost.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 57. A Bill For an Act to Authorize Counties to issue Bonds and Warrants to procure Seed Grain and Feed for Needy Inhabitants Therein and Providing for the Issuance of Bonds and Warrants for Seed Grain by Counties and Aid by the State in respect thereto, and making an Appropriation Therefor.

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

Senate Bill No. 100. A Bill For an Act to Repeal Chapter 38 of the Session Laws of 1921, Being Sections 9191a1 to 9192a15 Inclusive, of the Supplement of the Laws of North Dakota for 1913, Relating to the Conciliation of Controversies.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 103. A Bill For an Act to Amend and Re-enact Section 7297 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Holidays.

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

Senate Bill No. 112. A Bill For an Act to Provide for the Payment of an Existing Deficit in the Department of Public Instruction.

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

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 86. A Bill for an Act to amend and re-enact Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30 of the Supplement to the Compiled Laws 1913.

And the Speaker signed the same in the presence of the House.

THIRD READING OF SENATE BILLS

ROLL CALL

Senate Bill No. 73. A Bill For an Act Requiring Public Utilities to Obtain from the Board of Railroad Commissioners Certificates of Public Convenience and Necessity before Beginning the Construction or Operation of Public Utility Plants or Systems or the Exercising of any Rights or Privileges Under any Franchise or Certificate Hereafter Granted, or Under any Franchise Heretofore Granted, the Exercise of Which has not been commenced within one year from the Granting Thereof, or has been suspended or Discontinued for More Than One Year, and Prescribing the Procedure to be Followed in Such Matters.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 104, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Peters
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown, Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Swendseid
Craig	Lee	Streich
Ehr	Levin	Swett
Ellingson	Lillehaugen	Svingen

Messrs.	Messrs.	Messrs.
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Mr. Speaker
Henrickson	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fedje	Plath	Yeater
Hildebrand	Tester	Zimmerman
Lofthus	Watt	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 10. 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 85, nays 20, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Peters
Anderson, Divide	Henrickson	Polfuss
Anderson, Sargent	Hoffman	Quam
Bell	Holthusen	Rabe
Bohnsack	Iverson, Griggs	Renner
Bollinger	Iverson, McKenzie	Roberts
Brown, Adams	Jardine	Rulon
Brown, Stutsman	Johnson, McKenzie	Shurr
Burkhart	Johnson, Traill	Signalness
Burns	Johnson, Ward	Sleight
Butt	Johnston	Sperry
Carlson	Kamrath	Standley
Conway	Kapfer	Steedsman

Messrs.	Messrs.	Messrs.
Cox	Kelly	Streich
Craig	Larvick	Svingen
Ehr	Lavik	Thompson, Burleigh
Ellingson	Levin	Thompson, Ramsey
Elken	Lynch	Traynor
Erickson, Kidder	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Flom	McManus	Veitch
Fowler	Meidinger	Wedel
Freeman	Miller	Westford
Gilchrist	Montgomery	Wilson
Gudmestad	Muus	Worner
Halcrow	Oberg	Mr. Speaker
Hanson	Olafson	
Hauge	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Lee	Siverson
Bubel	Lillehaugen	Swendseid
Erickson, McLean	Lyon	Swett
Fedje	McCay	Thatcher
Frojen	Martin	Tweten
Johnson, Foster	Owings	Van Berkom
Keierleber	Richardson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Tester	Zimmerman
Lofthus	Watt	
Plath	Yeater	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 23. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 200, Session Laws 1923, the same being Section 5220b9 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Depositors' Guaranty Fund Commission.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 103, nays 1, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Owings
Anderson, Divide	Hoffman	Peters
Anderson, Sargent	Holthusen	Polfuss

Messrs.	Messrs.	Messrs.
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bohnsack	Jardine	Renner
Bollinger	Johnson, Foster	Richardson
Brown, Adams	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Bubel	Johnson, Ward	Shurr
Burkhart	Johnston	Signalness
Burns	Kamrath	Siverson
Butt	Kapfer	Sleight
Carlson	Keierleber	Sperry
Conway	Kelly	Standley
Cox	Larvick	Steedsman
Craig	Lavik	Swendseid
Ehr	Lee	Streich
Ellingson	Levin	Swett
Elken	Lillehaugen	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell
Fowler	McManus	Van Berkom
Freeman	Martin	Veitch
Frojen	Meidinger	Wedel
Gilchrist	Miller	Westford
Gudmestad	Montgomery	Wilson
Halcrow	Muus	Worner
Hanson	Oberg	Mr. Speaker
Hauge	Olafson	
Helbling	Opdahl	

Those voting in the negative were:

Messrs.
Svingen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Thatcher	Yeater
Lofthus	Tester	Zimmerman
Plath	Watt	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 45. A Bill For an Act Making an Appropriation for the Per Diem and General Expenses 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 102, nays 2, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Opdahl
Anderson, Divide	Henrickson	Peters
Anderson, Sargent	Hoffman	Poifuss
Bell	Holthusen	Quam
Boeckel	Iverson, Griggs	Kabe
Bohnsack	Iverson, McKenzie	Renner
Bollinger	Jardine	Richardson
Brown, Adams	Johnson, Foster	Roberts
Brown, Stutsman	Johnson, McKenzie	Rulon
Bubel	Johnson, Traill	Shurr
Burkhart	Johnson, Ward	Signalness
Burns	Johnston	Siverson
Butt	Kamrath	Sleight
Carlson	Kapfer	Sperry
Conway	Keierleber	Standley
Cox	Kelly	Steedsman
Craig	Larvick	Swends eid
Ehr	Lavik	Streich
Ellingson	Lee	Svingen
Eiken	Levin	Thatcher
Erickson, Kidder	Lillehaugen	Thompson, Burleigh
Erickson, McLean	Lynch	Thompson, Ramsey
Fedje	Lyon	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkorn
Frojen	Meidinger	Veitch
Gilchrist	Milner	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
McCay	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Swett	Yeater
Lofthus	Tester	Zimmerman
Plath	Watt	

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 9688, of the Compiled Laws of North Dakota for 1913, Relating to the Racing of Animals for Wager.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 101, nays 3, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Owings
Anderson, Divide	Holthusen	Peters
Anderson, Sargent	Iverson, Griggs	Polfuss
Bell	Iverson, McKenzie	Quam
Boeckel	Jardine	Rabe
Bohnsack	Johnson, Foster	Renner
Bollinger	Johnson, McKenzie	Richardson
Brown, Adams	Johnson, Traill	Roberts
Brown, Stutsman	Johnson, Ward	Rulon
Bubel	Johnston	Shurr
Burkhart	Kamrath	Signalness
Burns	Kapfer	Siverson
Butt	Keierleber	Sleight
Carlson	Kelly	Sperry
Conway	Larvick	Standley
Cox	Lavik	Steedsman
Craig	Lee	Streich
Ehr	Levin	Swett
Ellingson	Lillehaugen	Svingen
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Mr. Speaker
Henrickson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fettig	Helbling	Wedel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Swendseid	Yeater
Lofthus	Tester	Zimmerman
Plath	Watt	

So the bill passed and the title was agreed to and the emergency clause declared carried.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Geo. Sweetland, of Fargo; S. T. May, President of State Normal School, Dickinson; Erling Muus, Morris Olson and Howard Pepke, of Minot.

Mr. Twichell moved that the House recess until one o'clock Monday, February 8th.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-THIRD DAY AFTER RECESS AND THIRTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 7, 1927.

The House re-assembled at 1:00 o'clock P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Trubshaw moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Trubshaw to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 154. 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, being Section 10322a33 supplement to 1913 Compiled Laws of North Dakota, Relating to Game Birds and Fixing the Open Season for Killing Same.

And recommend the adoption of the standing Committee's amendment, as follows:

Line 15 of the printed bill, strike out the words "16th day of October", and insert "1st day of November".

And the further amendment:

In line 17, strike out the figures and words "16th day of September" and insert in lieu thereof the figures and words "1st day of October".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 139. A Bill For an Act to Amend and Re-enact Section 5192a26, Supplement to the Compiled Laws of North Dakota for the year 1913.

And recommend that House Bill No. 139 be indefinitely postponed.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 5149 of the Compiled Laws of North Dakota for 1913, relating to the Organization of Banking Associations and Empowering the State Board to Supervise and control the Issuance of Certificates of Authority Thereto.

And recommend the adoption of the Standing Committee's amendment, as follows:

Line 3 of the title between the words "State" and "Board" insert the word "banking". On line 22, page 2, insert a comma after the word "standing" and after the word "statement".

And when so amended, recommend that the same do pass.

P. R. TRUBSHAW,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Rulon moved that the report of the Committee of the Whole be divided and that we take separate action on House Bill No. 154.

Which motion prevailed.

Mr. Swett moved that the report of the Committee of the Whole be divided and that we take separate action on House Bill No. 139.

The question being on the adoption of the report of the Committee of the Whole as to House Bill No. 79, a vote was taken and the report of the Committee of the Whole was declared adopted.

Mr. Ru'on moved that further consideration of House Bill No. 154 be indefinitely postponed.

Which motion was lost.

Mr. Erickson of Kidder moved that the report of the Committee of the Whole as to House Bill No. 154 be adopted.

Which motion prevailed.

Mr. Johnson of Traill moved that the report of the Committee of the Whole as to House Bill No. 139 be adopted|

Roll call demanded and granted.

ROLL CALL

The question being on the motion of Mr. Johnson of Traill that the report of the Committee of the Whole as to House Bill No. 139 be adopted, the roll was called, and there were ayes 55, nays 53, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Opdahl
Anderson, Divide	Holthusen	Owings
Anderson, Sargent	Iverson, Griggs	Peters
Boeckel	Johnson, Foster	Polfuss
Bohnsack	Johnson, McKenzie	Quam
Bubel	Johnson, Traill	Renner
Burkhart	Johnston	Richardson
Butt	Kamrath	Signalness
Carlson	Kapfer	Siverson
Conway	Keierleber	Swendseid
Craig	Larvick	Svingen
Elken	Lavik	Thatcher
Erickson, McLean	Lee	Thompson, Burleigh
Fedje	Levin	Treffry
Flom	Lillehaugen	Trubshaw
Gilchrist	Lynch	Tweten
Gudmestad	Lyon	Van Berkom
Halcrow	McManus	
Hanson	Martin	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Sperry
Bollinger	Johnson, Ward	Standley
Brown, Adams	Kelly	Steedsman
Brown, Stutsman	McCay	Streich
Burns	McDowall	Swett
Cox	McGauvran	Tester
Ehr	McGinnis	Thompson, Ramsey
Ellingson	Meidinger	Traynor
Erickson, Kidder	Miller	Twichell
Ferris	Montgomery	Veitch
Fettig	Muus	Watt
Fowler	Oberg	Wedel
Freeman	Olafson	Westford
Frojen	Rabe	Wilson
Hauge	Roberts	Worner
Helbling	Rulon	Yeater
Henrickson	Shurr	Mr. Speaker
Iverson, McKenzie	Sleight	

Absent and not voting:

Messrs.	Messrs.
Hildebrand	Plath
Lofthus	Zimmerman

So the motion was declared carried and further consideration of House Bill No. 139 was indefinitely postponed.

Mr. Lynch moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 7, 1927.

The House re-assembled at 2 o'clock P. M., Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

Roll call.

All members present except: Messrs. Hildebrand, Lofthus, Plath and Zimmerman.

Mr. Helbling moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: 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:

Page 13, insert a slug between lines 2 and 3.

Page 15, insert the letters "cu" before the syllable "lois" in line 26.

Page 28, remove slug between lines 7 and 8.

Page 36, insert a slug between lines 11 and 12.

Page 32, show "Thatcher" as voting "nay".

Page 26, show "Cox" as "absent".

On page 28, strike out line 31, 24, 25 and 26 and Insert the following: Senate Bill No. 100 and proper title of the bill.

On page 19 show "Johnson of Foster" as voting "nay".

And when so corrected recommend the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A resolution from the Valley City Bar Association recommending an increase of salary for Supreme and District Court judges was referred to the Committee on Judiciary.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 7, 1927.

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

House Bill No. 6. A Bill For an Act to Appropriate \$4,200.00 to pay Travel Expense, and Stenographer's salary of the Dairy Division of the Department of Agriculture and Labor for the Period Commencing February 1, 1927, and ending June 30, 1927.

House Bill No. 10. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

House Bill No. 113.—Concurrent Resolution.—A Joint 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.

House Bill No. 134. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

House Bill No. 127. A Bill For an Act Providing Maximum Punishments for Persons Convicted of a Felony Who Have Been Convicted of Two or More Felonies In Any State of the United States, and Prescribing the Procedure in Such Cases.

House Bill No. 135. A Bill For an Act to Amend and Re-enact Section 10605 of the Compiled Laws of North Dakota for the Year 1913, Relating to Examination of Witnesses in Preliminary Examinations.

House Bill No. 97. A Bill For an Act to Repeal Section 17 of Chapter 174, Session Laws 1919, Making an Annual Appropriation for the Purpose of Carrying Out the Provisions of said Chapter.

House Bill No. 109. A Bill For an Act to Repeal Sections 1804 and 1806, of the Compiled Laws of North Dakota for 1913, Relating to the State Trolley Line.

House Bill No. 170. A Bill For an Act Providing For the Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

House Bill No. 181. A Bill For an Act Making an Appropriation of \$8,000.00 for the Maintenance, Improvements, Repairs, Rents, Insurance and Upkeep of the State Capitol Building for the Balance of the Fiscal Year Ending June 30, 1927.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota.
February 7, 1927.

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

Senate Bill No. 73. A Bill For an Act Requiring Public Utilities to Obtain from the Board of Railroad Commissioners Certificates of Public Convenience and Necessity before Beginning the Construction or Operation of Public Utility Plants or Systems or the Exercising of any Rights or Privileges Under any Franchise or Certificate Hereafter Granted, or Under any Franchise Heretofore Granted, the Exercise of Which has not been commenced within one year from the Granting Thereof, or has been suspended or Discontinued for More Than One Year, and Prescribing the Procedure to be Followed in Such Matters.

Senate Bill No. 10. 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. 23. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 200, Session Laws 1923, the same being Section 5220b9 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Depositors' Guaranty Fund Commission.

Senate Bill No. 45. A Bill For an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 92. A Bill For an Act to Amend and Re-enact Section 9688, of the Compiled Laws of North Dakota for 1913, Relating to the Racing of Animals for Wager.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 7, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 3. A Bill for an Act providing that depositories of public funds may, with the consent of proper authorities, deposit and pledge as security in order to obtain the deposit of public funds, bonds, warrants, or bills receivable in an amount equal to the maximum deposit with such depository.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

REPORTS OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 142. 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.

Also,

House Bill No. 5. A Bill For an Act to Amend and Re-enact Section 915 of the Compiled Laws of North Dakota for the year 1913.

Also,

House Bill No. 140. A Bill For an Act Providing for the Voting of an Absent Voter Ballot by Electors who by Reason of Physical Disability are Unable to Attend Their Polling Place to Vote at any General or Primary Elections.

Also,

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 1958a3 of the Supplement to the Compiled Laws of North Dakota of 1913, said Section being Chapter 11 of the Session Laws of North Dakota of 1925; 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.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 133. A Bill For an Act to Amend and Re-enact Section 9441 of the Compiled Laws of North Dakota for the year 1913, Defining Criminal Conspiracies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 123. A Bill For an Act Governing Borrowing by Means of Bond Issues by Counties, Cities, Villages, Townships, School Districts, Park Districts and other Municipalities as Defined Herein; and Repealing Sections 1272, 1274, 1278, 1279, 1280, *1281, 1282, 1283, 1284, 1285, 1333, 1336, 1337, 1338, 1339, 1422, 3449, 3450, 3452, 3453, 3454, 3456, 3457, 3458, 3459, 3462, 3463, 3464, 3465, 3466, 3467, 3468, 3469, 3470, 3868, 4014, 4015, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, 4031, 4032, 4033, 4034, 4035, 4036, 4037, 4038, 4039, 4254, 4255, 4256, 4257, 4258, 4259, 4260, 4261 of the Compiled Laws of North Dakota for the year 1913 and repealing Sections 1273, 1274a1, 1274a2, 1275, 1276, 1277, 1303, 1307, 1321a14, 1332, 1334, 1335, 1341, 1421, 1422, 3451, 3743c1, 3743c2, 3743c3, 3882a1, 3882a2, 4016, 4037b, 4037c, 4037d1 and 4037d2 of the Supplement to the 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 be amended as follows:

In Sub-section (5) of Section 4 on page 9 of the printed bill, strike out all of line 75 after the colon and strike out lines 76, 77, 78 and 79 and insert in lieu thereof the following: "(a) For the erection of a township hall and the purchase of a site therefor." "(b) For the construction of roads and bridges but all outstanding unpaid bonds for

road and bridge purposes shall not exceed in amount at any one time one and one-half per centum (1½%) of the value of the taxable property in such township". In sub-section (6) of Section 4 on page 9 of the printed bill in line 84, strike out the words "one-fourth of." In Sub-Section (8) of Section 4 on page 10 of the printed bill in lines 93 and 94 after the word "municipalities" strike out the words "except townships." In Section 5 line 4 on page 10 of the printed bill, strike out the words "a majority" and insert the words "sixty per cent". In Section 5 at the end of line 5 on page 10 of the printed bill, insert "except as otherwise provided in Section 3 of this Act and," in line 1 immediately following Section 24 on page 28 of the printed bill, insert "Section 25" before the word "Repeal".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Livestock made the following report:

Mr. Speaker: A majority of your Committee on Livestock to whom was referred.

House Bill No. 115. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay For the Same by a Tax on Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing All Laws in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. OPDAHL,
H. G. KAPFER,
ALBERT VON BERKOM,
JOSEPH RENNER,
C. O. SVINGEN.

Mr. Svingen moved that the report be adopted.

The Committee on Livestock made the following report:

Mr. Speaker. A Minority of your Committee on Livestock to whom was referred:

House Bill No. 115. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay For the Same by a Tax on Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing All Laws in Conflict Herewith

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

In Section 2, line 4, change figures \$3.00 to read \$2.00, and figure \$5.00 to read \$4.00, and strike out the word "three" and insert the word "two" and strike out the word "five" and insert the word "four." In Section 2, line 4, after word "and" insert "each spayed female as certified to by a licensed veterinarian and." In Section 2, line 6, after word "collected" strike out the words "at the same time" and insert the words "on or before August 1st". In Section 2, line 15, after the word "the" strike out the words "second Monday of March" and insert the words "First day of August". In line 16, after the word "year" following the assessors report." In line 21, after the tag insert "in year issued". In Section 3, line 8, strike out the word "August." On the same line after the word "year" insert the words "Following assessors' reports." In Section 4, line 3, strike out the words "some disinterested person" and insert the words "the township clerk or township supervisor or if in an unorganized township a county commissioner." In Section 4, line 8, after the first "and" insert the words "which shall be approved by township board, whom." In Section 4, line 14, after the word "animals" and the words "said (2) dollars to be refunded out of dog tax fund if claim is allowed". In Section 7, line 7, after the words "dogs" add "and there shall be no liability on such person in damages or otherwise for such killing" Following Section 10, add Section 11. "Emergency. This act is hereby declared to be an emergency measure and shall be in force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

HUGH McDOWALL,
C. A. MILLER,
J. D. HOLTHUSEN,
A. N. FLOM.

Mr. Veitch moved as a substitute motion that the minority report be adopted, which motion prevailed and the report was adopted.

The Majority of the Committee on Judiciary made the following report:

Mr. Speaker: A Majority of your Committee on Judiciary to whom was referred:

House Bill No. 131. A Bill For an Act to Create a Jury Commission, to Provide for the Appointment of Jury Commissioners, their Qualifications and Salary, Prescribing the Duties Thereof and Repealing Sections 817, 818, 819, 820, 821, 822, 823, 824, 826, and 831 of the Compiled Laws of North Dakota for 1913, and all other Acts and Parts of Acts in Conflict Herewith.

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

GORDON W. COX,
P. R. TRUBSHAW,
S. W. THOMPSON,
A. W. FOWLER,

T. E. SLEIGHT,
 H. E. WEDEL,
 J. H. HENRICKSON,
 J. H. McCAY,
 L. L. TWICHELL.

The minority Committee on Judiciary made the following report:

Mr. Speaker: A Minority of your Committee on Judiciary to whom was referred:

House Bill No. 131. A Bill For an Act to Create a Jury Commission, to Provide for the Appointment of Jury Commissioners, their Qualifications and Salary, Prescribing the Duties Thereof and Repealing Sections 817, 818, 819, 820, 821, 822, 823, 824, 826, and 831 of the Compiled Laws of North Dakota for 1913, and all other Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. H. LYNCH,
 R. E. SWENDSEID,
 Wm. A. THATCHER,
 O. F. ANDERSON,
 O. E. ERICKSON,
 JOSEPH RENNER,
 R. O. SIGNALNESS.

Mr. Cox moved that the report of the majority on House Bill No. 131 be adopted.

Mr. Erickson of Kidder moved as a substitute motion that the report of the minority on House Bill No. 131 be adopted.

Which motion prevailed.

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 185. 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:

On line 6, page 2, of the printed bill, after the word "removing" insert the words "or altering." After Section 2, of the printed bill, add the following section: "Section 3. Repeal. All acts or parts of acts insofar as they may conflict herewith, are hereby repealed."

And when so amended recommend the same do pass.

C. VERNON FREEMAN,
 Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 145. A Bill For an Act to appropriate Two Thousand (\$2,000.00) Dollars to the North Dakota Horticultural Society for the Biennial period ending June 30th, 1929.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,
Acting Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 180. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society, of Fargo, North Dakota.

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

D. L. PETERS,
Acting Chairman.

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

Mr. Erickson of Kidder moved that we defer action on House Bill No. 197 until the bill is printed and distributed to the members.

Which motion prevailed.

The Committee on Appropriations made the following report:

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

Senate Bill No. 8. A Bill For an Act Making an Appropriation 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 the Federal Statutes.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 9. A Bill For an Act Making an Appropriation 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 Reenacted by Chapter 266, Laws of 1915, and as Amended and Reenacted by the Initiated Law approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923.

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

D. L. PETERS,
Acting Chairman.

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

Mr. Watt moved that we refer Senate Bill No. 12 to General Orders.

Which motion prevailed.

The Committee on Appropriations made the following report:

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

Senate Bill No. 26. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Special Fund Accruing from Fees collected by the State Securities Commission under the Provisions of Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 28. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Fund Accruing from Testers' License

Fees Collected and Paid into the Treasury under the provisions of Chapter 103, Session Laws 1917, the same being Section 2865b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

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

D. L. PETERS,
Acting Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 95. A Bill For an Act Making an Appropriation for the Payment of Compiled Laws of 1913 Purchased by the Secretary of State for Official Purposes.

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

D. L. PETERS,
Acting Chairman.

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

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

Was delivered to the governor for his approval at the hour of 11:30 o'clock A. M., February 7th.

E. E. VEITCH,
Chairman.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Ehr:

House Bill No. 225. A Bill For an Act Requiring the Board of Railroad Commissioners to Investigate and Fix Rates, Charges, Practices, Rules and Regulations of Carriers and Railroad Corporations for the Transportation of Fuel, Specifying the Proceedings therefor, Making an Appropriation

for such Purpose and for the Defense of such Rates, and Repealing Sections 4798a1 to 4798a5, inclusive, of the Supplement to the Compiled Laws 1913, and Repealing Sections 4795a1 to 4795a11, inclusive, of the Supplement to the Compiled Laws 1913, so far as the same is Applicable to Rates for the Transportation of Fuel.

Was read the first and second times and referred to the Committee on Railroads.

Introduced by Mr. E. E. Iverson and Mr. H. F. Butt.

House Bill No. 226. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement to the Compiled Laws of 1913 relating to the report of the treasurer under the public depository law (714a1 to 714a20 of the Supplement to the Compiled Laws of 1913).

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

Introduced by Messrs. Helbling, Freeman and Fowler:

House Bill No. 227. A Bill For an Act Making an Appropriation for Agricultural Fair purposes and providing for the division, expenditure and disbursement thereof.

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

Introduced by Mr. Helbling:

House Bill No. 228. A Bill For an Act to Amend and Re-enact Section 544 of the Compiled Laws of 1913.

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

Introduced by Mr. Tester.

House Bill No. 229. A Bill For an Act to Amend and Re-enact Section 9240 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing for the Prohibition of Public Traffic on the first day of the week, and defining exceptions.

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

Introduced by Mr. Cox:

House Bill No. 230. A Bill For an Act to Amend and Re-enact Section 10 of Chapter 181 of the Session Laws of 1925, Relating to the Establishment of Railroad Crossings.

Was read the first and second times and referred to the Committee on Railroads.

Introduced by Messrs. Standley and Erickson of Kidder.

House Bill No. 231. A Bill (Regulating the Management of Hospitals, and the Practise of Medicine, surgery and chiro-

practic therein). An Act Defining a Public Hospital and Management Thereof; Governing the Practice of Medicine, Surgery and Chiropractic therein; authorizing Hospitals to Adopt Rules, Regulations and By-Laws; to Enforce the Same; to Suspend Physicians, Surgeons and Chiropractics Practising Therein; Providing for Appeals to the Courts and Limiting the Damages, if any, for the Suspension of the Right to Practise Medicine, Surgery and Chiropractic in such hospital.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Messrs. Lyons and Burns:

House Bill No. 232. A Bill For an Act to Amend and Re-enact Sections 2836 and 2837 of the Compiled Laws of North Dakota for 1913 Relating to the Manufacture and Sale of Dairy Products.

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

Introduced by Mr. Traynor, (by request):

House Bill No. 233. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the Reports of Public Treasurers.

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

Introduced by Mr. J. K. Olafson:

House Bill No. 234. A Bill For an Act Making an Appropriation to the North Dakota Dairymen's Association.

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

Introduced by Mr. Ben Fedje:

House Bill No. 235. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota, Relating to the Election of State Officers and Regulating the Terms of Such Officers.

Was read the first and second times and referred to the Committee on Judiciary.

Mr. Swett moved that the House recess subject to the call of the Chair.

Which motion prevailed.

The House was called to order pursuant to recess, Speaker John W. Carr, presiding.

Upon request the House reverted to the Seventh Order of Business.

Mr. Twichell moved that House Bill No. 52 be placed in General Orders for Wednesday and that House Bill No. 54 be placed in General Orders for Thursday.

Which motion prevailed.

Mr. Cox moved that action on House Bill No. 91 be deferred until Tuesday.

Which motion prevailed.

Mr. Freeman moved that House Bill No. 118 be re-referred to the Committee on Elections for the purpose of making a correction in the title and in the body of the bill.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

Mr. Johnson of Ward moved that House Bill No. 142 be re-referred to the Committee on Insurance for the purpose of making an amendment.

Which motion prevailed.

ROLL CALL

House Bill No. 5. A Bill For an Act to Amend and Re-enact Section 915 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 108, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnson, McKenzie	Shurr
Brown, Adams	Johnson, Traill	Signalness
Brown, Stutsman	Johnson, Ward	Siverson
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley
Butt	Keierleber	Steedsman
Carlson	Kelly	Swendseid
Conway	Larvick	Streich
Cox	Lavik	Swett
Craig	Lee	Svingen
Ehr	Levin	Tester
Ellingson	Lillehaugen	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw

Messrs.	Messrs.	Messrs.
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Yeater
Helbling	Peters	Zimmerman
Henrickson	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.
Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Lofthus	Plath

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 140. A Bill For an Act Providing for the Voting of an Absent Voter Ballot by Electors who by Reason of Physical Disability are Unable to Attend Their Polling Place to Vote at any General or Primary Elections.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 70, nays 39, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Rulon
Boeckel	Holthusen	Sleight
Bohnsack	Iverson, McKenzie	Sperry
Bollinger	Jardine	Standley
Brown, Adams	Johnson, McKenzie	Steedsman
Brown, Stutsman	Johnson, Traill	Streich
Bubel	Johnson, Ward	Swett
Burns	Johnston	Tester
Cox	Kelly	Thompson, Burleigh
Ehr	Larvick	Thompson, Ramsey
Ellingson	Levin	Traynor
Elken	Lynch	Trubshaw
Erickson, Kidder	McDowall	Twichell
Erickson, McLean	McGauvran	Veitch
Fedje	McGinnis	Watt
Fettig	Meidinger	Wedel
Flom	Miller	Westford
Fowler	Montgomery	Wilson
Freeman	Muus	Worner

Messrs.	Messrs.	Messrs.
Frojen	Olafson	Yeater
Gudmestad	Peters	Zimmerman
Halcrow	Polfuss	Mr. Speaker
Hauge	Rabe	
Henrickson	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Owings
Anderson, Divide	Kamrath	Quam
Anderson, Sargent	Kapfer	Renner
Burkhart	Keierleber	Richardson
Butt	Lavik	Shurr
Carlson	Lee	Signalness
Conway	Lillehaugen	Siverson
Craig	Lyon	Swendseid
Ferris	McCay	Svingen
Gilchrist	McManus	Thatcher
Hanson	Martin	Treffry
Helbling	Oberg	Tweten
Iverson, Griggs	Opdahl	Van Berkom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Lofthus	Plath

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 1958a3 of the Supplement to the Compiled Laws of North Dakota of 1913, said Section being Chapter 11 of the Session Laws of North Dakota of 1925; 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 96, nays 12, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Henrickson	Rabe
Anderson, Sargent	Hoffman	Renner
Bell	Holthusen	Roberts
Boeckel	Iverson, Griggs	Rulon
Bohnsack	Iverson, McKenzie	Shurr
Bollinger	Jardine	Signalness
Brown, Adams	Johnson, Foster	Siverson

Messrs.	Messrs.	Messrs.
Brown, Stutsman	Johnson, McKenzie	Sleight
Bubel	Johnson, Traill	Sperry
Burkhart	Johnson, Ward	Standley
Burns	Johnston	Steedsman
Butt	Kelly	Streich
Carlson	Larvick	Swett
Cox	Lavik	Svingen
Ehr	Lee	Tester
Ellingson	Levin	Thatcher
Elken	Lillehaugen	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Peters	Zimmerman
Helbling	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Kapfer	Owings
Conway	Keierleber	Quam
Craig	McCay	Richardson
Kamrath	Martin	Yeater

Absent and not voting:

Messrs.	Messrs.
Hildebrand	Plath
Lofthus	Swendseid

So the bill passed and the title was agreed to and the emergency clause declared carried.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 108. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 159 of the Session Laws for the Year 1919, Relating to Readjustment of Rates.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 110. A Bill For an Act Providing For the Compulsory Licensing of Non-residents Making Auction Sales Within this State; Providing for the Manner of Payment of License Fee, and Providing a Penalty for the Violation Thereof.

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

Senate Bill No. 119. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employes of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for all Corporate Actions with Reference Thereto.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Senate Bill No. 3. A Bill for an Act providing that depositories of public funds may, with the consent of proper authorities, deposit and pledge as security in order to obtain the deposit of public funds, bonds, warrants, or bills receivable in an amount equal to the maximum deposit with such depository.

Was read the first and second times and referred to the Committee on Banking.

THIRD READING OF SENATE BILLS

Mr. Twichel moved that Senate Bill No. 67 be re-referred to the Committee on Judiciary.

Which motion prevailed.

ROLL CALL

Senate Bill No. 84. A Bill For an Act Authorizing the School Board of any School District whose Property is not Required by Law to be Insured against Loss by fire or tornado by the State Fire and Tornado Fund to Insure the Property of such District against such Loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 82, nays 25, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Iverson, Griggs	Shurr
Bell	Iverson, McKenzie	Sleight
Bohnsack	Jardine	Sperry
Bollinger	Johnson, McKenzie	Standley
Brown, Adams	Johnson, Traill	Steedsman
Brown, Stutsman	Johnston	Swendseid
Bubel	Keierleber	Streich
Burkhart	Kelly	Swett
Burns	Larvick	Svingen
Butt	Lavik	Tester
Cox	Lee	Thatcher
Ehr	Lynch	Thompson, Burleigh
Ellingson	McDowall	Thompson, Ramsey
Elken	McGauvran	Traynor
Fedje	McGinnis	Treffry
Ferris	Meidinger	Trubshaw

Messrs.	Messrs.	Messrs.
Fettig	Miller	Tweten
Flom	Montgomery	Twichell
Fowler	Muus	Veitch
Frojen	Oberg	Watt
Gilchrist	Olafson	Wedel
Gudmestad	Opdahl	Westford
Halcrow	Peters	Wilson
Hanson	Polfuss	Worner
Helbling	Rabe	Zimmerman
Henrickson	Renner	Mr. Speaker
Hoffman	Roberts	
Holthusen	Rulon	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Owings
Boeckel	Kamrath	Quam
Carlson	Kapfer	Richardson
Conway	Levin	Signalness
Craig	Lillehaugen	Siverson
Erickson, Kidder	Lyon	Van Berkom
Erickson, McLean	McCay	Yeater
Freeman	McManus	
Hauge	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, Ward	Plath
Hildebrand	Lofthus	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 42. A Bill For an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2729, Inclusive, 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 104, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Johnson, Foster	Richardson
Boeckel	Johnson, McKenzie	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight

Messrs.	Messrs.	Messrs.
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Cox	Levin	Swett
Craig	Lillehaugen	Svingen
Ehr	Lynch	Tester
Ellingson	Lyon	Thatcher
Erickson, McLean	McCay	Thompson, Burleigh
Fedje	McDowall	Thompson, Ramsey
Ferris	McGauvran	Traynor
Fettig	McGinnis	Treffry
Flom	McManus	Trubshaw
Fowler	Martin	Tweten
Freeman	Meidinger	Twichell
Frojen	Miller	Van Berkum
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Zimmerman
Henrickson	Peters	Mr. Speaker
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Johnson, Ward	Veitch
Erickson, Kidder	Lofthus	Yeater
Hildebrand	Plath	

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 Glanders and Dourine Indemnity Fund.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 101, nays 2, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Rabe
Anderson, Divide	Iverson, Griggs	Renner
Anderson, Sargent	Iverson, McKenzie	Richardson
Bell	Jardine	Rulon
Boeckel	Johnson, Foster	Shurr
Bohnsack	Johnson, McKenzie	Signalness
Bollinger	Johnson, Traill	Siverson
Brown, Adams	Johnson, Ward	Sleight
Brown, Stutsman	Johnston	Sperry
Burkhart	Kapfer	Standley
Burns	Keierleber	Steedsman

Messrs.	Messrs.	Messrs.
Butt	Kelly	Swendseid
Carlson	Larvick	Streich
Conway	Lavik	Swett
Cox	Lee	Svingen
Craig	Levin	Tester
Ellingson	Lillehaugen	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Henrickson	Peters	Mr. Speaker
Hoffman	Quam	

Those voting in the negative were:

Messrs.	Messrs.
Lynch	Polfuss

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	Hildebrand	Plath
Ehr	Kamrath	Roberts
Elken	Lofthug	Veitch

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 44. A Bill For an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 107, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Rulon
Bohnsack	Johnson, Foster	Shurr
Bollinger	Johnson, McKenzie	Signalness
Brown of Adams	Johnson, Traill	Siverson

Messrs.	Messrs.	Messrs.
Brown, Stutsman	Johnson, Ward	Sleight
Bubel	Johnston	Sperry
Burkhart	Kamrath	Standley
Burns	Kapfer	Steedsman
Butt	Keierleber	Swendseid
Carlson	Kelly	Streich
Conway	Larvick	Swett
Cox	Lavik	Svingen
Craig	Lee	Tester
Ehr	Levin	Thatcher
Ellingson	Lillehaugen	Thompson, Burleigh
Elken	Lyon	Thompson, Ramsey
Erickson, Kidder	McCay	Traynor
Erickson, McLean	McDowall	Treffry
Fedje	McGauvran	Trubshaw
Ferris	McGinnis	Tweten
Fettig	McManus	Twichell
Flom	Martin	Van Berkorn
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Owings	Zimmerman
Helbling	Peters	Mr. Speaker
Henrickson	Polfuss	

Those voting in the negative were:

Messrs.
Lynch

Absent and not voting:

Messrs.	Messrs.
Hildebrand	Plath
Lofthus	Roberts

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Upon request the House reverted to the Seventh Order of Business.

Mr. Kelly moved that Senate Bill No. 1 be re-referred to the Committee on Tax and Tax Laws for the purpose of making some amendments.

Which motion prevailed.

GENERAL ORDERS

Mr. Thompson of Burleigh moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Thompson of Burleigh to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 147. A Bill For an Act to amend and re-enact Section 4220 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913 relating to the compensation of the township clerks and supervisors.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 14, page 2 of the printed bill strike out the words and figures "thirty-five dollars (\$35.00)" and insert in lieu thereof "twenty-five dollars (\$25.00)".

At the end of Section 1 insert the following paragraph:

"Section 2. Emergency. An emergency is hereby declared to exist, therefore this act should take effect and be in force from and after its passage and approval."

At line one, page 2 of the printed bill strike out the word and figure "Section 2", and insert in lieu thereof "Section 3".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Chapter 145 of the Session Laws of 1919, as embodied in Section 1755 Supplement to the 1913 Compiled Laws of North Dakota.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out all of lines 15, 16 and 17 of page 2 of the printed bill, and insert in lieu thereof the following paragraph: "the maximum salary of the Superintendent shall be Four Thousand Dollars (\$4,000.00), and of the Matron Nine Hundred Dollars (\$900.00); and such salaries and the salaries of the Assistant Superintendent and the the Assistant Physicians, shall be fixed by the Board of Administration, subject to the approval of the Governor".

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 93. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 162 of the Session Laws for the Year 1919, as amended by Chapter 145 of the Session Laws of 1921, as Amended by Chapter 220 of the Session Laws of 1925.

And recommend that the same be re-referred to the Committee on Appropriations.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 165. A Bill for an Act to appropriate the sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and Sounding of the Missouri River at or near Garrison, North Dakota, to determine the Advisibility and Feasibility of Constructing a Bridge Across said River Between the city of Garrison in McLean County and the City of Mannheim in Mercer County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

Change figures from "\$5,000.00" to "\$3,000.00".

And the further amendments:

In the title and body of the bill change the figures "\$5,000.00" to "\$3,000.00".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 76. A Bill For an Act to appropriate the Sum of \$5,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or Near Washburn, North Dakota to Determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the City of Washburn in McLean County and the City of Center in Oliver County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

Change "\$5,000.00" to "\$3,000.00".

And the further amendment:

In the title and body of the bill change the figures "\$5,000.00" to "\$3,000.00".

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 189. A Bill For an Act to appropriate the sum of \$5000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or near Elbowoods, North Dakota, on State Highway Route No. 24, to Determine the

Advisability and Feasibility of Constructing a Bridge Across Said River on Said State Highway Route, Under the Provisions of Subsection C. of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

Change figures from "\$5,000.00" to "\$3,000.00".

And the further amendment:

In the title and body of the bill change the figures "\$5,000.00" to "\$3,000.00".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

Senate Bill No. 47. A Bill For an Act to Amend and Re-enact Section 2898, Compiled Laws of North Dakota for 1913, Relating to the Manner of Labeling and Branding Seeds Offered for Sale Within the State of North Dakota.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out lines 24, 25 and 26 of the bill as passed by the Senate and insert in lieu thereof the following: "Third: the percentage of germination and the date of last testing of all seed corn, sweet clover, red clover and alfalfa. Fourth: The name of the county and state where grown, in the case of seed corn, or the name of the state where grown in the case of alfalfa seed".

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

Senate Bill No. 101. A Bill For an Act to Amend and Re-enact Section 8849 of the Compiled Laws of North Dakota, 1913, Relating to Decrees of Distribution in County Court.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out the word "his" following the word "in" contained in Section 8849 of the original Senate Bill. After the word "decree" where the word "decree" follows the word "such" in the original Senate Bill insert the following: "if the same effects the title to real estate". After the word "deeds" following the word "register" in the original Senate Bill insert the following: "in every county where such land distributed is situated".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

Senate Bill No. 74. A Bill For an Act Authorizing and Empowering the Board of Railroad Commissioners to ap-

point Examiners for the Purpose of Holding Hearings, and Prescribing the Powers and Duties of Such Examiners.

And recommend the adoption of the Standing Committee's amendment, as follows:

In the engrossed bill as the same came from the Senate, strike out the words "or any employees of said Board" where the same occurs in lines 4 and 5 of Section 1, and insert in lieu thereof "the Chief Statistician or the Chief Engineer of said Board".

And when so amended, recommend that the same do pass.

J. M. THOMPSON,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Trubshaw moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mrs. J. H. Henrikson, of Fort Ransom; Oscar Lindstrom, of Noonan; M. S. Ahne, of Hankinson; Miss Laura Sanderson, of LaMoure; F. C. Thomas, of Minneapolis, Minn.; Miss Zeola Parkinson, of Willow City; Mrs. Herbert Swett, of Tuttle.

Mr. Watt moved that the House recess until one o'clock tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 8, 1927.

The House re-assembled at 1:00 P. M., pursuant to recess taken. Speaker John W. Carr presiding.

The House referred to the ninth order of business.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. A. N. Flom.

House Bill No. 236. A Bill For an Act to Appropriate \$1,000.00 for the Payment of the Expenses to be Incurred by the North Dakota Live Stock Association.

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

Introduced by Mr. Elken:

House Bill No. 237. A Bill For an Act Providing for an "Interim Committee of Investigation of State Departments" and making an Appropriation of \$15,000.00 to defray the expenses thereof.

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

Introduced by Mr. R. A. Johnson:

House Bill No. 238. A Bill For an Act Regulating the Use and Sale of Bottles and Glassware for Testing Milk and Cream for Butter Fat.

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

Introduced by Mr. Oberg:

House Bill No. 239. 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

city of Washburn, Between McLean County, North Dakota and the town of Hensler, Oliver 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 times and referred to the Committee on Highways and Bridges.

Introduced by Mr. Elken:

House Bill No. 240. A Bill For an Act to Appropriate \$3,000.00 for the Payment of the Expenses to be Incurred by Boys and Girls Club Work at State Fairs.

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

Introduced by Mr. Rulon and Mr. Swett:

House Bill No. 241. A Bill For an Act to Amend and Re-enact Section 28 of Chapter 161 of the Laws of North Dakota for the year 1915, as amended by Chapter 134 of the Laws of North Dakota for the Year of 1919 and as amended by Chapter 71 of the Laws of North Dakota, for the year of 1921, and to Amend and Re-enact Section 29 of Chapter 161 of the Laws of North Dakota, for the year of 1915, relating to trespassing on lands where hunting is prohibited.

Was read the first and second times and referred to the Committee on Game and Fish.

Introduced by Representative Swett:

House Bill No. 242. A Bill For an Act Relating to Insurance Policies making the application the basis of the contract and limiting defenses by insurance companies after loss.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Committee on Appropriations:

House Bill No. 243. A Bill For an Act to Amend and Re-enact Section 189b3 of the Supplement to the Compiled Laws of 1913.

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

Introduced by Mr. Lynch:

House Bill No. 244. A Bill For an Act to Amend and Re-enact Section 8887 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Lynch:

House Bill No. 245. A Bill For an Act to Amend and Re-enact Section 8895 of the Compiled Laws of North Dakota for

the year 1913, and to Repeal Section 8896 of said Compiled Laws.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Alfred O. Brown:

House Bill No. 246. A Bill For an Act to Amend and Re-enact Section 234, Compiled Laws 1913, and Section 5146 (10) of the Supplement to the Compiled Laws 1913, being Sub-division 3 of Chapter 219, Session Laws 1917.

Was read the first and second times and referred to the Committee on Banking.

Introduced by John Quam and Alfred O. Brown:

House Bill No. 247. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 101 of the Session Laws of 1925 relating to the signing of bonds by public officials.

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

Introduced by Mr. McGavren:

House Bill No. 248. A Bill For an Act to Repeal Section 1990p of the Supplement to the Compiled Laws of North Dakota for the Year 1913; Relating to Highway Taxes.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Introduced by Mr. Fowler:

House Bill No. 249. A Bill For an Act to Amend and Re-enact Section 6954a1 Supplement to the 1913 Compiled Laws, relating to the collection of items through banking channels and establishing the liability of collecting agencies.

Was read the first and second times and referred to the Committee on Banking.

Introduced by Mr. Rabe:

House Bill No. 250. A Bill For an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureaus; Forbidding Discriminatory Rates and Requiring Written Variation to be Filed; Requiring Fire Insurance Companies to Maintain or Be Members of Rating Bureaus; Providing that Risks be Inspected; Requiring Rating Agreements to be Submitted to Commissioner of Insurance; also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau, and Proceedings Under Appeal from Order of Commissioner; Penalty for Violation; Exempting County Mutual Companies, and Providing Appropriation for Administration Thereof.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Twichell, Miller and Gudmestad:

House Bill No. 251. A Bill For an Act Providing that the Right of Any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to enforce the Collection of the Same shall be Suspended until July 1st, 1929; Providing the rate of Interest such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of All Tax Certificates or Tax Liens Held by the County on any Lands that have been Foreclosed Under Said Acts.

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

Introduced by Gudmestad, Miller and Twichell:

House Bill No. 252. A Bill For an Act to Provide for the Payment by the Bank of North Dakota of Taxes on Certain Lands that the State Treasurer as Trustee of the State of North Dakota holds as Security under Chapter 154, of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory thereof; Making an Appropriation therefor; Providing for the Reimbursement of the Bank of North Dakota therefrom and Establishing a Revolving Fund Therefor.

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

Introduced by the Committee on Appropriations:

House Bill No. 253. A Bill For an Act to Amend and Re-enact Sub-section B of Section 2976t15 of Supplement to the Compiled Laws of North Dakota for the Year 1913.

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

Mr. Watt moved that the House recess subject to the call of the chair.

Which motion prevailed.

The House was called to order pursuant to recess, Speaker John W. Carr presiding.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Appropriations Committee:

House Bill No. 254. A Bill For an Act Making an Appropriation for the Purpose of Erecting a Ward Building at the State Hospital for the Insane at Jamestown.

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

Introduced by Appropriations Committee:

House Bill No. 255. A Bill For an Act making an appropriation for the Erection of a Building for girls and furnishing equipment therefor at the State Training School, Mandan, North Dakota.

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

Introduced by C. N. Lee and Alfred O. Brown:

House Bill No. 256. A Bill For an Act to Amend and Re-enact Sections 12 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, as Amended and Re-enacted by Chapter 151 and Chapter 152 of the Session Laws of North Dakota for the year 1925.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Mr. McManus and Mr. Streich:

House Bill No. 257. A Bill For an Act authorizing the Bank of North Dakota to purchase the Tax Sale Certificates held by private purchasers on land upon which the Manager of the Bank of North Dakota has made foreclosure as Agent of the State Treasurer as Trustee of the State of North Dakota; for the creation of a revolving fund of \$300,000, to be used for such purpose; fixing the status of tax sale certificates held by the county on land upon which the Bank of North Dakota has foreclosed as agent of the State Treasurer.

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

Introduced by Representative W. D. Conway:

House Bill No. 258. A Bill For an Act to Amend and Re-enact Section 6073, of the Supplement to the Compiled Laws of North Dakota for 1913, relating to Usury, and defining same.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Alfred O. Brown and C. N. Lee:

House Bill No. 259. A Bill For an Act to Amend and Re-enact Sections 1, 5, 24, 25, 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, as Amended and Re-enacted by Chapter 151 and Chapter 152 of the Session Laws of North Dakota for the year 1925.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Mr. Halcrow and Thompson of Burleigh:

House Bill No. 260. A Bill For an Act to Amend and Re-enact Chapter 44 of the 1919 Session Laws of 1919 to Provide for the Taging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department instead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the abolishing of State Motor Vehicle Registration Department; Defining the Duties imposed upon State and County officials and their compensation; Establishing the method of collecting and distributing of fees received therefrom; Fixing Penalties for violation of this act; Providing an Appropriation for Administering the same and for use of State Highway Commission; For making of license tags and for repealing all acts and parts of acts in conflict therewith.

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

Mr. Kelly moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 8, 1927.

The House re-assembled at 2:00 o'clock P. M., Speaker John W. Carr presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

Roll call.

All members present except: **Mr. Loftus.**

Mr. Trubshaw moved that the absentee be excused

Which motion prevailed.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-third day after Recess and Thirty-fifth day and recommend that the same be corrected as follows:

Page 4, line 31, insert the word "lines" after the word "out."

Page 5, remove slug between lines 39 and 40.

Page 27, strike out the third, fourth, fifth and sixth

words in line 20 and insert the words "and body of the bill" after the word "title."

Page 29, line 9, strike out the word "of" after the word "statistician" and insert in lieu thereof the word "or"; and in line 19 insert the abbreviation "Mrs." before the initials "J. H. Henrickson."

Page 28, after line 27 insert the following:

"And when so amended, recommend that the same do pass."

And when so corrected recommend that the same be approved.

H. H. ROBERTS;
Chairman.

Mr. Roberts 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 7, 1927

TO THE HOUSE OF REPRESENTATIVES OF THE
STATE OF NORTH DAKOTA:

This is to notify you that I have this day approved:

House Bill No. 175. A Bill For an Act Making an Appropriation for Medical and Hospital Expenses of the Last Sickness, and For Funeral Expenses, of Hon. J. W. O'Neill, Who Died in Bismarck While in the Performance of His Duties as a Member of the Twentieth Legislative Assembly.

This bill has been filed with the Secretary of State.

Very truly yours,

A. G. SORLIE,
Governor.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,

February 8, 1927.

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

A Concurrent Resolution relative to the St. Lawrence Seaway.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 8, 1927.

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

House Bill No. 5. A Bill For an Act to Amend and Re-enact Section 915 of the Compiled Laws of North Dakota for the year 1913.

House Bill No. 140. A Bill For an Act Providing for the Voting of an Absent Voter Ballot by Electors who by Reason of Physical Disability are Unable to Attend Their Polling Place to Vote at any General or Primary Elections.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 1958a3 of the Supplement to the Compiled Laws of North Dakota of 1913, said Section being Chapter 11 of the Session Laws of North Dakota of 1925; 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.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber
Bismarck, North Dakota,
February 8, 1927.

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

Senate Bill No. 84. A Bill For an Act Authorizing the School Board of any School District whose Property is not Required by Law to be Insured against Loss by Fire or Tornado by the State Fire and Tornado Fund to Insure the Property of such District against such Loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Senate Bill No. 42. A Bill For an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2729, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 43. A Bill For an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Senate Bill No. 44. A Bill For an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, N. D.
February 8, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 76. A Bill For an Act to Amend Chapter 162 of the Session Laws of North Dakota for 1919 as Amended by Chapter 73 of the Special Session Laws of North Dakota for the year 1919 and Chapter 141, 142, 143, 144 and 145 of the Session Laws of North Dakota for the year 1921 and Chapters 347, 349 and 350 of the Session Laws of North Dakota for the year 1923 and by Chapters 84, 220, 221, 222, 223, 225 and 226 of the Session Laws of North Dakota for the year 1925 by adding Sections 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39 and 40 relating to and providing for the benefit of employees insured and the dependents of employees killed in hazardous employments, fixing the duties and liability of employers and employees and providing additional methods of securing the payment of obligations arising in favor of insured employees and their dependents and providing for partial support of the North Dakota Workmen's Compensation Bureau from insurance companies and by repealing all acts and parts of acts insofar as they are in conflict with the aforesaid added sections.

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

Very respectfully,

W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1927.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 73. A Bill For an Act Providing for the Deposition of Forfeiture and Pecuniary Penalties.

House Bill No. 75. A Bill For an Act to Amend Subdivision 6 of Section 10628 of the Compiled Laws of North Dakota for 1913. Relating to the Arraignment of, and the Receiving of Pleas of Guilty in Criminal Cases Before District Judges.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 3535 of the Compiled Laws of North Dakota, year 1913 Relating to Per Diem and Mileage of Witnesses.

Which the Senate has indefinitely postponed.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1927.

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

Senate Bill No. 17. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Senate Bill No. 87. A Bill For an Act to Regulate Grain and Seed Warehouses; Defining Public Warehouses and Providing for the Bonding, Licensing and Supervision thereof and the Weighing, Storing, Buying, and Handling of Grain and Seeds; Prescribing the duties and powers of the Board of Railroad Commissioners in relation thereto; Providing for the Appointment of a Federal Licensed Inspector, and such other employees as may be deemed necessary to carry out the provisions of this Act and making an appropriation therefor; Providing Penalties and Repealing Sections: 3100, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109, 3110, 3111, 3112, 3113, 3114, 3115, 3116, 3117, 3123, 3135, 3136, 3137.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

PETITIONS AND COMMUNICATIONS

A communication from the Secretary of the Interior to the Chief Clerk, relative to the condition of Indians on Standing Rock Reservation, was referred to the Committee on Federal Relations.

A telegram from J. Edgar Wagar, President of the Bantry School Board, relative to state aid for schools, was referred to the Committee on Education.

A communication signed by Mary A. Smith and 12 others, objecting to Sunday moving pictures, was referred to the Committee on State Affairs.

TUESDAY, FEBRUARY 8, 1927

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CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D. C.

February 3, 1927.

Hon. John W. Carr,
Speaker, House of Representatives,
Bismarck, North Dakota.

Dear Mr. Carr:

I have just received from the Secretary of State concurrent resolution introduced by Senator Kretschmar and passed by the legislative assembly of North Dakota memorializing Congress to take immediate action towards the passage of such laws as will make possible the early completion of the Great Lakes-St. Lawrence Waterway Project.

I will cooperate in seeing to it that at least one of these resolutions is presented directly to the House and referred to the appropriate committee.

I assume that the legislators and people of the state generally are familiar with the situation pointed out by Governor Harding in his recent speeches in North Dakota on this subject wherein he emphasized that the situation now awaits executive action with a view of entering into the required treaties with the Dominion of Canada before actual legislation can be enacted.

I am glad to note that our legislature has by this memorial again shown its interest in this project of such tremendous importance to our state and to the entire Northwest.

Very sincerely yours,
O. B. BURTNESS.

Mr. Twichell moved that the communication from Congressman Burtness be printed in the Journal.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES
HOUSE 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

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota; 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 and declaring an emergency exists.

Also,

House Bill No. 86. A Bill for an Act to amend and re-

enact Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

Also,

House Bill No. 95. A Bill For an Act to Amend and Re-enact Section 4609c30 of the Supplement to the Compiled Laws 1913.

Were delivered to the Governor for his approval at the hour of 11 o'clock A. M., February 8.

E. E. VEITCH,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 152. A Bill For an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 as amended by Chapter 94, Session Laws of 1925, 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.

Also,

House Bill No. 154. A Bill for an Act to amend and Re-enact Section 33, Chapter 161, Session Laws of 1905, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, being Section 10322a33 supplement to 1913 Compiled Laws of North Dakota, Relating to Game Birds and Fixing the Open Season for Killing Same.

Also,

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 5149 of the Compiled Laws of North Dakota for 1913, relating to the Organization of Banking Associations and Empowering the State Board to Supervise and control the Issuance of Certificates of Authority Thereto.

Also,

House Bill No. 180. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society, of Fargo, North Dakota.

Also,

House Bill No. 147. A Bill For an Act to amend and re-enact Section 4220 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913 relating to the compensation of the township clerks and supervisors.

Also,

House Bill No. 157. A Bill for An Act to Amend and Re-enact Chapter 145 of the Session Laws of 1919, as embodied in Section 1755 Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 165. A Bill for an Act to Appropriate the sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and Sounding of the Missouri River at or near Garrison, North Dakota, to determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the city of Garrison in McLean County and the City of Mannhaven in Mercer County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Also,

House Bill No. 76. A Bill For an Act to Appropriate the Sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or Near Washburn, North Dakota to Determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the City of Washburn in McLean County and the City of Center in Oliver County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Also,

House Bill No. 189. A Bill For an Act to Appropriate the sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or near Elbowoods, North Dakota, on State Highway Route No. 24, to Determine the Advisability and Feasibility of Constructing a Bridge Across Said River on Said State Highway Route, Under the Provisions of Subsection C. of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Appropriations made the following report:

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

House Bill No. 45. A Bill For an Act Making an Appropriation to Pay C. E. Lounsbury, Wahpeton, North Dakota, Balance Due Him for Witness Fees, Mileage and Attorney's Fees in the Investigation of the State Highway Commission.

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

Wm. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was re-referred:

House Bill No. 9. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

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

Wm. WATT,
Chairman.

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

Mr. Watt moved that House Bill No. 9 be placed on the Calendar.

Which motion prevailed.

The Committee on Appropriations made the following report:

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

House Bill No. 50. A Bill For an Act Making an Appropriation to Pay F. J. Graham, Ellendale, North Dakota, Balance Due Him for Services as Attorney for Special House Committee in the Investigation of the State Highway Commission.

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

Wm. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 197. A Bill For an Act to Transfer the Sum of \$25,000.00 from the Fund Appropriated to the North

Dakota Agricultural College for Equipment to said College's Fund for Maintenance.

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

D. L. PETERS,
Acting Chairman.

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

Mr. Swett moved that we defer action on the committee report on House Bill No. 183 until Friday.

Which motion prevailed.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 220. A Bill For an Act to appropriate the sum of Thirty Thousand (\$30,000.00) Dollars, 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 Wahpeton, Richland County, North Dakota, and the city of Breckenridge, Wilkin 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 be amended as follows:

Substitute the words "Bois De Sioux River" for that of "Red River of the North" where the same appears in the title and the body of the bill.

And when so amended recommend the same do pass.

JOSEPH McGAUVRAN,
Chairman.

The Committee on Appropriations made the following report:

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

Senate Bill No. 7. A Bill For an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the General Fund.

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

Wm. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 56. A Bill For an Act to appropriate \$1,000.00 to the North Dakota Poultry Association for the biennial period agreeable with Sections 5118, 5119, and 5120 of the Compiled Laws of 1913 for the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

Wm. WATT,
Chairman.

Mr. Watt 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. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 83. A Bill For an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913, relating to Wolf Bounty.

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

J. H. BURNS,
Chairman.

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

The Committee on State Affairs make the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred a Concurrent Resolution introduced by Senator Martin, and addressed to the President and Vice President of the United States;

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

Strike out all of the resolution after the word "maintain," in line sixteen in the original engrossed resolution, and add the following:

"the price of wheat in 1919 and 1920 upon relative price level with that which was guaranteed and maintained during the period of the actual continuance of the operations of the World War.

And Further, that the Federal Government neglected to redeem its implied promise to so do.

And Further, the market price for wheat for the said years dropped considerably below the minimum price guar-

anted by the Federal Government through the Federal Grain Corporation, and that by reason thereof the wheat farmers of the United States sustained tremendous losses on account of the said reduction and price.

Further, that the cost of the production of the 1919 and 1920 wheat crop was vastly enhanced by reason of the scarcity of labor and the consequent high prices paid therefor, and the high prices prevailing for all implements, machinery and supplies necessarily used by the wheat farmers of the United States in the production of the said 1919 and 1920 crops.

And Whereas, the said United States or Federal Grain Corporation closed out and ceased its operations with a large surplus in the treasury, which said surplus represented profits realized by the said Federal Grain Corporation during the period of the war when it operated and enjoyed a complete monopoly of the wheat markets of the United States, and through said power and influence it exercised a dominant power over the markets of the world; and that in justice and equity the said surplus belongs to the wheat growers of the United States of America;

Whereas, the Federal Government after the close of the World War and the termination of its contract with the manufacturers of war materials and supplies, many such manufacturers were settled with and paid large sums as a remuneration for losses sustained on account of the contract relation existing between the Federal Government and the said manufacturers.

Whereas Further, the Federal Government settled with paid claims of the railroads and transportation companies with which it had contracts either expressed or implied, for the transportation of war material, soldiers, sailors, and so forth, and that large sums were paid to said transportation companies in settlement of claims which they presented to the Federal Government, many of which claims were not covered by express contracts.

Whereas, the Federal Government during the period of war, by its rules and regulations assumed to dictate and control the production acreage of wheat grown in the United States during the period of actual hostilities, and for the years 1919 and 1920, being the reconstruction period after the war; and in consequence thereof an implied contract arose between the wheat growers and the Federal Government, and the wheat growers relied upon the said implied contract and in justice and right should be remunerated for their losses in a sum not less than a price guaranteed by the Federal Government for wheat during the period of hostilities;

Whereas, the Federal Government realized a profit at the expense of the wheat grower and that the wheat grower in good faith complied with all the rules, regulations and requests of the Federal Government. It is the sense of the Senate and House of Representatives of the State of North Dakota that in justice and equity Congress should take full

cognizance of these millions of dollars now in the National Treasury, so retained and belonging to the Wheat Growers of the United States; that this money should be made available to use in any manner required in connection with Legislation which should be enacted at the earliest possible date, establishing for the grower of wheat in the United States, a price for his product, based upon American standards of living and cost.

Further, that a copy of this resolution be prepared by the Secretary of State of the State of North Dakota and forwarded to the President and Vice President of the United States, and to each Senator and member of the House of Representatives from the State of North Dakota.

And when so amended recommend that the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 100. A Bill for an Act to Amend Sections 2869-2870-2871-2872 and 2873 of the Compiled Laws of North Dakota for the year 1913 and Sections 2261 and 2262 of the Supplement to the Compiled Laws of 1913 and providing for the levy of a tax, the same to be expended for the destruction of rodent pests in a county, or in organized and unorganized townships in such county 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 the title of the bill after the words "For an Act", and insert in lieu thereof "To Provide for the Extermination of Rodent Pests, Gophers, Prairie Dogs, Rabbits and Crows, by County and Organized Townships, and in unorganized Townships; Providing a method of Procedure in exterminating, manner of raising necessary funds by Tax Levy, and for Assessment against real property; The Method of Expenditure of Moneys; and Repealing Sections 2869, 2870, 2871, 2872 and 2873 of the Compiled Laws of North Dakota for the year 1913".

Further amend the bill by renumbering the Section 7 as "Section 8" and insert the following as Section Seven "Section 7. Repeal. Sections 2869, 2870, 2871, 2872 and 2873 of the Compiled Laws of North Dakota for the year 1913 are hereby Repealed".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 191. A Bill For an Act to Prescribe Who Shall be Qualified Electors in Certain Bond Elections in this State.

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

In line 4 of the printed bill after the word "freeholder" strike out the comma and the balance of section 1 and insert in lieu thereof the words "or be the husband or wife of the holder of a homestead, estate, therein".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 193. A Bill For an Act to Amend and Re-enact Section 4206 of the Compiled Laws of North Dakota for the year 1913; Relating to the Compensation of Township Treasurer.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 188. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to Estrays and the Sale Thereof.

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

L. L. TWICHELL,
Chairman.

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

A majority of the Committee on State Affairs made the following report:

Mr. Speaker: A majority of your Committee on State Affairs to whom was referred:

House Bill No. 206. A Bill For an Act Providing for the readjustment of the Secretaryship of the Industrial Commission.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
GUY L. ELKEN,
C. VERNON FREEMAN,
J. K. OLAFSON,
A. J. RULON,
JOHN F. ZIMMERMAN,
P. R. TRUBSHAW,
A. N. FLOM,
CARL LARVICK,
L. O. RICHARDSON,
R. A. JOHNSON.

A minority of the Committee of State Affairs made the following report:

Mr. Speaker: A minority of your Committee on State Affairs to who was referred:

House Bill No. 206. A Bill For an Act Providing for the readjustment of the Secretaryship of the Industrial Commission.

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

C. N. LEE,
JAMES McMANUS,
ROY YEATER.

Mr. Twichell moved that the majority report be adopted.

Mr. McManus moved that the minority report be substituted for the report of the majority.

Roll call demanded and granted.

The question being on the motion of Mr. McManus that the minority report on House Bill No. 206 be substituted for the majority report, the roll was called, and there were ayes 48, nays 62, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Opdahl
Anderson, Divide	Iverson, McKenzie	Owings
Anderson, Sargent	Johnson, Foster	Quam
Boeckel	Johnson, McKenzie	Renner
Burkhart	Kamrath	Richardson
Butt	Kapfer	Shurr
Carlson	Keierleber	Signalness
Conway	Lavik	Siverson

Messrs.	Messrs.	Messrs.
Craig	Lee	Swendseid
Erickson, Kidder	Levin	Streich
Erickson, McLean	Lillehaugen	Svingen
Fedje	Lyon	Thatcher
Ferris	McCay	Treffry
Gilchrist	McManus	Tweten
Hanson	Martin	Van Berkom
Hildebrand	Oberg	Yeater

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Henrickson	Roberts
Bohnsack	Holthusen	Rulon
Bollinger	Jardine	Sleight
Brown of Adams	Johnson, Trail	Sperry
Brown, Stutsman	Johnson, Ward	Standley
Bubel	Johnston	Steedsmen
Burns	Kelly	Tester
Cox	Larvick	Thompson, Burleigh
Ehr	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Elken	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Flom	Meidinger	Veitch
Fowler	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Muus	Westford
Gudmestad	Olafson	Wilson
Halcrow	Peters	Worner
Hauge	Plath	Zimmerman
Helbling	Polfuss	Mr. Speaker
Hoffman	Rabe	

Absent and not voting:

Messrs.	Messrs.
Lofthus	Swett

So the motion was declared lost.

The question being on the motion of Mr. Twichell that the majority report be adopted, a vote was taken and the motion was declared carried, and House Bill No. 206 was indefinitely postponed.

Mr. Twichell moved that the vote by which House Bill No. 206 was indefinitely postponed be re-considered, and the motion to re-consider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 57. A Bill For an Act to Authorize Counties to issue Bonds and Warrants to procure Seed Grain and Feed for Needy Inhabitants Therein and Providing for the Issuance of Bonds and Warrants for Seed Grain by Counties

and Aid by the State in respect thereto, and making an Appropriation Therefor.

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

L. L. TWICHELL,
Chairman.

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

Mr. Twichell moved that the rules be suspended and that Senate Bill No. 57 be placed on third reading and final passage at this time.

Which motion prevailed.

ROLL CALL

Senate Bill No. 57. A Bill For an Act to Authorize Counties to issue Bonds and Warrants to procure Seed Grain and Feed for Needy Inhabitants Therein and Providing for the Issuance of Bonds and Warrants for Seed Grain by Counties and Aid by the State in respect thereto, 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 94, nays 17, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Renner
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Plath
Bohnsack	Johnson, Traill	Roberts
Bollinger	Johnson, Ward	Rulon
Brown, Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Burkhart	Kapfer	Siverson
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Streich
Craig	Levin	Svingen
Ehr	Lillehaugen	Swett
Ellingson	Lyon	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	McDowall	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Ferris	McManus	Van Berkom
Flom	Martin	Veitch
Fowler	Meidinger	Watt
Freeman	Miller	Wedel
Gilchrist	Montgomery	Westford

Messrs.	Messrs.	Messrs.
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hanson	Olafson	Yeater
Helbling	Opdahl	Mr. Speaker
Hildebrand	Owings	
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Iverson, McKenzie	Swendseid
Bubel	Johnson, McKenzie	Tester
Carlson	Lee	Treffry
Frojen	Peters	Tweten
Hauge	Rabe	Zimmerman
Henrickson	Sleight	

Absent and not voting:

Messrs.
Lofthus

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. Burkhart explained his vote and asked that his remarks be recorded in the Journal.

"I am not particularly interested in this bill. I am informed that the people in Ward County are not in favor of this seed and feed bill. I believe I am here to represent the people of the state and I vote "aye".

Mr. Sleight explained his vote and asked that his remarks be recorded in the Journal.

"My district is opposed to this measure and I will vote "no".

Mr. Martin moved that the report of the Committee of the Whole on House Bill No. 62, which was made a special order of business for this afternoon, be adopted.

Which motion prevailed.

REPORT OF SELECT COMMITTEE TO SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTIETH LEGISLATIVE ASSEMBLY:

The Joint Committee appointed by the Senate and House of Representatives to consider the Resolutions submitted to your Honorable Bodies by the Industrial Commission on February 1st, 1927, in reference to the matter of taxes on State lands obtained thru the foreclosure of mortgages by the Bank of North Dakota, herewith submits the following report and recommendations:

Your Joint Committee held three meetings to consider said matter which was attended by all of the members, and

also by Mr. C. R. Green, Manager of the Bank of North Dakota and the Attorney General. After obtaining such information as was available on the subject and considering the matter from all its angles, your Joint Committee finds that approximately \$520,000.00 has accrued in taxes against about 97,000 acres of land owned by the State obtained thru the foreclosure of mortgages taken by the Bank of North Dakota; that about one-third of said amount constituted tax certificates sold to individual purchasers, of which the Bank of North Dakota has paid out of its funds to protect the title of the State, the sum of about \$120,000.00; that about \$65,000.00 of such individual tax certificates are outstanding unpaid, and must be paid at once; that about \$338,000.00 of such unpaid taxes are in the form of tax certificates held by the Counties; and it is estimated that there will be about \$200,000.00 in such taxes accrue against said lands during the next two years, of which, on the basis of past experience, one-third will be sold to individuals and two-thirds held by the Counties.

It is further the opinion of your Joint Committee, that unless some legislation is adopted to take care of the situation, tax certificates now held by the Counties on such lands will be assigned or transferred, tax deeds may be applied for and obtained, and confusion result affecting and incumbering the State's title to such lands.

Your Joint Committee, therefore, respectfully recommends the adoption of legislation at this Session along the following lines:

First, the passage of a law authorizing and directing the Bank of North Dakota to pay all tax certificates held by individuals outstanding against said lands, and to provide an appropriation therefor out of the general funds of the State, if such funds can be made available for that purpose, and to constitute such appropriation in the amount of \$250,000.00 as a revolving fund for that purpose; second, the passage of a law wholly suspending the right of the County to acquire tax deeds, or to otherwise enforce its tax liens against said lands for the period of two years ending July 1st, 1929; providing that such tax certificates shall bear interest at the rate of seven per cent (7%) per annum until paid; and prohibiting the assignment or transfer by the Counties of any tax certificates held by them upon any such lands during the period such law shall be in force.

Two bills designed to carry out these recommendations are made a part of this report and will be introduced in the House of Representatives.

Respectfully submitted,

THOS. GUDMESTAD,
P. T. KRETSCHMAR,
W. H. PORTER,
S. J. ATKINS,
C. A. MILLER,
L. L. TWICHELL.

Majority of Joint Committee.

MINORITY REPORT

The following members of your Joint Committee agree to the foregoing report in all respects, except that it is our opinion that the Bank of North Dakota should be required to pay the individual tax certificates referred to therein out of funds of the Bank of North Dakota, and that a revolving fund of \$300,000.00 be created from the funds of said Bank for that purpose.

A Bill intended to carry out this recommendation is herewith made a part of this Minority Report and will be introduced in the House of Representatives.

Respectfully submitted,

JAMES McMANUS,
CHAS. F. STREICH,
A. S. MARSHALL,
L. O. FREDRICKSON.

Minority of Joint Committee.

Mr. Twichell moved that the report of the Select Committee be referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Swett moved that the report of the Select Committee be printed in the Journal.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

RESOLUTION

Introduced by Representative Swett

Whereas, the President, Delegates and County Presidents of the Nonpartisan Women's Clubs of North Dakota are now convened in Bismarck:

This Legislative body hereby extends to them our cordial invitation to attend the session of this House on Thursday, February 10, at 2 o'clock.

And that a committee of three be appointed to notify such organization of this invitation.

Mr. Swett moved that the resolution be adopted and that it be printed in the Journal.

Which motion prevailed.

The Speaker appointed as a committee to extend the invitation to the Non-Partisian Women's Club of North Dakota, the following: Mr. Swett, Mrs. Craig and Miss McGinnis.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Jardine:

House Bill No. 261. A Bill For an Act Authorizing and providing for the submission of controversies between the State Highway Commission of the State of North Dakota and parties contracting therewith to arbitration, and providing for the entry of judgment as in cases of arbitration between other parties and providing for the enforcement of such judgments.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 152. A Bill For an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 as amended by Chapter 94, Session Laws of 1925, 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, the roll was called, and there were ayes 64, nays 47, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Roberts
Bell	Jardine	Rulon
Bohnsack	Johnson, Traill	Sleight
Bollinger	Johnson, Ward	Sperry
Brown, Adams	Johnston	Standley
Brown, Stutsman	Kelly	Steedsman
Burns	Larvick	Tester
Butt	Lee	Thompson, Burleigh
Cox	Lynch	Thompson, Ramsey
Ehr	McDowall	Traynor
Ellingson	McGauvran	Trubshaw
Elken	McGinnis	Twichell
Fettig	Meidinger	Veitch
Flom	Miller	Watt
Fowler	Montgomery	Wedel
Freeman	Muus	Westford
Frojen	Olafson	Wilson
Gudmestad	Opdahl	Worner
Halcrow	Peters	Zimmerman
Hauge	Plath	Mr. Speaker
Henrickson	Polfuss	
Hoffman	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Renner
Boeckel	Johnson, Foster	Richardson
Bubel	Johnson, McKenzie	Shurr
Burkhart	Kamrath	Signalness

Messrs.	Messrs.	Messrs.
Carlson	Kapfer	Siverson
Conway	Keierleber	Swendseid
Craig	Lavik	Streich
Erickson, Kidder	Levin	Swett
Erickson, McLean	Lillehaugen	Svingen
Fedje	Lyon	Thatcher
Ferris	McCay	Treffry
Gilchrist	McManus	Tweten
Hanson	Martin	Van Berkom
Helbling	Oberg	Yeater
Hildebrand	Owings	

Absent and not voting:

Messrs.
Lofthus

So the bill passed and the title was agreed to.

Mr. Twichell moved that further consideration of House Bill No. 154 be indefinitely postponed.

Mr. Burkhart moved that the motion to indefinitely postpone House Bill No. 154 be laid on the table.

Which motion was lost.

The question being on Mr. Twichell's motion to indefinitely postpone House Bill No. 154, a roll call was demanded and granted.

ROLL CALL

House Bill No. 154. 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, being Section 10322a33 supplement to 1913 Compiled Laws of North Dakota, Relating to Game Birds and Fixing the Open Season for Killing Same.

The question being on the motion of Mr. Twichell to indefinitely postpone House Bill No. 154, the roll was called, and there were ayes 63, nays 46, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Johnson, McKenzie	Shurr
Bohnsack	Johnson, Traill	Sleight
Bollinger	Johnson, Ward	Sperry
Brown, Adams	Johnson	Standley
Brown, Stutsman	Kelly	Steedsman
Burns	McDowall	Streich
Cox	McGauvran	Svingen
Ehr	McGinnis	Tester
Elken	McManus	Thompson, Burleigh
Fettig	Meidinger	Thompson, Ramsey
Flom	Miller	Traynor
Fowler	Montgomery	Trubshaw
Freeman	Muus	Tweten

Messrs.	Messrs.	Messrs.
Frojen	Olafson	Twichell
Halcrow	Owings	Veitch
Hauge	Peters	Watt
Helbling	Plath	Wedel
Henrickson	Rabe	Westford
Hoffman	Renner	Wilson
Iverson, McKenzie	Roberts	Worner
Jardine	Rulon	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Oberg
Anderson, Sargent	Holthusen	Opdahl
Boeckel	Iverson, Griggs	Polfuss
Bubel	Johnson, Foster	Quam
Burkhart	Kamrath	Richardson
Butt	Kapfer	Signalness
Carlson	Keierleber	Siverson
Conway	Larvick	Swendseid
Craig	Lavik	Swett
Ellingson	Lee	Thatcher
Erickson, McLean	Levin	Treffry
Fedje	Lillehaugen	Van Berkom
Ferris	Lynch	Yeater
Gilchrist	Lyon	Zimmerman
Gudmestad	McCay	
Hanson	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Erickson, Kidder	Lofthus

So the motion was declared carried and further consideration of House Bill No. 154 was indefinitely postponed.

ROLL CALL

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 5149 of the Compiled Laws of North Dakota for 1913, relating to the Organization of Banking Associations and Empowering the State Board to Supervise and control the Issuance of Certificates of Authority 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 67, nays 42, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rulon
Bohnsack	Iverson, McKenzie	Sleight
Bollinger	Jardine	Sperry
Brown, Adams	Johnson, McKenzie	Standley
Brown, Stutsman	Johnson, Traill	Steedsman
Burns	Johnson, Ward	Svingen
Cox	Johnston	Tester

Messrs.	Messrs.	Messrs.
Craig	Kelly	Thatcher
Ehr	Larvick	Thompson, Burleigh
Elken	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Flom	McManus	Veitch
Fowler	Meidinger	Watt
Freeman	Miller	Wedel
Frojen	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Olafson	Worner
Hauge	Peters	Zimmerman
Helbling	Polfuss	Mr. Speaker
Henrickson	Rabe	
Hoffman	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Owings
Anderson, Divide	Johnson, Foster	Quam
Anderson, Sargent	Kamrath	Renner
Boeckel	Kapfer	Richardson
Bubel	Keierleber	Shurr
Burkhart	Lavik	Signalness
Butt	Lee	Siverson
Carlson	Levin	Swendseid
Conway	Lillehaugen	Streich
Erickson, McLean	Lyon	Swett
Fedje	McCay	Treffry
Gilchrist	Martin	Tweten
Hanson	Oberg	Van Berkom
Hildebrand	Opdahl	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lofthus	Plath

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 180. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society, of 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 105, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Quam
Anderson, Divide	Hoffman	Owings
Anderson, Sargent	Holthusen	Rabe
Bell	Iverson, Griggs	Renner

Messrs.	Messrs.	Messrs.
Boeckel	Iverson, McKenzie	Richardson
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Foster	Shurr
Brown, Adams	Johnson, McKenzie	Siverson
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnson, Traill	Sleight
Burkhart	Johnston	Sperry
Burns	Kamrath	Standley
Butt	Kapfer	Steedsman
Carlson	Keierleber	Swendseid
Conway	Kelly	Streich
Cox	Larvick	Swett
Craig	Lavik	Svingen
Ehr	Levin	Tester
Ellingson	Lillehaugen	Thatcher
Erickson, McLean	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Twetén
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Plath	Zimmerman
Henrickson	Polfuss	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	McGauvran	Yeater
Lee	Peters	
Lofthus	Roberts	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 147. A Bill For an Act to amend and re-enact Section 4220 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913 relating to the compensation of the township clerks and supervisors.

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 98, nays 8, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Polfuss
Anderson, Divide	Hildebrand	Rabe

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnson, Ward	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Streich
Cox	Lavik	Swendseid
Craig	Levin	Tester
Ehr	Lillehaugen	Thatcher
Ellingson	Lyon	Thompson, Ramsey
Erickson, Kidder	Lynch	Traynor
Erickson, McLean	McCay	Trubshaw
Fedje	McDowall	Twichell
Ferris	McGauvran	Tweten
Fettig	McGinnis	Van Berkom
Flom	McManus	Veitch
Fowler	Meidinger	Watt
Freeman	Miller	Wedel
Gilchrist	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hauge	Olafson	Yeater
Henrickson	Opdahl	Zimmerman
Hoffman	Owings	Mr. Speaker
Hanson	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Butt	Johnson, Foster	Svingen
Frojen	Martin	Treffry
Iverson, Griggs	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Lofthus	Swett
Lée	Peters	Thompson, Burleigh

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

House Bill No. 157. A Bill for an Act to Amend and Re-enact Chapter 145 of the Session Laws of 1919, as embodied in Section 1755 Supplement to the 1913 Compiled Laws 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 99, nays 4, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Plath
Anderson, Divide	Iverson, Griggs	Polfuss
Anderson, Sargent	Iverson, McKenzie	Quam
Bell	Jardine	Rabe
Boeckel	Johnson, Foster	Renner
Bohnsack	Johnson, McKenzie	Richardson
Bollinger	Johnson, Traill	Roberts
Brown, Adams	Johnson, Ward	Rulon
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Svingen
Ehr	Levin	Tester
Ellingson	Lillehaugen	Thatcher
Elken	Lynch	Thompson, Burleigh
Fedje	Lyon	Thompson, Ramsey
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Freeman	McGinnis	Tweten
Frojen	McManus	Twichell
Gilchrist	Martin	Van Berkom
Gudmestad	Meidinger	Veitch
Halcrow	Miller	Watt
Hanson	Montgomery	Wedel
Hauge	Muus	Westford
Helbling	Oberg	Wilson
Henrickson	Olafson	Worner
Hildebrand	Opdahl	Zimmerman
Hoffman	Peters	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Craig	Owings
McCay	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Fowler	Streich
Erickson, McLean	Lofthus	Swett
Flom	Shurr	Traynor

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 165. A Bill for an Act to Appropriate the sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and Sounding of the Missouri River at or near Garrison, North Dakota, to determine the Advisibility and Feasibility of Constructing a Bridge Across said River Between the city of Garrison in McLean County and the City of Mannhaven in

Mercer County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 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 94, nays 10, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hauge	Quam
Anderson, Divide	Helbling	Renner
Anderson, Sargent	Henrickson	Richardson
Bell	Hoffman	Roberts
Boeckel	Holthusen	Rulon
Brown, Adams	Iverson, Griggs	Signalness
Bohnsack	Iverson, McKenzie	Siverson
Bollinger	Jardine	Sperry
Brown, Stutsman	Johnson, Foster	Standley
Bubel	Johnson, McKenzie	Steedsman
Burkhart	Johnson, Ward	Streich
Burns	Kamrath	Swett
Butt	Kapfer	Svingen
Carlson	Keierleber	Tester
Conway	Kelly	Thatcher
Cox	Larvick	Thompson, Burleigh
Craig	Lavik	Thompson, Ramsey
Ehr	Lee	Traynor
Ellingson	Lynch	Treffry
Elken	Lyon	Trubshaw
Erickson, Kidder	McCay	Twichell
Erickson, McLean	McDowall	Van Berkom
Fedje	McGauvran	Veitch
Ferris	McManus	Watt
Fettig	Martin	Wedel
Fowler	Miller	Westford
Freeman	Montgomery	Wilson
Frojen	Oberg	Worner
Gilchrist	Olafson	Zimmerman
Gudmestad	Opdahl	Mr. Speaker
Halcrow	Plath	
Hanson	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flom	Lillehaugen	Tweten
Hildebrand	Meidinger	Yeater
Johnson, Traill	Owings	
Johnston	Swendseid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Levin	Muus	Shurr
Lofthus	Peters	Sleight
McGinnis	Rabe	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 76. A Bill For an Act to Appropriate the the sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or Near Washburn, North Dakota to Determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the City of Washburn in McLean County and the City of Center in Oliver County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 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 87, nays 16, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Renner
Anderson, Divide	Hoffman	Richardson
Anderson, Sargent	Holthusen	Roberts
Bell	Iverson, Griggs	Rulon
Boeckel	Iverson, McKenzie	Signalness
Bohnsack	Jardine	Siverson
Bollinger	Johnson, Foster	Sleight
Brown, Adams	Johnson, McKenzie	Sperry
Brown, Stutsman	Johnson, Ward	Standley
Bubel	Kamrath	Steedsman
Burkhart	Kapfer	Streich
Burns	Keierleber	Swett
Butt	Kelly	Svingen
Carlson	Lavik	Tester
Conway	Lee	Thatcher
Cox	Lynch	Thompson, Burleigh
Craig	Lyon	Thompson, Ramsey
Ehr	McCay	Traynor
Ellingson	McDowall	Trubshaw
Elken	McGauvran	Twichell
Erickson, McLean	McManus	Van Berkom
Fedje	Martin	Veitch
Ferris	Oberg	Watt
Fowler	Olafson	Wedel
Freeman	Opdahl	Westford
Gilchrist	Plath	Wilson
Gudmestad	Polfuss	Worner
Halcrow	Quam	Zimmerman
Hauge	Rabe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fettig	Larvick	Swendseid
Flom	Lillehaugen	Treffry
Helbling	Meidinger	Tweten
Hildebrand	Miller	Yeater

Messrs.	Messrs.
Johnson, Traill	Montgomery
Johnston	Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Levin	Muus
Frojen	Lofthus	Peters
Hanson	McGinnis	Shurr

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 189. A Bill For an Act to Appropriate the sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or near Elbowoods, North Dakota, on State Highway Route No. 24, to Determine the Advisability and Feasibility of Constructing a Bridge Across Said River on Said State Highway Route, Under the Provisions of Subsection C. of Section 2976t15 of the Supplement to the Compiled Laws of 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 89, nays 14, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Renner
Anderson, Divide	Hoffman	Richardson
Bell	Holthusen	Roberts
Boeckel	Iverson, Griggs	Rulon
Bollinger	Iverson, McKenzie	Signalness
Brown, Adams	Jardine	Siverson
Brown, Stutsman	Johnson, Foster	Sleight
Bubel	Johnson, McKenzie	Sperry
Burkhart	Johnson, Ward	Standley
Burns	Kamrath	Steedsman
Butt	Kapfer	Streich
Carlson	Keierleber	Swett
Conway	Kelly	Svingen
Craig	Lavik	Tester
Ehr	Lee	Thatcher
Elken	Lynch	Thompson, Burleigh
Ellingson	Lyon	Thompson, Ramsey
Erickson, Kidder	McCay	Traynor
Erickson, McLean	McDowall	Trubshaw
Fedje	McGauvran	Twichell
Ferris	McManus	Van Berkorn
Fowler	Miller	Veitch
Freeman	Muus	Watt
Gilchrist	Oberg	Wedel
Gudmestad	Olafson	Westford
Halcrow	Opdahl	Wilson
Hanson	Plath	Worner

Messrs.	Messrs.	Messrs.
Hauge	Polfuss	Zimmerman
Helbling	Quam	Mr. Speaker
Henrickson	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Larvick	Swendseid
Fettig	Lillehaugen	Treffry
Flom	Martin	Tweten
Johnson, Traill	Meidinger	Yeater
Johnston	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bohnsack	Levin	Montgomery
Cox	Lofthus	Peters
Frojen	McGinnis	Shurr

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 100. A Bill For an Act to Repeal Chapter 38 of the Session Laws of 1921, Being Sections 9191a1 to 9192a15 Inclusive, of the Supplement of the Laws of North Dakota for 1913, Relating to the Conciliation of Controversies.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 149. A Bill For an Act to Repeal Chapter 38, Session Laws of North Dakota for 1921, Relating to Conciliation of Controversies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 160. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 292, Session Laws of 1923, the same being Section 2290-c-4 of the Supplement to the Compiled Laws of North Dakota for 1913.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 171. A Concurrent Resolution To Amend and Re-enact Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 177. A Bill For an Act Authorizing the Board of Railroad Commissioners to Require the Extension of Electric Transmission Lines, and the Service Furnished Thereby, to Cities, Towns, Villages, and the Inhabitants Thereof, Within or Contiguous to the Territory Served by Such Transmission Lines, and to Fix the Rates and Charges for Such Service, and the Rules and Regulations to be Observed in Connection Therewith.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 186. A Bill For an Act to Amend and Re-enact Section 8122 of the Supplement to the Compiled Laws of North Dakota, 1913, Relating to the Time Allowed for the Re-instatement of a Contract for Deed After Service of Notice of Cancellation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 192. A Bill For an Act Defining the Effect of Instruments, Affecting Real and Personal Property Belonging to a Trust, Executed by Trustees in Their Representative Capacity as Trustee.

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

Before the word "whenever" in line 1 of the printed bill insert the word "section 1."

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 196. A Bill For an Act making the County Treasurer the Treasurer of all Municipalities within the county except municipalities having a population of over four thousand (4,000). Prescribing duties of county treasurer as treasurer of such municipalities. Repealing all Acts and parts of Acts relating to treasurers of local municipalities inconsistent with the provisions of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 200. A Bill For an Act to Amend and Re-enact Section 3969, of the Compiled Laws of North Dakota for the year of 1913, as amended by Chapter 79, of the Session Laws of North Dakota for the year of 1919, and Chapter 32, of the Session Laws of North Dakota for the year of 1921 and Chapter 172 of the Session Laws of North Dakota for the year 1923, Relating to excluding farm lands from the limits of Cities, towns and villages.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 814, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Qualifications of Jurors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 208. A Bill For an Act to Provide for the Leasing and Sale of Islands and Accumulations of Land Formed in Beds of Navigable Streams.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 97. A Bill For an Act to Amend and Re-enact Section 7844 of the Compiled Laws of North Dakota for the year 1913, Relating to the Power of and Proceedings had in the Supreme Court on Appeals.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 99. A Bill For An Act to Amend and Re-enact Section 8519, Compiled Laws of 1913, Relating to the Practice of Law by County Judges.

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

GORDON COX,
Chairman.

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

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 45. A Bill For an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 92. A Bill For an Act to Amend and Re-enact Section 9688, of the Compiled Laws of North Dakota for 1913, Relating to the Racing of Animals for Wager.

Senate Bill No. 23. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 200, Session Laws 1923, the same being Section 5220b9 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to the Depositors' Guaranty Fund Commission.

Senate Bill No. 73. A Bill For an Act Requiring Public Utilities to Obtain from the Board of Railroad Commissioners Certificates of Public Convenience and Necessity before Beginning the Construction or Operation of Public Utility Plants or Systems or the Exercising of any Rights or Privileges Under any Franchise or Certificate Hereafter Granted, or Under any Franchise Heretofore Granted, the Exercise of Which has not been commenced within one year

from the Granting Thereof, or has been suspended or Discontinued for More Than One Year, and Prescribing the Procedure to be Followed in Such Matters.

Senate Bill No. 10. 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 the Speaker signed the same in the presence of the House.

GENERAL ORDERS

Mr. Standley moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Standley to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 115. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay For the Same by a Tax on Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing All Laws in Conflict Herewith.

And recommend that the same be indefinitely postponed.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 123. A Bill For an Act Governing Borrowing by Means of Bond Issues by Counties, Cities, Villages, Townships, School Districts, Park Districts and other Municipalities as Defined Herein; and Repealing Sections 1272, 1274, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1333, 1336, 1337, 1338, 1339, 1422, 3449, 3450, 3452, 3453, 3454, 3456, 3457, 3458, 3459, 3462, 3463, 3464, 3465, 3466, 3467, 3468, 3469, 3470, 3868, 4014, 4015, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, 4031, 4032, 4033, 4034, 4035, 4036, 4037, 4038, 4039, 4254, 4255, 4256, 4257, 4258, 4259, 4260, 4261 of the Compiled Laws of North Dakota for the year 1913 and repealing Sections 1273, 1274a1, 1274a2, 1275, 1276, 1277, 1303, 1307, 1321a14, 1332, 1334, 1335, 1341, 1421, 1422, 3451, 3743c1, 3743c2, 3743c3, 3882a1, 3882a2, 4016, 4037b, 4037c, 4037d1 and 4037d2 of the Supplement to the Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendment, as follows:

In Sub-section (5) of Section 4 on page 9 of the printed bill, strike out all of line 75 after the colon and strike out lines 76, 77, 78 and 79 and insert in lieu thereof the following: "(a) For the erection of a township hall and the purchase of a site therefor." "(b) For the construction of roads and bridges but all outstanding unpaid bonds for road and bridge purposes shall not exceed in amount at any one time one and one-half per centum (1½%) of the value of the taxable property in such township". In sub-section (6) of Section 4 on page 9 of the printed bill in line 84, strike out the words "one-fourth of." In Sub-Section (8) of Section 4 on page 10 of the printed bill in lines 93 and 94 after the word "municipalities" strike out the words "except townships." In Section 5 line 4 on page 10 of the printed bill, strike out the words "a majority" and insert the words "sixty percent". In Section 5 at the end of line 5 on page 10 of the printed bill, insert "except as otherwise provided in Section 3 of this Act and," in line 1 immediately following Section 24 on page 28 of the printed bill, insert "Section 25" before the word "Repeal".

And the further amendment:

On page 22 of the printed bill insert a new line, 63½ "(6) The procedure prescribed in this section shall not be required in case bonds are sold to the State Board of University and School Lands, or in case other trust funds administered by public officials are invested in them".

And when so amended recommend the same do pass.

I. W. STANDLEY,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Trubshaw moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Frank A. Vogel, Ole Vedo and John Vedo, of Coleharbor; M. D. Leinger, of Binford; Mrs. Olive LaGrave, of Esmond; Mrs. A. A. Peck, of Underwood.

Mr. Twichell moved that the House recess until 1 o'clock tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-SIXTH DAY AFTER RECESS AND
THIRTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 9, 1927.

The House re-assembled at 1:00 P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the fifteenth order of business.

GENERAL ORDERS

Mr. Elken moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Elken to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 185. 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.

And recommend the adoption of the Standing Committee's amendment, as follows:

On line 6, page 2, of the printed bill, after the word "removing" insert the words "or altering." After Section 2, of the printed bill, add the following section: "Section 3. Repeal. All acts or parts of acts insofar as they may conflict herewith, are hereby repealed."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 91. 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.

And recommend the adoption of the Standing Committee's amendment, as follows:

After the numeral "17" in line 6 of the printed bill strike out the balance of Section 17, and in lieu thereof insert the following:

The Bureau shall have the full power and authority to hear and determine all questions within its jurisdiction, and its decision thereon shall be final unless an appeal be perfected therefrom within sixty (60) days of the date of entry of the Bureau's final decision, of which decision notice shall be given to all parties to the proceeding in which said final decision was rendered. Said appeal may be taken by any party to said proceeding, including the injured employee or party claiming to be an injured employee, the dependents or legal representatives of a deceased employee, the employer or alleged employer of said employee, to the District Court for any county of the Judicial District wherein the injury, accident or sickness was inflicted or incurred. The appealing party shall file an undertaking in the amount of Two Hundred Dollars (\$200.00) with sufficient security to be approved by the Clerk of the District Court of the County in which said appeal is taken to the effect that he will pay any judgment for costs which may be rendered against him. In such proceedings the state's attorney of the county in which said appeal is pending without additional compensation shall represent the Workmen's Compensation Bureau and shall be notified by the Clerk forthwith of the filing of such appeal.

Within thirty (30) days after filing the appeal, the appealing party shall prepare and serve a complaint setting forth therein his or its cause of action in the ordinary form, and further pleadings shall be had in said cause according to the rules of civil procedure in the District Court. Within twenty (20) days after the service of a copy of said notice of appeal upon the Workmen's Compensation Bureau the Bureau shall certify the complete record in such proceeding to the District Court. Upon the trial of said cause upon appeal by the Court, either party may offer such additional proof and evidence as is material to the issues, and the Court shall be in no way bound by the findings or determination made by the Workmen's Compensation Bureau, but shall exercise his own independent judgment both as to the facts and the law. In the event that judgment of the Court rendered in said proceedings awards compensation to the employee, he shall make specific findings as to whether the said employee has received injuries causing total disability, or temporary partial disability, or permanent partial disability; and in the event the Court finds the injury caused permanent disability he shall determine the percentage which such disability bears to the total disability,

taking into consideration the employee's age and occupation, and the aforesaid findings shall be incorporated in the judgment of the Court rendered in said proceeding and shall be binding upon the Bureau in fixing the amount of the award to said injured employee. The award so arrived at shall be paid by the Workmen's Compensation Bureau out of the Workmen's Compensation fund or by the employer in the case of an elective claim in accordance with the provisions of this Act.

The cost of such proceedings, including a reasonable attorney's fee to the claimant's attorney, if the claimant be successful, shall be fixed by the Trial Judge and taxed against the Workmen's Compensation Fund or the employer in the case of an elective claim, as the case may be.

Each party to the said proceeding shall have the right of appeal to the Supreme Court, said appeal to be governed by existing statutes as in the case of appeals in civil cases, and a trial de novo shall be had in the Supreme Court.

It is the intent of this Act that appeals as aforesaid may be had by any party from any and all final decisions of the Workmen's Compensation Bureau.

Section 2. All acts and parts of acts in conflict herewith are hereby repealed.

Section 3. Emergency. This Act is hereby declared to be an emergency measure and shall be in full force and effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

GUY L. ELKEN,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Kelly moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 9, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

Roll call.

All members present.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-fifth day after recess and Thirty-sixth day and recommend that the same be corrected as follows:

Page 1, insert a slug between the fifth and sixth lines from the bottom of the page.

Page 2, insert a slug between the eighth and ninth lines from the bottom of the page.

Page 4, strike out the first letter of the fifth word in line eight from the bottom of the page.

Page 7, line six strike out the abbreviation "Messrs." and insert in lieu thereof the abbreviation "Mrs."

Page 16, insert a slug between lines nine and ten.

Page 40, remove slug from between lines fifteen and sixteen.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A resolution from the Stutsman County Sheep Growers Association favoring the passage of the Dog Law Bill, was referred to the Committee on Live Stock.

A petition signed by Ole Hodel and eighty others, favoring limitation of taxes and protesting against increases in salaries and establishment of board, bureaus, and commissions was presented.

A similar petition from Wahpeton, signed by W. G. Lauder and forty-nine others was presented.

A communication from A. C. Gustafson, Chief Clerk of the House of Representatives of the State of Iowa, enclosing a copy of a Concurrent Resolution favoring the St. Lawrence-Great Lakes Waterway, was referred to the Select Committee appointed sometime ago.

A resolution from the North Dakota Federation of Non-partisan Clubs, favoring the passage of Senate Bill No. 59, was referred to the Committee on State Affairs.

A communication from the Auditor of Mercer County, protesting against the passage of House Bill No. 190, was referred to the Committee on Tax and Tax Laws.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 8, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 57. A Bill For an Act to Authorize Counties to issue Bonds and Warrants to procure Seed Grain and Feed for Needy Inhabitants Therein and Providing for the Issuance of Bonds and Warrants for Seed Grain by Counties and Aid by the State in respect thereto, and making an Appropriation Therefor.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 9, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 56. A Bill For an Act to appropriate \$1,000.00 to the North Dakota Poultry Association for the biennial period agreeable with Sections 5118, 5119, and 5120 of the Compiled Laws of 1913 for the State of North Dakota.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 9, 1927.

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

House Bill No. 152. A Bill For an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 as amended by Chapter 94, Session Laws of 1925, 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. 79. A Bill For an Act to Amend and Re-enact Section 5149 of the Compiled Laws of North Dakota for 1913, relating to the Organization of Banking Associations and Empowering the State Board to Supervise and control the Issuance of Certificates of Authority Thereto.

House Bill No. 180. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society, of Fargo, North Dakota.

House Bill No. 147. A Bill For an Act to amend and re-enact Section 4220 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913 relating to the compensation of the township clerks and supervisors.

House Bill No. 157. A Bill for An Act to Amend and Re-enact Chapter 145 of the Session Laws of 1919, as embodied in Section 1755 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 165. A Bill for an Act to Appropriate the sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary survey and Sounding of the Missouri River at or near Garrison, North Dakota, to determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the city of Garrison in McLean County and the City of Mannheim in Mercer County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

House Bill No. 76. A Bill For an Act to Appropriate the Sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or Near Washburn, North Dakota to Determine the Advisability and Feasibility of Constructing a Bridge Across said River Between the City of Washburn in McLean County and the City of Center in Oliver County, under the Provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

House Bill No. 189. A Bill For an Act to Appropriate the sum of \$3,000.00 from any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding of the Missouri River at or near Elbowoods, North Dakota, on State Highway Route No. 24, to Determine the Advisability and Feasibility of Constructing a Bridge Across Said River on Said State Highway Route, Under the Provisions of Subsection C. of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 9, 1927.

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

Senate Bill No. 16. A Bill For an Act to Make an Appropriation from the State Prison Revolving Fund for the

Construction of Buildings and Improvements and for the Purchase of Land for the State Penitentiary.

Senate Bill No. 18. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Senate Bill No. 34. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Senate Bill No. 59. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

Senate Bill No. 80. A Bill For an Act to Amend and Re-enact Section 3029 of the Compiled Laws of North Dakota for the year 1913, relating to the method of obtaining a Peddler's License.

Senate Bill No. 104. A Bill For an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of 1913 Relating to Delinquent Personal Property Taxes.

Senate Bill No. 105. A Bill For an Act to Amend and Re-enact Section 9 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.

Senate Bill No. 106. A Bill For an Act to Amend and Re-enact Section 26 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 for the Year 1921, as Amended and Re-enacted by Chapter 232 of the Sessions Laws of North Dakota for the Year 1923, Relating to State Hail Insurance, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the Year 1925 Relating to State Hail Insurance and Actions Against the Department.

Senate Bill No. 113. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

Senate Bill No. 118. A Bill For an Act to Amend and Re-enact Section 2125, Compiled Laws 1913.

Senate Bill No. 125. A Bill For an Act to Amend and Re-enact Section 6745 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 127. A Bill For an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Senate Bill No. 130. A Bill For an Act Making an Appropriation for the Purchase and Erection of an Iron Fence Around the Roosevelt Cabin, Which is Located Upon the Capitol Grounds, and For the Purchase and Erection of a Flag Pole at the Memorial Building.

Senate Bill No. 133. A Bill For an Act to Amend and Re-enact Section 7598 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Dismissal of Actions in the Courts of Record of this State which have been Pending for a Period of Five Years, Wherein the Plaintiff or his Successor in Interest has Neglected to Prosecute said Action.

Senate Bill No. 135. A Bill For an Act Forbidding any Person to Act or be Appointed as Game Warden, Deputy Game Warden, or Special Deputy Game Warden who is in the Employ or Acting Agent of any Person or Persons who Own, Operate, Hold or Possess any Land, or Lease upon Land, for Hunting Purposes within the State of North Dakota and Making the Violation thereof a Misdemeanor.

Concurrent Resolution G printed in the Senate Journal of Twenty-third day, Page 9.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 9, 1927.

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

Senate Bill No. 49. A Bill For an Act to amend and re-enact Sections 476, 486, 487, 488, 490, 493, 495, 499, 504, and 505 of the Compiled Laws of the State of North Dakota, for the year 1913, the same being Sections 2, 12, 13, 14, 16, 19, 21, 25, 30, and 31 of Chapter 182 of the Session Laws of 1907, entitled "An act to Regulate the Practice of Pharmacy, and Providing Penalties for Violating the Provisions Thereof."

Senate Bill No. 77. A Bill For an Act Creating a Revolving Fund at the State Training School, Providing that the State Board of Administration shall Transfer Funds from State Prison Revolving Fund as Provided in Article 13 of Chapter 17 of the Compiled Laws of 1913, the Sum of \$25,000 to be Used in Providing Suitable Buildings, and Installing Suitable Machinery for the Manufacture of Motor Vehicle License Tags, Coffins, Caskets and Undertakers Fixtures and Supplies, and Providing for the Employment of the Inmates of the State Training School, and Providing for the Distribution of the Profits Derived therefrom to the Support and Maintenance of the Inmates thereof and Compensation to such Inmates for such Labor Performed.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 9, 1927.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the Joint House and Senate Resolution pertaining to the Great Lakes-St. Lawrence Waterways and the Resolution is herewith returned.

Very respectfully,
W. D. AUSTIN,
Secretary.

REPORTS OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 45. A Bill For an Act Making an Appropriation to Pay C. E. Lounsbury, Wahpeton, North Dakota, Balance Due Him for Witness Fees, Mileage and Attorney's Fees in the Investigation of the State Highway Commission.

Also,

House Bill No. 46. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 50. A Bill For an Act Making an Appropriation to Pay F. J. Graham, Ellendale, North Dakota, Balance Due Him for Services as Attorney for Special House Committee in the Investigation of the State Highway Commission.

Also,

House Bill No. 197. A Bill For an Act to Transfer the Sum of \$25,000.00 from the Fund Appropriated to the North Dakota Agricultural College for Equipment to said College's Fund for Maintenance.

Also,

House Bill No. 188. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to Estrays and the Sale Thereof.

Also,

House Bill No. 193. A Bill For an Act to Amend and Re-enact Section 4206 of the Compiled Laws of North Dakota for the year 1913; Relating to the Compensation of Township Treasurer.

Also,

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 1 and 2, of Chapter 73, of the Session Laws of North Dakota for 1919, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River, or Roads Across Navigable Streams within the State of North Dakota.

Also,

House Bill No. 160. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 292, Session Laws of 1923, the same being Section 2290-c-4 of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 171. A Concurrent Resolution To Amend and Re-enact Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

Also,

House Bill No. 177. A Bill For an Act Authorizing the Board of Railroad Commissioners to Require the Extension of Electric Transmission Lines, and the Service Furnished Thereby, to Cities, Towns, Villages, and the Inhabitants Thereof, Within or Contiguous to the Territory Served by Such Transmission Lines, and to Fix the Rates and Charges for Such Service, and the Rules and Regulations to be Observed in Connection Therewith.

Also,

House Bill No. 200. A Bill For an Act to Amend and Re-enact Section 3969, of the Compiled Laws of North Dakota for the year of 1913, as amended by Chapter 79, of the Session Laws of North Dakota for the year of 1919, and Chapter 32, of the Session Laws of North Dakota for the year of 1921 and Chapter 172 of the Session Laws of North Dakota for the year 1923, Relating to excluding farm lands from the limits of Cities, towns and villages.

Also,

House Bill No. 208. A Bill For an Act to Provide for the Leasing and Sale of Islands and Accumulations of Land Formed in Beds of Navigable Streams.

Also,

House Bill No. 123. A Bill For an Act Governing Borrowing by Means of Bond Issues by Counties, Cities, Villages, Townships, School Districts, Park Districts and other Municipalities as Defined Herein; and Repealing Sections 1272, 1274, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1333, 1336, 1337, 1338, 1339, 1422, 3449, 3450, 3452, 3453, 3454, 3456, 3457, 3458, 3459, 3462, 3463, 3464, 3465, 3466, 3467, 3468, 3469, 3470, 3868, 4014, 4015, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, 4031, 4032, 4033, 4034, 4035, 4036, 4037, 4038, 4039, 4254, 4255, 4256, 4257, 4258, 4259, 4260, 4261 of the Compiled Laws of North Dakota for the year 1913 and repealing Sections 1273, 1274a1, 1274a2, 1275, 1276, 1277, 1303, 1307, 1321a14, 1332, 1334, 1335, 1341, 1421, 1422, 3451, 3743c1, 3743c2, 3743c3, 3882a1, 3882a2, 4016, 4037b, 4037c, 4037d1 and 4037d2 of the Supplement to the Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

Mr. Twichell moved that action on the Committee reports on House Bill 44 be deferred until we procure a written opinion from the Attorney General.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 64. 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 and as Amended by Chapter 142 of the Session Laws of 1925, pertaining to the Giving of Notice of Intention to Foreclose Real Estate Mortgages, and Legalizing and Validating Foreclosure Sales Heretofore Made Where no such Notice of Intention to Foreclose has been Given on Mortgages Executed Prior to July 1, 1919.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 67. A Bill For an Act Amending and Re-enacting Section 2163a5, Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Limitation of Certain Tax Levies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. W. KELLY,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 151. A Bill For an Act Making it the Duty of the State Engineer to Assist County Boards of Flood Irrigation in the Performance of their Duties and Making an Appropriation therefor.

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

That in Line 2 of Section 2 of the Printed Bill, the figures "10,000.00" be stricken out and the figures "5,000.00" be substituted in lieu thereof.

That in Line 3 of Section 2 of the Printed Bill, the word "Ten" be stricken out and the word "Five" be substituted in lieu thereof.

And when so amended recommend the same do pass.

Wm. WATT,
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 178. A Bill For an Act Relative to the Mileage and Expenses of the County Superintendent of Schools and Amending Section 3 of Chapter 52 of the 1921 Session Laws of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: The Majority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 190. A Bill For an Act Establishing the County as the Unit for Assessment, Creating the Office of County Assessor; Defining his Powers and Providing for Equalization and Abolishing the Offices of Township, Village and City Assessors and Boards of Review, and Repealing Section 2123 of the Supplement to the Compiled Laws of 1913; Sections 2124, 2125, 2126, 2133, 2134, 2135, 2137, 3564c and 3564d of the 1913 Compiled Laws.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. W. KELLY,
J. A. JARDINE,
CARL E. JOHNSON,
C. VERNON FREEMAN,
GORDON COX,
EINAR MUUS,
M. H. LYNCH,
J. F. ZIMMERMAN,
F. M. BROWN,
ALFRED O. BROWN.

Mr. Kelly moved that the report be adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: A Minority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 190. A Bill For an Act Establishing the County as the Unit for Assessment, Creating the Office of County Assessor; Defining his Powers and Providing for Equalization and Abolishing the Offices of Township, Village and City Assessors and Boards of Review, and Repealing Section 2123 of the Supplement to the Compiled Laws of 1913; Sections 2124, 2125, 2126, 2133, 2134, 2135, 2137, 3564c and 3564d of the 1913 Compiled Laws.

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

R. E. SWENDSEID,
WILLIAM KAMRATH,
W. W. TREFFRY.

Mr. Swendseid moved that the report of the Minority Committee be substituted for the report of the Majority.

Which motion was lost.

The question being on the adoption of the report of the Majority Committee, a vote was taken and the report of the Majority Committee was declared adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 3498, of the Compiled Laws of North Dakota, for the year 1913, relating to fees to be charged by the Clerk of the District Court.

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

In line 9 of the printed bill, after the word "of" strike out "\$6.00" and in lieu thereof insert "\$5.00".

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Public Printing made the following report:

Mr. Speaker: A Majority of your Committee on Public Printing to whom was referred:

House Bill No. 218. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

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

L. W. SPERRY,
P. R. TRUBSHAW,
HUGH McDOWALL,
H. H. ROBERTS,
CARL LARVICK,
J. H. HENRICKSON.

Mr. Sperry moved that the report be adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: A Minority of your Committee on Public Printing to whom was referred:

House Bill No. 218. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. T. LILLEHAUGEN,
A. N. LAVIK,
C. F. CARLSON.

Mr. Erickson of Kidder moved as a substitute motion that the report of the minority be adopted.

Which motion was lost.

The question being on the motion of Mr. Sperry that the report of the Majority Committee be adopted, a vote was

taken and the report of the Majority Committee was declared adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 1. A Bill For an Act to amend and re-enact Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913 as amended and re-enacted by Section 5 of Chapter 199, Session Laws of 1925, relating to giving notice of expiration of period of redemption on property forfeited to the county at tax sale, issuance of tax deeds to the county and sale of property acquired by the county through tax deed.

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

All references to line and page apply to the engrossed bill received from the Senate.

In line four, page four, section "D" of the bill after the words "Register of Deeds" where the same first appears, insert "and Clerk of Court".

In the same line and section where the words "Register of Deeds" appear again, insert the following: "and Clerk of Court within ten days after."

In line five of the same section, strike out the word "upon" and after the words "County Auditor" strike out the word "of" and insert in lieu thereof the word "by".

In line seven of the same section after the words "Register of Deeds" insert the words "and Clerk of Court".

In paragraph five, page 6 of the bill, strike out the period at the end of the last line, insert a comma and the following: "but only one heading shall be necessary for the entire list."

In paragraph six, page seven, line twelve, after the word "sold" strike out the period, insert a semi-colon and the following: "Provided if the cash value so determined by the Board of County Commissioners shall be less than such aggregate and in the opinion of the governing body of the subdivision having special assessments involved is less than the actual value, said determination of the county commissioners shall be subject to review and redetermination in an action brought within ten days from the date of the first publication of said valuations; notice of such appeal being served on the county commissioners of the county in question within the ten day period aforementioned. Such action may be brought by the governing board of any incorporated city or village to which is payable any assessment taxes included in such aggregate. All such determinations of value that in the opinion of the governing board of the city or village are too low shall be combined in one appeal and shall be determined de novo by the District Court".

On page eight of bill in the second line from the bottom of the page after the word "grant" insert a comma and the following: "bargain, sell, and convey."

On page nine of the bill between the second and third lines from the top of the page insert the following: "To Have and to Hold, Said mentionel tract_____or parcel_____of land, with the appurtenances thereunto belonging to the said party of the second part_____heirs, and assigns, forever, in as full and ample manner as the said County is empowered by law to sell the same."

On page ten, line four of paragraph seven after the words "just proportion thereof" insert the following: "which may be determined by the levy for the years' taxes for which the certificate was issued."

In paragraph 3, page 2, in the 5th line from the bottom of the page strike out the following words: "Upon written request as hereinafter provided" and the semi-colon.

And when so amended recommend the same do pass.

M. W. KELLY,
Chairman.

The Committee on Appropriations made the following report:

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

Senate Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

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

That in Line 30 of Section 1 of the Printed Bill, the figures "28,000.00" be stricken out and the figures "25,000.00" be substituted in lieu thereof.

That in Line 32 of Section 1 of the Printed Bill, the figures "22,750.00" be stricken out and the figures "25,750.00" be substituted in lieu thereof.

That in Lines 3 and 42 of Section 1 of the Printed Bill, the figures "30,950.00" be stricken out and the figures "33,950.00" be substituted in lieu thereof.

And when so amended recommend the same do pass.

WM. WATT,
Chairman.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 22. A Bill For an act to authorize a tax levy in cities and towns for the purpose of providing a fund for the maintenance or employment of a band for municipal purposes, and providing for submission of the question of levying a tax for such purpose to the voters of such cities and towns.

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

In Line one, in the title of the printed bill, strike out the word "towns" and insert in lieu thereof the word "villages".

In Section one, line one of the printed bill, strike out the word "towns" and insert in lieu thereof the word "villages."

In Section one, line three of the printed bill, strike out the words "not to exceed two mills".

In Section two, line five of the printed bill, strike out the word "two" and insert in lieu thereof "a blank line".

In Section two, line six of the printed bill, after the word "mills" insert in parenthesis ("specifying the rate").

In Section four, page two of the printed bill, strike out the balance of the section, after the term "Section 4", and insert in lieu thereof the following:

"Said levy shall be deemed authorized if two-thirds of the votes cast at said election be in favor of the proposition. The governing body of said city or village may thereupon include in their budget an appropriation for the maintenance or employment of a band for municipal purposes and may levy to cover such appropriation in their annual tax levy. The amount of levy to cover such appropriation together with the aggregate amount for general purposes shall be within the limitation prescribed by Section 2163a1 and 2163a6 of the supplement to the compiled laws of 1913, or acts amendatory thereof. The amount appropriated for the maintenance or employment of a band for municipal purposes shall in no case exceed four thousand dollars and shall further be subject to the following limitations:

(a) In cities or villages having a net assessed valuation not in excess of five million dollars, the amount appropriated shall not exceed one mill on the net assessed valuation of the property of the city or village.

(b) In cities or villages having a net assessed valuation of over five million dollars and not in excess of fifteen million dollars the amount appropriated shall not exceed one-half of one mill on the net assessed valuation of the taxable property of the city or village.

(c) In cities or villages having a net assessed valuation in excess of fifteen million dollars, the amount appropriated shall not exceed one-fourth of one mill on the net assessed valuation of the taxable property of the city or village.

And when so amended recommend the same do pass.

HERMAN RABE,
Chairman.

The Committee on Appropriations made the following report:

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

Senate Bill No. 30. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Auto Transportation Fund from Moneys Collected and Credited under the Provisions of Chapter 91, Session Laws 1925, the same being Sections 2976v1 to 2976v16, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to Auto Transportation Companies.

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

WM. WATT,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 50. A Bill For an Act to Amend and Re-enact Section 2163a7 of Supplement to Compiled Laws of the State of North Dakota 1913, being Section Seven of Chapter 318 Laws 1923.

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

M. W. KELLY,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 52. A Bill For an Act Authorizing Actions to be Commenced and Prosecuted by and against Partnerships and Associations, in Their Firm or Common Name, and making the Judgments in all such Actions Binding upon the Joint Property of all the Members or Associates of such Partnerships or Associations.

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

Where the word "then" appears in line 7 of the original bill, put in a comma and add the following: "one of whom shall be an active officer or manager, if there be such." In Section 1 of the original bill in line 7 strike out the word "one" and insert in lieu thereof the word "two." In Section 2 of line 4 of the original bill after the word "unless" strike out the words "the names of."

And when so amended, recommend that the same do pass.

GORDON COX,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 85. A Bill For an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913.

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

After the words "1913" in the title of the original bill, strike out the period and insert a comma and add the following: "pertaining to the giving of notice of intention to foreclose real estate mortgages and legalizing and validating foreclosure sales heretofore made where no such notice of intention to foreclose has been given on mortgages executed prior to July 1, 1919". After the word "discontinued" in the Original Senate bill add the following: "Section 2. All sales of real estate made or that may hereafter be made under a mortgage foreclosure of mortgages executed prior to July 1, 1919, are hereby declared legal and valid for all purposes even though no notice of intention to foreclose has been given and served as provided in said Chapter 131 of the Session Laws of 1919, as amended by Chapter 66 of the Session Laws of 1921, as amended by Session Laws of 1925. Section 3. 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.

GORDON COX,
Chairman.

The Committee on Corporations Other Than Municipal made the following report:

Mr. Speaker: A majority of your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 119. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for all Corporate Actions with Reference Thereto.

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

P. R. TRUBSHAW,
EINAR MUUS,
T. E. SLEIGHT,
A. W. FOWLER,
L. W. SPERRY.

The Committee on Corporations Other Than Municipal made the following report:

Mr. Speaker: A minority of your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 119. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employes of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for all Corporate Actions with Reference Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. F. CARLSON,
BARNEY IVERSON,
BEN FEDJE.

Mr. Trubshaw moved that the report of the majority be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs requested an extension of time on Senate Bill No. 115.

Which request was granted.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Montgomery:

House Bill No. 262. A Bill For an Act to Amend and Re-enact Section 8822 of the Compiled Laws of North Dakota for 1913, providing for Compensation of Executors and Administrators.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by O. C. Anderson:

House Bill No. 263. A Bill For an Act to Amend and Re-enact Section 2546a6 of the Supplement to the Compiled Laws of North Dakota, year 1913, for Application for Mothers Pension, and Hearing.

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

Introduced by Mr. Jardine:

House Bill No. 264. A Bill For an Act Authorizing and Empowering the Board of Park Commissioners of the Park District of any City, to Contract for the Purchase of Lands for Park Purposes, upon Deferred and Installment payments; Limiting the Amount of such Purchases; and Requiring all payments so made therefor, to be made from Revenues derived from the Tax Levy of such District authorized by Law; Repeal.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Messrs Johnson of Foster, Martin, Iverson of McKenzie, Treffry, Svingen and Anderson of Sargent:

House Bill No. 265. For an Act to Define, Regulate and License Farmers to Create a Farm Council and to provide a penalty for a violation of the provisions hereof.

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

Introduced by Mr. Montgomery:

House Bill No. 266. A Bill For an Act to Amend and Re-enact Section 2618 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913.

Was read the first and second times and referred to the Committee on Livestock.

Introduced by Mr. Roberts:

House Bill No. 267. A Bill For an Act to Amend and Re-enact Section 4550 of the Compiled Laws of North Dakota for the year 1913, Providing the Place of Holding of Stockholders and Directors meetings, and Repealing Section 4550 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Introduced by Mr. Lynch:

House Bill No. 268. A Bill for an Act to Provide for the Taxing and Licensing of Motor Vehicles and Trailers, the Creation of a Department of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to make Uniform the Law Relating to the Subject Matter of this Act.

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

Introduced by Mr. Muus:

House Bill No. 269. A Bill For an Act to Amend and Re-enact Section 9167 of the Compiled Laws of the State of North Dakota for 1913 relating to Stay of Execution in Forcible Detainer.

Was read the first and second times and referred to the Committee on Judiciary.

Mrs. Craig moved that the House recess subject to the call of the Chair.

Which motion prevailed.

The House was called to order, pursuant to recess taken, Speaker John W. Carr, presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 44. A Bill For an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Senate Bill No. 84. A Bill For an Act Authorizing the School Board of any School District whose Property is not Required by Law to be Insured Against Loss by Fire or Tornado by the State Fire and Tornado Fund to Insure the Property of such District Against such Loss in Mutual Fire Insurance Companies.

Senate Bill No. 43. A Bill For an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Senate Bill No. 42. A Bill For an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2729, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

And the Speaker signed the same in the presence of the House.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 45. A Bill For an Act Making an Appropriation to Pay C. E. Lounsbury, Wahpeton, North Dakota, Balance Due Him for Witness Fees, Mileage and Attorney's Fees in the Investigation of the State Highway Commission.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 91, nays 16, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Plath
Anderson, Divide	Henrickson	Polfuss
Anderson, Sargent	Hildebrand	Quam
Bell	Hoffman	Rabe
Boeckel	Holthusen	Renner
Bohnsack	Iverson, Griggs	Richardson
Bollinger	Iverson, McKenzie	Roberts
Brown, Stutsman	Johnson, Foster	Shurr
Bubel	Johnson, McKenzie	Signalness
Burkhart	Johnson, Traill	Siverson
Burns	Johnston	Sperry
Butt	Kapfer	Standley

Messrs.	Messrs.	Messrs.
Carlson	Keierleber	Swendseid
Conway	Kelly	Streich
Cox	Larvick	Svingen
Craig	Lavik	Swett
Ehr	Lee	Tester
Ellingson	Levin	Thatcher
Elken	Lillehaugen	Thompson, Ramsey
Erickson, Kidder	Lynch	Treffry
Erickson, McLean	Lyon	Tweten
Fedje	McCay	Twichell
Ferris	McGinnis	Van Berkom
Fettig	McManus	Wedel
Fowler	Martin	Westford
Freeman	Miller	Wilson
Frojen	Muus	Worner
Gilchrist	Oberg	Yeater
Gudmestad	Opdahl	Mr. Speaker
Hanson	Owings	
Hauge	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brown, Adams	Meidinger	Trubshaw
Flom	Montgomery	Veitch
Halcrow	Rulon	Watt
Jardine	Sleight	Zimmerman
McDowall	Steedsman	
McGauvran	Thompson, Burleigh	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Lofthus	Traynor
Kamrath	Olafson	

So the bill passed and the title was agreed to. Emergency clause declared carried.

ROLL CALL

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane 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 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Hoffman	Polfuss
Anderson, Sargent	Holthusen	Quam
Bell	Iverson, Griggs	Rabe
Boeckl	Iverson, McKenzie	Renner
Bohnsack	Jardine	Richardson
Bollinger	Johnson, Foster	Rulon

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, McKenzie	Shurr
Brown, Stutsman	Johnson, Traill	Signalness
Bubel	Johnson, Ward	Siverson
Burkhart	Johnston	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Henrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Aljets	Lofthus
Kamrath	Roberts

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 50. A Bill For an Act Making an Appropriation to Pay F. J. Graham, Ellendale, North Dakota, Balance Due Him for Services as Attorney for Special House Committee in the Investigation of the State Highway Commission.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 91, nays 18, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Polfuss
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Johnson, Foster	Rabe
Boeckel	Johnson, McKenzie	Renner
Bell	Johnson, Traill	Richardson

Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, Ward	Roberts
Bubel	Johnston	Shurr
Burkhart	Kamrath	Signalness
Burns	Kapfer	Siverson
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Swendseid
Craig	Lavik	Streich
Ehr	Lee	Swett
Ellingson	Levin	Svingen
Erickson, Kidder	Lillehaugen	Tester
Erickson, McLean	Lynch	Thatcher
Fedje	Lyon	Thompson, Ramsey
Ferris	McCay	Traynor
Fettig	McGinnis	Treffry
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Miller	Wedel
Gudmestad	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Henrickson	Opdahl	Yeater
Hildebrand	Owings	Mr. Speaker
Hoffman	Peters	
Holthusen	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bollinger	Jardine	Steedsman
Brown, Adams	McDowall	Thompson, Burleigh
Brown, Stutsman	McGauvran	Trubshaw
Flom	Montgomery	Veitch
Halcrow	Rulon	Watt
Helbling	Sleight	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Elken	Lofthus

So the bill passed and the title was agreed to, and the emergency clause declared carried.

ROLL CALL

House Bill No. 197. A Bill For an Act to Transfer the Sum of \$25,000.00 from the Fund Appropriated to the North Dakota Agricultural College for Equipment to said College's Fund for Maintenance.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 105, nays 2, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Anderson, Divide	Hoffman	Plath
Anderson, Sargent	Holthusen	Polfuss
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bollinger	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Brown, Adams	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Trail	Rulon
Bubel	Johnson, Ward	Shurr
Burkhart	Johnston	Sleight
Burns	Kamrath	Sperry
Butt	Kapfer	Standley
Carlson	Keierleber	Steedsman
Conway	Kelly	Streich
Craig	Larvick	Svingen
Ehr	Lavik	Tester
Ellingson	Lee	Thatcher
Elken	Levin	Thompson, Burleigh
Erickson, Kidder	Lillehaugen	Thompson, Ramsey
Erickson, McLean	Lynch	Traynor
Fedje	Lyon	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell
Fowler	McManus	Van Berkorn
Freeman	Martin	Veitch
Frojen	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Yeater
Hildebrand	Opdahl	Zimmerman
Helbling	Owings	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
McCay	Signalness

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Siverson	Swett
Lofthus	Swendseid	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Quam asked the unanimous consent of the House to amend House Bill No. 188 in line 32 by striking out the words "the official" and inserting in lieu thereof the words "a legal."

Mr. Erickson of Kidder objected to the amendment.

Mr. Twichell moved that action on House Bill No. 188 be

deferred and the bill be re-referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Freeman asked the unanimous consent of the House to amend House Bill No. 193 as follows: In line 13 of the printed bill after the word "dollars" insert the following: "or fraction thereof." In line 14 of the printed bill after the word "dollars" insert the following: "or fraction thereof."

Which amendment was allowed.

Mr. Freeman moved that the rules be suspended and that House Bill No. 193 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 193. A Bill For an Act to Amend and Re-enact Section 4206 of the Compiled Laws of North Dakota for the year 1913; Relating to the 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 97, nays 14, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Helbling	Rabe
Anderson, Sargent	Hendrickson	Renner
Bell	Hildebrand	Richardson
Boeckel	Hoffman	Roberts
Bohnsack	Holthusen	Rulon
Bollinger	Iverson, McKenzie	Shurr
Brown, Adams	Jardine	Signalness
Brown, Stutsman	Johnson, McKenzie	Siverson
Bubel	Johnson, Traill	Sleight
Burkhart	Johnson, Ward	Sperry
Butt	Kamrath	Standley
Burns	Kelly	Steedsman
Carlson	Larvick	Streich
Conway	Lavik	Swett
Cox	Lee	Tester
Craig	Levin	Thompson, Burleigh
Ehr	Lillehaugen	Thompson, Ramsey
Ellingson	Lofthus	Traynor
Elken	Lynch	Trubshaw
Erickson, Kidder	McCay	Tweten
Erickson, McLean	McDowall	Twichell
Fedje	McGauvran	Van Berkom
Ferris	McGinnis	Veitch
Fettig	McManus	Watt
Flom	Meidinger	Wedel
Fowler	Miller	Westford

Messrs.	Messrs.	Messrs.
Freeman	Montgomery	Wilson
Frojen	Muus	Worner
Gilchrist	Olafson	Yeater
Gudmestad	Owings	Zimmerman
Halcrow	Peters	Mr. Speaker
Hanson	Plath	
Hauge	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Keierleber	Quam
Iverson, Griggs	Lyon	Svingen
Johnson, Foster	Martin	Thatcher
Johnston	Oberg	Treffry,
Kapfer	Opdahl	

Absent and not voting:

Messrs.
Swendseid

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 1 and 2, of Chapter 73, of the Session Laws of North Dakota for 1919, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River, or Roads Across Navigable Streams 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 78, nays 32, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Halcrow	Opdahl
Anderson, Divide	Hanson	Owings
Anderson, Sargent	Hauge	Polfuss
Boeckel	Hendrickson	Quam
Bohnsack	Hildebrand	Rabe
Bubel	Iverson, Griggs	Renner
Brown, Adams	Iverson, McKenzie	Richardson
Brown, Stutsman	Johnson, Foster	Roberts
Burkhart	Johnson, McKenzie	Shurr
Burns	Johnson, Ward	Signalness
Butt	Kamrath	Siverson
Carlson	Kapfer	Streich
Conway	Keierleber	Swett
Cox	Lee	Svingen
Craig	Larvick	Tester
Ehr	Levin	Thatcher
Ellingson	Lillehaugen	Thompson, Ramsey
Elken	Lofthus	Treffry

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lyon	Trubshaw
Erickson, McLean	McCay	Tweten
Fedje	McGinnis	Twichell
Ferris	McManus	Van Berkorn
Fowler	Martin	Westford
Freeman	Miller	Wilson
Gilchrist	Montgomery	Zimmerman
Gudmestad	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Kelly	Sperry
Bollinger	Lavik	Standley
Fettig	Lynch	Steedsman
Flom	McDowall	Thompson, Burleigh
Frojen	McGauvran	Traynor
Helbling	Meidinger	Veitch
Hoffman	Oberg	Watt
Holthusen	Olafson	Wedel
Jardine	Plath	Worner
Johnson, Traill	Rulon	Yeater
Johnston	Sleight	

Absent and not voting:

Messrs.	Messrs.
Peters	Swendseid

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

House Bill No. 160. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 292, Session Laws of 1923, the same being Section 2290-c-4 of the Supplement to the Compiled Laws of North Dakota for 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 68, nays 41, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Roberts
Bell	Iverson, McKenzie	Rulon
Bohnsack	Jardine	Siverson
Bollinger	Johnson, McKenzie	Sleight
Brown of Adams	Johnson, Traill	Sperry
Brown, Stutsman	Johnson, Ward	Standley
Burns	Johnston	Steedsman
Cox	Kelly	Streich
Ehr	Larvick	Tester
Ellingson	Lynch	Thompson, Burleigh
Elken	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Fettig	McGinnis	Trubshaw

Messrs.	Messrs.	Messrs.
Flom	Meidinger	Twichell
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gudmestad	Olafson	Westford
Hauge	Peters	Wilson
Halcrow	Plath	Worner
Helbling	Polfuss	Zimmerman
Hendrickson	Rabe	Mr. Speaker
Hoffman	Renner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Iverson, Griggs	Opdahl
Anderson, Sargent	Johnson, Foster	Owings
Boeckel	Kamrath	Quam
Burkhart	Kapfer	Richardson
Butt	Keierleber	Shurr
Carlson	Lavik	Signalness
Conway	Lee	Swett
Craig	Levin	Svingen
Erickson, Kidder	Lillehaugen	Thatcher
Erickson, McLean	Lofthus	Treffry
Ferris	Lyon	Twetén
Gilchrist	McManus	Van Berkom
Hanson	Martin	Yeater
Hildebrand	Oberg	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bubel	McCay	Swendseid

The Speaker reserved his decision on this bill as to whether or not it passed pending his investigation as to whether it required a two-thirds majority.

House Bill No. 171. A Concurrent Resolution To Amend and Re-enact Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 100, nays 9, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnson, Ward	Shurr
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson

Messrs.	Messrs.	Messrs.
Burkhart	Kapfer	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Streich
Cox	Levin	Svingen
Craig	Lillehaugen	Tester
Ehr	Lofthus	Thatcher
Ellingson	Lynch	Thompson, Burleigh
Elken	McCay	Thompson, Ramsey
Erickson, Kidder	McDowall	Traynor
Erickson, McLean	McGinnis	Treffry
Fedje	McManus	Trubshaw
Ferris	Martin	Tweten
Fettig	Meidinger	Veitch
Flom	Miller	Watt
Fowler	Montgomery	Wedel
Freeman	Muus	Westford
Frojen	Oberg	Wilson
Halcrow	Olafson	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Henrickson	Peters	Mr. Speaker
Hildebrand	Plath	
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Hanson	Lyon
Gilchrist	Johnson, Foster	McGauvran
Gudmestad	Keierleber	Van Berkom.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Swendseid	Sweti	Twichell

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 177. A Bill For an Act Authorizing the Board of Railroad Commissioners to Require the Extension of Electric Transmission Lines, and the Service Furnished Thereby, to Cities, Towns, Villages, and the Inhabitants Thereof, Within or Contiguous to the Territory Served by Such Transmission Lines, and to Fix the Rates and Charges for Such Service, and the Rules and Regulations to be Observed in Connection Therewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 111, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown, Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Shurr
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Twetten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkorn
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Hildebrand	Owings	Zimmerman
Henrickson	Peters	Mr. Speaker

Absent and not voting:

Messrs.
Swendseid

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mrs. Craig asked the unanimous consent of the House to amend House Bill No. 200 in line 33 of the printed bill by changing the word "finding" to "findings."

Which amendment was allowed.

Mrs. Craig moved that the rules be suspended and that House Bill No. 200 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

Mr. Erickson of Kidder asked the unanimous consent of the House to amend House Bill No. 200 by striking out lines 43, 44, 45 and 46.

Mr. Twichell objected to the amendment.

Mr. Erickson of Kidder moved that House Bill No. 200 be re-referred to the Committee on Judiciary.

Which motion was lost.

ROLL CALL

House Bill No. 200. A Bill For an Act to Amend and Re-enact Section 3969, of the Compiled Laws of North Dakota for the year of 1913, as amended by Chapter 79, of the Session Laws of North Dakota for the year of 1919, and Chapter 32, of the Session Laws of North Dakota for the year of 1921 and Chapter 172 of the Session Laws of North Dakota for the year 1923, Relating to excluding farm lands from the limits of Cities, towns and villages.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 62, nays 48, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, McKenzie	Sleight
Brown, Adams	Johnson, Traill	Sperry
Brown, Stutsman	Johnson, Ward	Standley
Burns	Johnston	Steedsman
Carlson	Kelly	Tester
Cox	Larvick	Thompson, Burleigh
Ellingson	Lynch	Thompson, Ramsey
Elken	McDowall	Traynor
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Twichell
Fowler	Meidinger	Watt
Freeman	Miller	Veitch
Frojen	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Olafson	Wilson
Hauge	Peters	Worner
Helbling	Plath	Zimmerman
Henrickson	Polfuss	Mr. Speaker
Hoffman	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Opdahl
Anderson, Divide	Iverson, Griggs	Owings
Anderson, Sargent	Johnson, Foster	Quam
Boeckel	Kamrath	Renner
Bubel	Kapfer	Richardson
Burkhart	Keierleber	Shurr

Messrs.	Messrs.	Messrs.
Butt	Lavik	Signalness
Conway	Lee	Siverson
Craig	Levin	Streich
Ehr	Lillehaugen	Swett
Erickson, Kidder	Lofthus	Svingen
Erickson, McLean	Lyon	Thatcher
Fedje	McCay	Treffry
Ferris	McManus	Tweten
Gilchrist	Martin	Van Berkom
Hanson	Oberg	Yeater

Absent and not voting:

Messrs.	Messrs.
Iverson, McKenzie	Swendseid

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 208. A Bill For an Act to Provide for the Leasing and Sale of Islands and Accumulations of Land Formed in Beds of Navigable Streams.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 104, nays 5, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Peters
Anderson, Divide	Holthusen	Plath
Anderson, Sargent	Iverson, Griggs	Polfuss
Bell	Iverson, McKenzie	Quam
Boeckel	Jardine	Rabe
Bohnsack	Johnson, McKenzie	Renner
Bollinger	Johnson, Traill	Richardson
Brown, Adams	Johnson, Ward	Roberts
Brown, Stutsman	Johnston	Rulon
Bubel	Kamrath	Shurr
Burkhart	Kapfer	Signalness
Burns	Keierleber	Siverson
Butt	Kelly	Sleight
Carlson	Larvick	Sperry
Conway	Lavik	Standley
Cox	Lee	Steedsman
Craig	Levin	Streich
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell
Fowler	McManus	Van Berkom
Freeman	Martin	Veitch

Messrs.	Messrs.	Messrs.
Frojen	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hauge	Oberg	Worner
Helbling	Olafson	Zimmerman
Henrickson	Opdahl	Mr. Speaker
Hildebrand	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ferris	Swett	Yeater
Johnson, Foster	Treffry	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hanson	Swendseid	Traynor

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

House Bill No. 123. A Bill For an Act Governing Borrowing by Means of Bond Issues by Counties, Cities, Villages, Townships, School Districts, Park Districts and other Municipalities as Defined Herein; and Repealing Sections 1272, 1274, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1333, 1336, 1337, 1338, 1339, 1422, 3449, 3450, 3452, 3453, 3454, 3456, 3457, 3458, 3459, 3462, 3463, 3464, 3465, 3466, 3467, 3468, 3469, 3470, 3868, 4014, 4015, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, 4031, 4032, 4033, 4034, 4035, 4036, 4037, 4038, 4039, 4254, 4255, 4256, 4257, 4258, 4259, 4260, 4261 of the Compiled Laws of North Dakota for the year 1913 and repealing Sections 1273, 1274a1, 1274a2, 1275, 1276, 1277, 1303, 1307, 1321a14, 1332, 1334, 1335, 1341, 1421, 1422, 3451, 3743c1, 3743c2, 3743c3, 3882a1, 3882a2, 4016, 4037b, 4037c, 4037d1 and 4037d2 of the Supplement to the Compiled Laws of 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 109, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight

Messrs.	Messrs.	Messrs.
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Fedje	McCay	Traynor
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkom
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Henrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	
Holthusen	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bell	Brown, Stutsman	Owings

So the bill passed and the title was agreed to.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: John D. Gray, of Valley City and J. O. Milston and H. E. Haney, of Bel-field.

Mr. Trubshaw moved that the House recess until 12:30 o'clock tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHT DAY

House of Representatives,
Bismarck, North Dakota,
February 10, 1927.

The House re-assembled at 12:30 P. M., pursuant to recess taken. Speaker John W. Carr, presiding.

The House referred to the fifteenth order of business.

GENERAL ORDERS

Mr. Fowler moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Fowler to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, to Provide for the Issuance of Licenses for the Sale of Snuff, Furnishing of Bonds therefor, and for the Levy, Assessment, Collection and Payment of a Tax thereon; Providing for the Regulation of the Sale thereof, and Penalties for the violation of this Act; 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 the Provisions of this Act shall be enjoined, and that any Building or Premises made Use of for Purposes in Violation of the Provisions of this Act shall be deemed a Nuisance and may be Abated by Injunction; and Providing for the Repeal of Chapter 91 of the Compiled Laws of North Dakota for the Year 1913, and Acts and Parts of Acts in conflict with the Provisions of this Act.

And recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 220. A Bill For an Act to appropriate the sum of Thirty Thousand (\$30,000.00) Dollars, 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 Wahpeton, Richland County, North Dakota, and the city of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the laws of North Dakota for the year 1919.

And recommend the adoption of the Standing Committee's amendment, as follows:

Substitute the words "Bois De Sioux River" for that of "Red River of the North" where the same appears in the title and the body of the bill.

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 100. A Bill for an Act to Amend Sections 2869-2870-2871-2872 and 2873 of the Compiled Laws of North Dakota for the year 1913 and Sections 2261 and 2262 of the Supplement to the Compiled Laws of 1913 and providing for the levy of a tax, the same to be expended for the destruction of rodent pests in a county, or in organized and unorganized townships in such county and repealing all acts and parts of acts in conflict herewith.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out all of the title of the bill after the words "For an Act", and insert in lieu thereof "To Provide for the Extermination of Rodent Pests, Gophers, Prairie Dogs, Rabbits and Crows, by County and Organized Townships, and in unorganized Townships; Providing a method of Procedure in exterminating, manner of raising necessary funds by Tax Levy, and for Assessment against real property; The Method of Expenditure of Moneys; and Repealing Sections 2869, 2870, 2871, 2872 and 2873 of the Compiled Laws of North Dakota for the year 1913.

Further amend the bill by renumbering the Section 7 as "Section 8" and insert the following as Section Seven "Section 7. Repeal. Sections 2869, 2870, 2871, 2872 and 2873 of the Compiled Laws of North Dakota for the year 1913 are hereby Repealed".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 191. A Bill For an Act to Prescribe Who Shall be Qualified Electors in Certain Bond Elections in this State.

And recommend that the same be re-referred to the Committee on State Affairs.

A. W. FOWLER,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Watt moved that the report of the Committee of the Whole be divided as to the House Bill No. 52.

Which motion prevailed.

The question being on the adoption of the report of the Committee of the Whole as to House Bills No. 220, 100, and 191, a vote was taken and the report as to House Bills No. 220, 100, and 191 was declared adopted.

The question being on the adoption of the report of the Committee of the Whole as to House Bill No. 52.

Mr. Twichell moved a call of the House.

Call of the House ordered.

A call of the House was had and the following members found absent: Messrs. Helbling, Keierleber and Zimmerman.

Mr. Twichell moved that further proceedings under the call of the House be suspended.

Which motion prevailed.

Roll call demanded and granted.

The question being on the adoption of the report of the Committee of the Whole as to House Bill 52, the roll was called, and there were ayes 61, nays 50, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Johnson, Foster	Roberts
Bell	Johnson, McKenzie	Shurr
Bohnsack	Johnson, Traill	Sleight
Brown, Adams	Kamrath	Sperry
Bubel	Keierleber	Steedsman
Butt	Kelly	Streich
Conway	Lavik	Swett
Cox	Lofthus	Svingen
Ehr	Lynch	Tester
Elken	Martin	Thatcher
Erickson, Kidder	Meidinger	Thompson, Ramsey
Fedje	Miller	Traynor
Ferris	Montgomery	Tweten
Fettig	Oberg	Van Berkom
Gilchrist	Opdahl	Wedel
Gudmestad	Owings	Yeater
Hauge	Plath	Zimmerman
Hildebrand	Polfuss	
Holthusen	Quam	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Jardine	Richardson
Bollinger	Johnson, Ward	Rulon
Brown, Stutsman	Johnston	Signalness
Burkhart	Kapfer	Siverson
Burns	Larvick	Standley
Carlson	Lee	Swendseid
Craig	Levin	Thompson, Burleigh
Ellingson	Lillehaugen	Treffry
Erickson, McLean	Lyon	Trubshaw
Flom	McCay	Twichell
Fowler	McDowall	Veitch
Freeman	McGauvran	Watt
Frojen	McGinnis	Westford
Halcrow	McManus	Wilson
Hanson	Muus	Worner
Henrickson	Olafson	Mr. Speaker
Hoffman	Peters	

Absent and not voting:

Messrs.
Helbling

So the report was declared adopted.

Mr. Streich moved that House Bill No. 52 be re-referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Kelly moved that we do now adjourn.

C. R. VERRY,
Chief Clerk.

THIRTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
February 10, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

Roll call.

All members present except: Mr. Helbling.

Mr. Kelly moved that the absentee be excused.

Which motion prevailed.

Upon request the House referred to the Seventh Order of Business.

Mr. Swett moved that the Speaker appoint a committee of three to escort the president of the North Dakota Federation of Nonpartisan Clubs, Mrs. J. B. Parkinson, to the rostrum.

Which motion prevailed.

The Speaker appointed as such committee: Mr. Swett, Mr. Thatcher and Mr. Holthusen.

The Speaker introduced Mrs. Parkinson who gave a very interesting talk.

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

Mr. Speaker: 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:

Page 6, strike out the last letter in the word "Fof" in line two and insert in lieu thereof the letter "r".

Page 21, strike out the letter "o" in the word "mattor" in line 34 and insert in lieu thereof the letter "e".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

STATE OF NORTH DAKOTA
OFFICE OF THE GOVERNOR
BISMARCK

February 9, 1927.

To the House of Representatives of the Twentieth Legislative Assembly:

I have to inform you that I have this day approved and filed with the Secretary of State the following bills:

House Bill 86, an act to amend and re-enact Section 3237 of the Compiled Laws of North Dakota for 1913, pertaining to when County Seat deemed changed.

House Bill 65, an act to amend and re-enact Section 2212 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota, relating to the duty of the County Auditor and requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance, and declaring an emergency exists.

House Bill 95, An act to amend and re-enact Section 4609c30 of the Supplement to the Compiled Laws of 1913.

Very truly yours,
A. G. SORLIE,
Governor.

A telegram from Gunnerud Dietrich Post of the American Legion at Minnewaukan, favoring the passage of Senate Bill No. 109, was read and referred to the Committee on Military Affairs.

A communication from the Chief Clerk of the House of Representatives of South Dakota, enclosing a copy of concurrent resolution memorializing our State Legislature to enact legislation authorizing school districts of our state to pay the tuition of pupils in attendance in schools districts of the state, was referred to the Committee on Education.

A petition signed by Frank L. Gleosbach and 26 others, of Anamoose, favoring an appropriation for state aid to the public schools was referred to the Committee on Appropriations.

A similar petition, addressed to Representative Sleight, was presented.

A communication from P. S. Berg, Superintendent of the Dickinson Public Schools, favoring the discontinuance of state aid for schools, was referred to the Committee on Appropriations.

A communication signed by E. S. Hamilton and seven others of the Hammer Condy Company of Cooperstown, protesting against Sunday movies, was referred to the Committee on State Affairs.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 10, 1927.

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

House Bil. No. 45. A Bill For an Act Making an Appropriation to Pay C. E. Lounsbury, Wahpeton, North Dakota, Balance Due Him for Witness Fees, Mileage and Attorney's Fees in the Investigation of the State Highway Commission.

House Bill No. 9. A Bill For an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

House Bill No. 50. A Bill For an Act Making an Appropriation to Pay F. J. Graham, Ellendale, North Dakota, Balance Due Him for Services as Attorney for Special House Committee in the Investigation of the State Highway Commission.

House Bill No. 197. A Bill For an Act to Transfer the Sum of \$25,000.00 from the Fund Appropriated to the North Dakota Agricultural College for Equipment to said College's Fund for Maintenance.

House Bill No. 193. A Bill For an Act to Amend and Re-enact Section 4206 of the Compiled Laws of North Dakota for the year 1913; Relating to the Compensation of Township Treasurer.

House Bill No. 62. A Bill For an Act to Amend and Re-enact Sections 1 and 2, of Chapter 73, of the Session Laws of North Dakota for 1919, Providing for State Aid in the Construction of Bridges Across State Lines of Inter-State Highways, or Roads Across the Little Missouri River, or Roads Across Navigable Streams within the State of North Dakota.

House Bill No. 171. A Concurrent Resolution To Amend and Re-enact Section 7 of Article 1 of the Constitution of the State of North Dakota, Relating to the Right of Trial by Jury.

House Bill No. 177. A Bill For an Act Authorizing the Board of Railroad Commissioners to Require the Extension of Electric Transmission Lines, and the Service Furnished Thereby, to Cities, Towns, Villages, and the Inhabitants Thereof, Within or Contiguous to the Territory Served by Such Transmission Lines, and to Fix the Rates and Charges for Such Service, and the Rules and Regulations to be Observed in Connection Therewith.

House Bill No. 200. A Bill For an Act to Amend and Re-enact Section 3969, of the Compiled Laws of North Dakota for the year of 1913, as amended by Chapter 79, of the Session Laws of North Dakota for the year of 1919, and Chapter 32, of the Session Laws of North Dakota for the year of 1921 and Chapter 172 of the Session Laws of North Dakota for the year 1923, Relating to excluding farm lands from the limits of Cities, towns and villages.

House Bill No. 208. A Bill For an Act to Provide for the Leasing and Sale of Islands and Accumulations of Land Formed in Beds of Navigable Streams. Whereas, there is no law in this State which provides for the leasing and sale of islands and accumulations of land formed in the beds of navigable streams in this state, now therefore:

House Bill No. 123. A Bill For an Act Governing Borrowing by Means of Bond Issues by Counties, Cities, Villages, Townships, School Districts, Park Districts and other Municipalities as Defined Herein; and Repealing Sections 1272, 1274, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1333, 1336, 1337, 1338, 1339, 1422, 3449, 3450, 3452, 3453, 3454, 3456, 3457, 3458, 3459, 3462, 3463, 3464, 3465, 3466, 3467, 3468, 3469, 3470, 3868, 4014, 4015, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, 4031, 4032, 4033, 4034, 4035, 4036, 4037, 4038, 4039, 4254, 4255, 4256, 4257, 4258, 4259, 4260, 4261 of the Compiled Laws of North Dakota for the year 1913 and repealing Sections 1273, 1274a1, 1274a2, 1275, 1276, 1277, 1303, 1307, 1321a14, 1332, 1334, 1335, 1341, 1421, 1422, 3451, 3743c1, 3743c2, 3743c3, 3882a1, 3882a2, 4016, 4037b, 4037c, 4037d1 and 4037d2 of the Supplement to the Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 160. A Bill For an Act to Amend and Re-enact Section 4 of Chapter 292, Session Laws of 1923, the same being Section 2290-c-4 of the Supplement to the Compiled Laws of North Dakota for 1913.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 10, 1927.

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

Senate Bill No. 39. A Bill For an Act to Amend and Re-enact Sections 8075 and 8076 of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 143. A Bill For an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: The majority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 44. A Bill For an Act to provide for the assessment and taxation of property of Power Companies, defining the same, providing for furnishing information relative to such property, outlining duties of the Tax Commissioner, State Board of Equalization, County Auditor and County Treasurer. 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 be indefinitely postponed.

M. W. KELLY,
J. A. JARDINE,
CARL E. JOHNSON,
C. VERNON FREEMAN,
GORDON COX,
EINAR MUUS,
M. H. LYNCH,
J. F. ZIMMERMAN,
F. M. BROWN,
ALFRED O. BROWN.

Mr. Kelly moved that the report be adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: The minority of your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 44. A Bill For an Act to provide for the assessment and taxation of property of Power Companies, defining the same, providing for furnishing information relative to such property, outlining duties of the Tax Commissioner, State Board of Equalization, County Auditor and County Treasurer. 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.

R. E. SWEIDSEID,
WILLIAM KAMRATH,
W. W. TREFFRY,
W. D. CONWAY.

Mr. Swendseid moved as a substitute motion that the report of the minority committee be adopted.

Roll call demanded and granted.

The question being on the substitute motion of Mr. Swendseid that the minority Committee report be adopted, the roll was called, and there were ayes 48, nays 61, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Opdahl
Anderson, Divide	Johnson, Foster	Owings
Anderson, Sargent	Johnson, McKenzie	Quam
Boeckel	Kamrath	Richardson
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Signalness
Butt	Lavik	Siverson
Carlson	Lee	Swendseid
Conway	Levin	Streich
Erickson, Kidder	Lillehaugen	Swett
Erickson, McLean	Lofthus	Svingen
Fedje	Lyon	Thatcher
Ferris	McCay	Treffry
Gilchrist	McManus	Twetén
Hildebrand	Martin	Van Berkorn
Iverson, Griggs	Oberg	Yeater

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rulon
Bohnsack	Jardine	Sleight
Bollinger	Johnson, Traill	Sperry
Brown, Adams	Johnston	Standley
Brown, Stutsman	Kelly	Steedsman

Messrs.	Messrs.	Messrs.
Burns	Larvick	Leister
Cox	Lynch	Thompson, Burleigh
Craig	McDowall	Thompson, Ramsey
Ehr	McGauvrán	Traynor
Ellingson	McGinnis	Trubshaw
Elken	Meidinger	Twichell
Fettig	Miller	Veitch
Fiom	Montgomery	Watt
Fowler	Muus	Wedel
Freeman	Olafson	Westford
Projen	Peters	Wilson
Gudmestad	Plath	Worner
Halcrow	Polfuss	Zimmerman
Hauge	Rabe	Mr. Speaker
Henrickson	Renner	
Hoffman	Roberts	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hanson	Helbling	Johnson, Ward

So the motion was declared lost.

The question being on the motion of Mr. Kelly that the majority Committee report be adopted. A vote was taken and the report was declared adopted.

Upon request the House referred to the Seventh order of business.

Mr. Kelly moved that the opinion of the Attorney General, relative to House Bill No. 44, be printed in the Journal.

Which motion prevailed.

STATE OF NORTH DAKOTA
OFFICE OF ATTORNEY GENERAL
BISMARCK

February 10, 1927.

MR. M. W. KELLY, Chairman,
BISMARCK, NORTH DAKOTA.

OPINION

Dear Sir:—

Your committee has asked for the opinion of this office as to the constitutionality of H. B. No. 44 if enacted into law.

In approaching this question you must bear in mind that the State Constitution is a limitation upon the Legislative power and is not a grant of power. With that in mind we refer you to Section 179 of the State Constitution as amended by Article 20. As originally enacted this section read as follows:

("All property, except as hereinafter in this section provided, shall be assessed in the county, city, township, town, village or district in which it is situated, in the manner pre-

scribed by law. The franchise, roadway, roadbed, rails and rolling stock of all railroads operated in this state shall be assessed by the state board of equalization at their actual value and such assessed valuation shall be apportioned to the counties, cities, towns, townships and districts in which said roads are located, as a basis for taxation of such property in proportion to the number of miles of railway laid in such counties, cities, towns, townships and districts.)”

At the general election in 1915 this section was amended by said Article 20 to read as follows:

“All taxable property except as hereinafter in this Section provided, shall be assessed in the county, city, township, village or district in which it is situated, in the manner prescribed by law. The property, including franchises of all railroads operated in this state, and of all express companies, freight line companies, dining car companies, sleeping car companies, car equipment companies, or private car companies, telegraph or telephone companies or corporations operating in this state and used directly or indirectly in the carrying of persons, property or messages, shall be assessed by the State Board of Equalization in a manner prescribed by such state board or commission as may be provided by law. But should any railroad allow any portion of its railway to be used for any purpose other than the operation of a railroad thereon, such portion of its railway, while so used shall be assessed in a manner provided for the assessment of other real property.”

In 1918 our Supreme Court, in the case of State vs. Wetz, 40 N. D. 299, 168 N. W. 835, had occasion to construe this section as amended. Two very pertinent statements are made by the court in its opinion, namely:

“Section 179, as now amended, while retaining the pre-existing requirement of local assessment, etc.” and “The effect of Section 179 is simply to provide that property which is required to be taxed for local purposes be given a situs within the district in which it is to be taxed, and that certain properties shall be assessed by the state board of equalization.”

A careful reading of the entire opinion leads to the reasonable conclusion that all property which may be taxed by a local subdivision, and not exempted by Section 179, must be assessed by such subdivision. Assessed, as used in this section of the Constitution means fixing the value for the purpose of taxing.

Keeping the foregoing clearly before you, we call your attention to the last sentence in paragraph 5 of H. B. 44, which clearly provides for local taxation, that is, the making of such tax levies against the property as shall have been determined upon by the local subdivisions. This being true, under the Constitution, Section 179, the local subdivision should have the power to assess, but we find in Sections 2 and 5 of H. B. 44 that the assessment, that is, the fixing of the value for taxing purposes, is to be made by the State Board of Equalization. To thus give the local subdivision the power

to tax and take from it the power to assess would be a violation of Section 179 of the Constitution as amended.

It may be argued that the property of electric light, heat or power plants are used for carrying property, that is, electric current, and thus within the exemptions of the amendment under the words "and used directly or indirectly in the carrying of * * * property, etc." This, we believe, would be a distortion of the language employed as the quoted words clearly refer back to the kind of companies or corporations which are specifically named in the section. In this connection the Supreme Court of the State of California in the case of San Francisco & S. M. Electric R. Co. vs Scott, 75 Pac. 575, has held in construing a provision similar to Section 179, that street railways and interurban lines operating in more than one county are not included in the word "railroads".

It is, therefore, the opinion of this office that H. B. 44, if enacted into law, would be in violation of Section 179 of our State Constitution, as amended by Article 20.

Very truly yours,
 JOHN THORPE,
 First Assistant Attorney General.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 185. 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,

House Bill No. 91. 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.

Also,

House Bill No. 218. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

And find the same correctly engrossed.

E. E. VEITCH,
 Chairman.

Mr. Veitch moved the adoption of the report.

Which motion prevailed.

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 72. A Bill For an Act Forbidding any Officer of a State Banking Corporation or Association from being Interested in, or Deriving Profit from any Business or Transaction whereby the Banking Institution with which he is Connected shall be Called upon to Advance any Funds either for Financing or Discounting any Notes Given therewith, and Providing Penalties for Violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED O. BROWN,
Chairman.

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

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 90. A Bill For an Act to Provide for Additional Reserve to be Provided and Carried by Each Banking Corporation or Association, and Providing Penalties for Failure to Comply Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED O. BROWN,
Chairman.

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

The Committee on Public Safety made the following report:

Mr. Speaker: Your Committee on Public Safety to whom was referred:

House Bill No. 122. A Bill For an Act Making the Governor, the Attorney General, the President of the Board of Railroad Commissioners, the State Health Officer, the Superintendent of Public Instruction and the President of the State University ex-officio Members of the North Dakota Safety Council and Making an Appropriation for the Use of Such Council in Promoting Public Safety.

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

Striking out on page 3 all of Section 3 of the printed bill following the period in line 7, and insert in lieu thereof the following:

Such funds hereby created shall be paid to the treasurer of the North Dakota Safety Council by the State Treasurer

upon the warrant of the State Auditor. The registrar of the Motor Vehicle Registration Department shall at the end of each quarter file with the State Auditor a certificate showing the number of vehicle license fees collected by him during such quarter, and upon the receipt of such certificate the State Auditor shall issue to the Treasurer of the North Dakota Council a warrant in a sum equal to ten cents (10c) for each license so shown to have been collected.

And when so amended recommend the same do pass.

I. W. STANDLEY,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 132. A Bill For an Act to Require Certificates of Title for Registered Motor Vehicles; to Facilitate the Recovery of Stolen or Unlawfully Taken Motor Vehicles; to Provide for the Licensing of Dealers in Used Motor Vehicles, Trailers, or Semi-trailers; to Prescribe the Powers and Duties of the Motor Vehicle Registration Department; to Impose Certain Fees to Carry out the Purpose of this Act; to Impose Penalties for Violations of this Act and to Make Uniform the Law Relating to the Subject Matter of This Act.

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

On page 6 of the printed bill, in line 19, after the word "be" strike out the following: "In the possession of the operator or chauffeur thereof, or" and after the word "in" in line 19 of the printed bill insert the following: "a container furnished by the state in the driver's compartment of". On page 10 of the printed bill, in line 14, strike out the word "500" and insert in lieu thereof the words "200". On page 14 of the printed bill, in line 10, after the word "authorize" strike out the words "with the written approval of the Governor". After the word "to" in line 11, page 14 of the printed bill, strike out the following: "appoint all necessary deputies and other assistants" and insert in lieu thereof the following: "employ all office help and purchase all supplies necessary". After the word "act" in line 12 of page 14 of the printed bill insert a comma and strike out the following: "In addition to the present officers of the law and such deputies, assistants and existing officers of the law are hereby declared to be peace officers and are hereby given police power and authority throughout the state to arrest without writ, rule, order or process any person in the act of violating or attempting to violate in the presence of such officer any of the provisions of this act", and insert in lieu thereof the following: "and it is hereby made the duty of the sheriff the police officers and the other law enforcement officers of the various political subdivisions of the state of North Dakota to properly enforce the provisions of this act". On page 16 of the printed bill at the end of the bill add the following: "Section 25. Emergency. This act is 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.

GORDON COX,
Chairman.

A Majority of the Committee on Insurance made the following report:

Mr. Speaker: A Majority of your Committee on Insurance to whom was referred:

House Bill No. 142. 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.

HUGH McDOWALL,
EDWIN TRAYNOR,
W. R. TESTER,
J. A. JARDINE,
GORDON W. COX,
D. L. PETERS.

Mr. Peters moved that the report be adopted.

A Minority of the Committee on Insurance made the following report:

Mr. Speaker: A Minority of your Committee on Insurance to whom was referred:

House Bill No. 142. 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.

HERMAN F. BUTT,
JOHN H. BURNS,
C. N. LEE,
C. O. SVINGEN,
BARNEY IVERSON.

Mr. Swett moved that the report of the Minority be substituted for that of the Majority.

Which motion prevailed, and the report was adopted.

The Committee on Railroads made the following report:

Mr. Speaker: Your Committee on Railroads to whom was referred:

House Bill No. 169. A Bill For an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for the Year 1913; Relating to Free Passes, Franks and Special Privileges Prohibited, Exceptions.

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

JOHN EHR,
Chairman.

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

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 182. A Bill For an Act to Amend and Re-enact Section 5170 of the Compiled Laws of the State of North Dakota for the year 1913 as Amended by Chapter 58, Session Laws of 1915 and further Amended by Chapter 23 of the Laws of the Special Session of 1919 and further Amended by Chapter 95, Session Laws of 1925 and now known as Section 5170 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Legal Reserve Fund of Banking Corporations and Associations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED O. BROWN,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 204. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913, Relating to Consolidation of Schools and Transportation of Pupils.

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

In Line 22 of the printed bill, strike out the words "and one-half". Strike out Lines 27 to 40 inclusive in the printed bill and insert in lieu thereof the following:

From 2	Miles to 2¼	Miles.....	5c	per day
From 2¼	Miles to 2½	Miles.....	8c	per day
From 2½	Miles to 2¾	Miles.....	11c	per day
From 2¾	Miles to 3	Miles.....	14c	per day
From 3	Miles to 3¼	Miles.....	17c	per day
From 3¼	Miles to 3½	Miles.....	20c	per day
From 3½	Miles to 3¾	Miles.....	23c	per day
From 3¾	Miles to 4	Miles.....	26c	per day
From 4	Miles to 4¼	Miles.....	29c	per day
From 4¼	Miles to 4½	Miles.....	32c	per day
From 4½	Miles to 4¾	Miles.....	35c	per day
From 4¾	Miles to 5	Miles.....	38c	per day
From 5	Miles to 5¼	Miles.....	41c	per day

From 5¼ Miles to 5½ Miles.....	44c per day
From 5½ Miles to 5¾ Miles.....	47c per day
From 5¾ Miles to 6 Miles.....	50c per day

Also at the end of Line 57 add the following: "Provided further, that in Districts where vehicular transportation by public conveyance is furnished; that resident children who are in High School Department, if such District maintains such High School Department, shall be transported in such public conveyance."

And when so amended recommend the same do pass.

EDWIN TRAYNOR,
Chairman.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 221. A Bill For an Act to Prohibit the Sale of Cattle at Public Auction, Mortgage Foreclosure Sale or Sale by Order of Any Court, Unless the Same Shall Have Been Tuberculin Tested and Found Free of Tuberculosis.

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

A. N. FLOM,
Chairman.

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

MOTIONS AND RESOLUTIONS

Mr. Thompson of Ramsey moved that the Senate concurrent resolution introduced by Senator Baird, with reference to moneys belonging to the National Guard Organizations, be taken from the Federal Relations Committee and re-referred to the Military Affairs Committee.

Which motion prevailed.

CONCURRENT RESOLUTION

Introduced by O. C. Martin

A Resolution petitioning Congress to intercede on behalf of the People of North Dakota to oppose action on the part of the Interstate Commerce Commission authorizing the consolidation of Railroads without the consent of the People affected.

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

Whereas, it is currently rumored that serious consideration is now being given to the consolidation of railway systems that are operating in North Dakota, and

Whereas, the magnitude of such contemplated action, and the importance of the probable future results are such that the people affected thereby should in advance be consulted.

Therefore, Be It Resolved, That the Twentieth Legislative Assembly representing the people of North Dakota, respectfully protest, and hereby direct the proper procedure, to the end that the records of the North Dakota Railroad Commission and the Interstate Commerce Commission be made to show that the people of North Dakota are opposed to the consolidation of any railroad system operating in North Dakota with any other railroad system, until their consent will have been obtained through some approved method of submission to them, and,

Be It Further Resolved, That the Congress of the United States be advised of the mental attitude of the people of North Dakota regarding railway consolidation, and that the Congress be requested to direct, through proper procedure, that the Interstate Commerce Commission withhold its assent to the consolidation of any railroads or railroad system operating in Montana, until the consent of those to be affected thereby shall have been obtained, and

Be It Further Resolved, That the required consent be the result of consideration on the part of the people of North Dakota of facts and data submitted to them by the railroads contemplating consolidation, and which facts and data must indicate the probable extent of participation by those affected thereby in the benefits to be derived through the proposed railway consolidation.

Be It Further Resolved, That a copy of this memorial be forwarded to the Senate and House of Representatives of the United States and to each of the Senators and Representatives from North Dakota in Congress, and to the Interstate Commerce Commission at Washington, D. C.

Mr. Cox moved that the resolution be referred to the appropriate committee.

Which motion prevailed.

The concurrent resolution introduced by Representative Martin was referred to the Committee on Railroads.

UNFINISHED BUSINESS

The Speaker announced that with reference to House Bill No. 160, voted on yesterday, and on which he reserved an opinion as to passage pending investigation, he is of the opinion the bill requires only a majority vote, and House Bill No. 160 was declared passed.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Mr. Fowler:

House Bill No. 270. A Bill For an Act to Validate Sales of Real Estate Made by an Executor or Administrator pur-

suant to contract, which has not been confirmed by the County Court.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Fowler:

House Bill No. 271. A Bill For an Act Empowering Foreign Executors, Administrators, Guardians, Heirs and Legatees of Deceased Non-residents whose Estates have been Probated Outside this State to Assign Mortgages; and Confirming and Legalizing Assignments heretofore made by such Executors, Administrators, Guardians, Heirs and Legatees.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by I. W. Standley:

House Bill No. 272. A Bill For an Act Regulating the Renting of Motor Vehicles Without Drivers.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Representatives Lillehaugen and Signalness:

House Bill 273. An Act to abolish training, parading, teaching and preventing the use of the grounds and buildings of any institution receiving state aid, of war, and providing penalty for the violation.

Was read the first and second times and referred to the Committee on Education.

Introduced by Miller and Streich:

House Bill No. 274. A Bill For an Act Governing Specifications and Bids upon Paving, Requiring Bids upon Several Types to be asked for.

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

Introduced by Burkhart, Burns, Muus, Ehr and Johnson:

House Bill No. 275. 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 State of North Dakota, the Provinces of Saskatchewan and Manitoba and the Dominion of Canada and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Mouse River (named the Souris River in Canada) and the Rights of said State of North Dakota and said Provinces and the Dominion of Canada and the United States Thereto.

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

Introduced by Representative Sleight, by request:

House Bill No. 276. A Bill For an Act to Amend and Re-enact Section 1224, of the Supplement to the Compiled Laws of North Dakota for 1913 and Section 1225 of the Compiled Laws of North Dakota for 1913 Relating to a Tax of Two Mills for School Purposes; Creating a County Tuition Fund; Providing for the Apportionment thereof, and Repealing Chapter 107 of the Session Laws of North Dakota for 1921 and all Acts or Parts of Acts in Conflict Therewith.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. Ferris:

House Bill No. 277. A Bill For an Act empowering and Authorizing Cities and Villages to Refund and Reissue Special Improvement Warrants upon the Surrender of the Outstanding Warrants by the Holders Thereof.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Committee on Election and Election Privileges:

House Bill No. 278. A Bill For an Act Prescribing Penalties for Failing, Neglecting or Refusing to Vote at Any General Election.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Introduced by R. O. Signalness:

House Bill No. 279. A Bill For an Act to Permit the District Court to Parole Persons Confined in the County Jail, Serving a Sentence, to the County Commissioners of the Various Counties of the State for the Purpose of Performing Work and Labor upon the Construction, Maintenance and Up Keep of State, County and Township Roads, and Providing that Such Persons in Such Confinement in any County May Be Transferred by any Presiding District Judge, from One County to any Other County in the State, Upon an Order Issued After a Proper Application and Hearing Before said Judge, and be Committed to the Sheriff of such County in Accordance with the Terms of his Sentence, and for the Paroles of such Persons Serving Sentence in any County Jail, and Providing for Maintenance and Support and Compensation, and Punishment of such Persons that may Violate their Paroles.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by R. O. Signalness:

House Bill No. 280. A Bill For an Act Levying a Poll Tax upon all Citizens of the State Defining the Citizens Duty to Exercise his Franchise Right at Elections and Providing a Reduction of the Poll Tax for Such as Exercise the Right of Franchise, and Providing Penalties to such as Do Not Ex-

ercise the Right of Franchise Unless a Reasonable and Satisfactory Explanation of such Failure be Made to the Officers of the Township, Town or City in which such Citizen Resides.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Introduced by Mr. Tester, by request:

House Bill No. 281. A Bill For an Act Providing Motor Vehicle Liability Insurance, Upon Motor Vehicles in Connection with the Licensing Thereof; Providing for the Terms of such Insurance and the Approval of the Form Thereof, Conditions for the Cancellation of Such Insurance and Penalties for Violation of the Provisions of the Act.

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

Introduced by Representative Hildebrand, by request:

House Bill No. 282. A Bill For an Act to Repeal Sections 3753 and 3754 of the Supplement to the Compiled Laws of 1913 and to Re-enact Sections 3753 and 3754 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of the Corporate Limits of Cities and to Provide a Method of Procedure for the Extension of the Corporate Limits of Cities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Representative Johnson of Traill:

House Bill No. 283. A Concurrent Resolution. Providing for the Amendment of Section 26, Article 2, of the Constitution of the State of North Dakota Relating to the Membership of the Senate.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by R. J. Siverson and Ben Fedje:

House Bill No. 284. A Bill For an Act Prohibiting any Criticism of the Validity or Sanctity of Marriages and Prohibiting the Questioning or Denying the Legitimacy of the Issue of any Marriage, and Prohibiting any Person or Persons from Questioning or Denying the Legitimacy of the Issue of any marriage, When Such Marriage Has Been or is About to be Entered Into and Solemnized in Accordance with the Statutes of the State of North Dakota or the Statutes of any Other State, and Providing for the Punishment for any Violation Thereof, and Providing Civil Damages to any Person or Persons Injured Thereby.

Was read the first and second times and referred to the Committee on Judiciary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 57. A Bill For an Act to Authorize Counties to issue Bonds and Warrants to procure Seed Grain and Feed for Needy Inhabitants Therein and Providing for the Issuance of Bonds and Warrants for Seed Grain by Counties and Aid by the State in respect thereto, and making an Appropriation Therefor.

And the Speaker signed the same in the presence of the House.

THIRD READING OF HOUSE BILLS

Mr. Fowler moved a call of the House.

Call of the House ordered.

Upon a call of the House the following were found to be absent: Messrs. Carlson, Helbling, Tweten and Yeater.

Mr. Fowler moved that further proceedings under the call of the House be dispensed with.

Which motion prevailed.

ROLL CALL

House Bill No. 185. 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, as amended, the roll was called, and there were ayes 59, nays 52, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rulon
Bohnsack	Jardine	Sleight
Bollinger	Johnson, Traill	Sperry
Brown, Adams	Johnson, Ward	Standley
Brown, Stutsman	Kelly	Steedsman
Burns	Larvick	Tester
Cox	Lynch	Thompson, Burleigh
Ehr	McDowall	Thompson, Ramsey
Ellingson	McGauvran	Traynor
Elken	McGinnis	Trubshaw
Fettig	Meldinger	Twichell
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Olafson	Westford
Gudmestad	Peters	Wilson
Halcrow	Plath	Worner
Hauge	Polfuss	Zimmerman
Henrickson	Rabe	Mr. Speaker
Hoffman	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Owings
Anderson, Divide	Johnson, Foster	Quam
Anderson, Sargent	Johnson, McKenzie	Renner
Boeckel	Johnston	Richardson
Bubel	Kamrath	Shurr
Burkhart	Kapfer	Signalness
Butt	Keierleber	Siverson
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Craig	Levin	Swett
Erickson, Kidder	Lillehaugen	Svingen
Erickson, McLean	Lofthus	Thatcher
Fedje	Lyon	Treffry
Ferris	McCay	Tweten
Gilchrist	McManus	Van Berkorn
Hanson	Martin	Yeater
Hildebrand	Oberg	
Iverson, Griggs	Opdahl	

Absent and not voting:

Messrs.
Helbling

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Swett explained his vote and asked that his remarks be recorded in the Journal:

I vote "no" on House Bill No. 185 because I fear it is an attempt to do away with the secrecy of the Australian Ballot System.

ROLL CALL

House Bill No. 91. 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.

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 59, nays 52, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rulon
Bohnsack	Jardine	Sleight
Bollinger	Johnson, Trail	Sperry

Messrs.	Messrs.	Messrs.
Brown, Adams	Johnson, Ward	Standley
Brown, Stutsman	Johnston	Steedsman
Burns	Kelly	Tester
Cox	Larvick	Thompson, Burleigh
Ehr	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Elken	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Fiom	Meidinger	Veitch
Fowler	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Muus	Westford
Gudmestad	Olafson	Wilson
Halcrow	Peters	Worner
Hauge	Plath	Zimmerman
Henrickson	Polfuss	Mr. Speaker
Hoffman	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Quam
Anderson, Divide	Johnson, Foster	Rabe
Anderson, Sargent	Johnson, McKenzie	Renner
Boeckel	Kamrath	Richardson
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Signalness
Butt	Lavik	Siverson
Carlson	Lee	Swendseid
Conway	Levin	Streich
Craig	Lillehaugen	Swett
Erickson, Kidder	Lofthus	Svingen
Erickson, McLean	Lyon	Thatcher
Fedje	McCay	Treffry
Ferris	McManus	Tweten
Gilchrist	Martin	Van Berkom
Hanson	Oberg	Yeater
Hildebrand	Opdahl	
Iverson, Griggs	Owings	

Absent and not voting:

Messrs.
Helbling

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Traynor moved that the vote by which House Bill No. 91 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mrs. Craig explained her vote and asked that her remarks be recorded in the Journal:

I vote "no" on this bill. My name for this bill is a "lawyer's bill and an ambulance bill."

Mr. Erickson of Kidder explained his vote and asked that his remarks be recorded in the Journal:

I vote "no" on this bill because I believe it is an ambulance chaser, in that the attorney fees are not limited.

Mr. Trubshaw explained his vote and asked that his remarks be recorded in the Journal:

I vote "aye" on this bill because it gives the injured party the right to appeal from the decision of an autocratic Bureau.

ROLL CALL

House Bill No. 218. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws 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 61, nays 50, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Rulon
Bohnsack	Jardine	Sleight
Bollinger	Johnson, Traill	Sperry
Brown, Adams	Johnson, Ward	Standley
Brown, Stutsman	Johnston	Steedsman
Burns	Kelly	Tester
Cox	Larvick	Thompson, Burleigh
Ehr	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Elken	McGauvran	Trubshaw
Fedje	McGinnis	Twichell
Fettig	Meidinger	Veitch
Flom	Miller	Watt
Fowler	Montgomery	Wedel
Freeman	Muus	Westford
Frojen	Olafson	Wilson
Gudmestad	Peters	Worner
Halcrow	Plath	Zimmerman
Helbling	Polfuss	Mr. Speaker
Henrickson	Rabe	
Hoffman	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Owings
Anderson, Divide	Johnson, Foster	Quam
Anderson, Sargent	Johnson, McKenzie	Renner
Boeckel	Kamrath	Richardson
Bubel	Kapfer	Shurr
Burkhart	Keierleber	Signalness
Butt	Lavik	Siverson
Carlson	Lee	Swendseid

Messrs.	Messrs.	Messrs.
Conway	Levin	Streich
Craig	Lillehaugen	Swett
Erickson, Kidder	Lofthus	Svingen
Erickson, McLean	Lyon	Thatcher
Ferris	McCay	Treffry
Gilchrist	McManus	Tweten
Hanson	Martin	Van Berkom
Hildebrand	Oberg	Yeater
Iverson, Griggs	Opdahl	

Absent and not voting:

Messrs.
Hauge

So the bill passed and the title was agreed to.

Mr. Trubshaw moved that the vote by which House Bill No. 218 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

GENERAL ORDERS

Mr. Watt moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Watt to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 192. A Bill For an Act Defining the Effect of Instruments, Affecting Real and Personal Property Belonging to a Trust, Executed by Trustees in Their Representative Capacity as Trustee.

And recommend the adoption of the standing Committee's amendment, as follows:

Before the word "whenever" in line 1 of the printed bill insert the word "section 1."

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 54. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

And recommend the adoption of the Standing Committee's amendment, as follows:

The following amendments refer to printed bill. In line 2 of the title ahead of the word "within" insert the words "for consumption". In the first line 4 after the comma and ahead of the word "in" insert the words "for consumption". In the second line 3 after the word "delivery" insert the words "for consumption". Strike out all of page 2, down to line 1, and insert in lieu thereof: "written or printed label or statement which will truly state: (1) The brand or trademark under which the flour is sold or offered for sale; (2) The name of the manufacturer and the state in which the flour was manufactured; (3) The net weight in pounds of the flour contained in each container, bag or barrel; Such label or statement may set forth the kind or varieties of wheat actually used in the manufacture of such flour, but may not state that the same is milled or manufactured from North Dakota hard spring wheat, unless North Dakota hard spring wheat was used exclusively in the manufacture thereof. In line 3 of printed bill, page 2, after the word "act", and ahead of the semi-colon following such word, insert the following: "and to prosecute all violations thereof".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 151. A Bill For an Act Making it the Duty of the State Engineer to Assist County Boards of Flood Irrigation in the Performance of their Duties and Making an Appropriation therefor.

And recommend the adoption of the Standing Committee's amendment, as follows:

That in Line 2 of Section 2 of the Printed Bill. the figures "10,000.00" be stricken out and the figures "5,000.00" be substituted in lieu thereof.

That in Line 3 of Section 2 of the Printed Bill, the word "Ten" be stricken out and the word "Five" be substituted in lieu thereof.

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 3498, of the Compiled Laws of North Dakota, for the year 1913, relating to fees to be charged by the Clerk of the District Court.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 9 of the printed bill, after the word "of" strike out "\$6.00" and in lieu thereof insert "\$5.00".

And when so amended recommend the same do pass.

WM. WATT,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Kelly moved the adoption of the report of the Committee of the Whole with the exception of House Bill No. 54.

Which motion prevailed.

Mr. Kelly moved the adoption of the report of the Committee of the Whole as to House Bill No. 54.

Mr. Burkhart moved as a substitute motion that House Bill No. 54 be recommended to pass with the amendments proposed by Mr. Ferris.

Roll call demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Burkhart, the roll was called, and there were ayes 52, nays 60, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Owings
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Johnson, Foster	Rabe
Boeckel	Johnson, McKenzie	Renner
Bubel	Kamrath	Richardson
Burkhart	Kapfer	Shurr
Butt	Keilerleber	Signalness
Carlson	Lavik	Siverson
Conway	Lee	Swendseid
Craig	Levin	Swett
Erickson, Kidder	Lillehaugen	Svingen
Erickson, McLean	Lofthus	Thatcher
Fedje	Lyon	Treffry
Ferris	McCay	Tweten
Gilchrist	McManus	Van Berkorn
Hanson	Martin	Yeater
Hildebrand	Oberg	
Holthusen	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Rulon
Bohnsack	Jardine	Sleight
Bollinger	Johnson, Traill	Sperry
Brown, Adams	Johnson, Ward	Standley
Brown, Stutsman	Johnston	Steedsman
Burns	Kelly	Streich
Cox	Larvick	Tester
Ehr	Lynch	Thompson, Burleigh
Ellingson	McDowall	Thompson, Ramsey
Elken	McGauvran	Traynor
Fettig	McGinnis	Trubshaw
Flom	Meidinger	Twichell
Fowler	Miller	Veitch

Messrs.	Messrs.	Messrs.
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gudmestad	Olafson	Westford
Halcrow	Peters	Wilson
Hauge	Plath	Worner
Helbling	Polfuss	Zimmerman
Henrickson	Roberts	Mr. Speaker

So the motion was declared lost.

Mr. Streich moved that further consideration of House Bill No. 54 be indefinitely postponed.

Which motion was lost.

The question being on Mr. Kelly's motion to adopt the report of the Committee of the Whole as to House Bill No. 54, a vote was taken and the motion declared carried and the report adopted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Judge F. J. Graham, of Ellendale; J. J. Simonson, of Turtle Lake; Sam Blauh, of Valley City.

Mr. Veitch moved that the House recess until one o'clock tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-EIGHTH DAY AFTER RECESS AND
THIRTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 11, 1927.

The House re-assembled at 1:00 o'clock P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the fifteenth order of business.

GENERAL ORDERS

Mr. Brown of Adams moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Brown of Adams to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 122. A Bill For an Act Making the Governor, the Attorney General, the President of the Board of Railroad Commissioners, the State Health Officer, the Superintendent of Public Instruction and the President of the State University ex-officio Members of the North Dakota Safety Council and Making an Appropriation for the Use of Such Council in Promoting Public Safety.

And recommend that the same be indefinitely postponed.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 132. A Bill For an Act to Require Certificates of Title for Registered Motor Vehicles; to Facilitate the Recovery of Stolen or Unlawfully Taken Motor Vehicles; to Provide for the Licensing of Dealers in Used Motor Vehi-

cles, Trailers, or Semi-trailers; to Prescribe the Powers and Duties of the Motor Vehicle Registration Department; to Impose Certain Fees to Carry out the Purpose of this Act; to Impose Penalties for Violations of this Act and to Make Uniform the Law Relating to the Subject Matter of This Act.

And recommend the adoption of the Standing Committee's amendment, as follows:

On page 6 of the printed bill, in line 19, after the word "be" strike out the following: "In the possession of the operator or chauffeur thereof, or" and after the word "in" in line 19 of the printed bill insert the following: "a container furnished by the state in the driver's compartment of." On page 10 of the printed bill, in line 14, strike out the word "500" and insert in lieu thereof the words "200". On page 14 of the printed bill, in line 10, after the word "authorize" strike out the words "with the written approval of the Governor". After the word "to" in line 11, page 14 of the printed bill, strike out the following: "appoint all necessary deputies and other assistants" and insert in lieu thereof the following: "employ all office help and purchase all supplies necessary". After the word "act" in line 12 of page 14 of the printed bill insert a comma and strike out the following: "In addition to the present officers of the law and such deputies, assistants and existing officers of the law are hereby declared to be peace officers and are hereby given police power and authority throughout the state to arrest without writ, rule, order or process any person in the act of violating or attempting to violate in the presence of such officer any of the provisions of this act," and insert in lieu thereof the following: "and it is hereby made the duty of the sheriff the police officers and the other law enforcement officers of the various political subdivisions of the state of North Dakota to properly enforce the provisions of this act". On page 16 of the printed bill at the end of the bill add the following: "Section 25. Emergency. This act is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

And the further amendments:

That in line 14, page 10, change "word 500" to "figures 500" and "words 200" to "figures 200".

In line 12, page 14, after the word "sheriff," in the amendments as printed in the Journal, place a comma.

In line 21, page 14 of the printed bill, strike out the words "State Highway Fund" and insert "General Fund of the State."

After the word "container" in the amendment as submitted by the committee place a comma and insert the following "costing with the registration card not to exceed ten cents,"

And when so amended recommend the same do pass.

ALFRED O. BROWN,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Fowler moved that the report of the Committee of the Whole be divided as to House Bill No. 122.

Which motion prevailed.

The question being on the adoption of the report of the Committee of the Whole as to House Bill No. 132, a vote was taken and the report of the Committee of the Whole as to House Bill No. 132 was declared adopted.

Mr. Fowler moved that further consideration of House Bill No. 122 be deferred and that the bill be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Kelly moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 11, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. I. G. Monson.

Roll call.

All members present except: Messrs. Lofthus and Lynch.

Mr. Helbling moved that the Absentees be excused.

Which motion prevailed.

Mr. Cox arose to a point of personal privilege and asked permission to read a letter that had been served on him by the Workmen's Compensation Bureau.

NORTH DAKOTA WORKMEN'S COMPENSATION BUREAU BISMARCK, NORTH DAKOTA

February 11, 1927.

To The Bismarck Tribune, and
Gordon Cox,
Bismarck, North Dakota.

Gentlemen:

In the Bismarck Tribune's issue of February 10th, 1927, in referring to a discussion on the floor of the House of Representatives, Mr. Cox is quoted as saying: "In many cases, he

said, the right of appeal has been cut off by the bureau's action in granting claimant a purely nominal amount."

You and each of you are hereby notified to forthwith make satisfactory proof of the statement that this Bureau has in any claim granted a purely nominal amount for the purpose of preventing, avoiding or defeating appeal. You are further notified that upon your failure to forthwith make such proof you immediately retract the statement referred to and make proper correction.

Yours truly,
G. N. LIVDAHL,
S. S. McDONALD,

Commissioners, North Dakota Workmen's Compensation Bureau.

It is apparent, Mr. Speaker, that this is nothing more than a threat against the newspapers and the members of this House, and is an endeavor to intimidate the legislators and newspaper men of this state. It is nothing more than another example of the bureaucracy of the Workmen's Compensation Bureau. I have here in my hand Claim No. 14090. Here are the official proceedings of the Bureau:

CLAIM NO. 14090

Claimant claims an injury to eye.

Original doctor bill about \$20. Doctor bills at Rochester, Minn., since over \$600.

Question of fraudulent claim: Sight of both eyes lost, claimant 30 years old, amount involved is around \$30,000.

Numerous investigations, including trip to Minneapolis by Livdahl.

Recommendations of Commissioners, January 11, 1927:

Livdahl.—"I recommend that the claim be dismissed for the reason that there is no proof of injury, that it is a case of disease and not an injury and that such disease is not proximately caused by the employment."

Wenzel.—"We could dispose of the matter by paying Dr. Spicer's bill—but believe the fair thing is to dismiss and thus give claimant the right to appeal and have matter tried out in court."

McDonald.—"I do not believe that claimant's present disability was caused by the slight accident he had on June 29th, (if he had one); therefore, I recommend that Dr. Spicer's bill be paid in part in the amount of \$9.00, 5 treatments, and that the claim be closed."

The notations were made in the above order. The reason for McDonald's vote was given by him, to the effect that claimant would therefore be prevented from appealing and save the Bureau the cost of trial.

Isn't it reasonable, if a man doubts whether there was an injury, to argue that the only decent thing to do is to dismiss so as to give the man another opportunity to be heard, rather than to cut him off with a measly \$9.00 medical bill.

I also refer to Case No. 15153 and also to the Crandall case.

I also want to read Section 9556, Compiled Laws of the State of North Dakota for 1913, in which the law of this State is set up:

"A prosecution for libel cannot be maintained against a reporter, editor, publisher, or proprietor of a newspaper, for the publication therein, of a fair and true report of any judicial, legislative, or other public and official proceeding, or of any statement, speech, argument or debate in the course of the same, without proving actual malice in making the report."

I want that to show, Mr. Speaker, because we are going to have other matters of this kind coming up.

On behalf of the newspaper men I make this request in order that they may know the true law of this State and not be intimidated by any of these Bureaus.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-seventh day after recess and Thirty-eighth day and recommend that the same be corrected as follows:

Page 5, strike out the words "Non-Partisan Women's" at the end of line three and the first two words of line four and insert in lieu thereof the following: "North Dakota Federation of Nonpartisan Clubs."

Page 6, in line 23, strike out the letter "a" in the word "candy" and insert in lieu thereof the letter "o".

Page 21, transpose the letters "hs" in the next to the last word in line 42.

Page 24, strike out the last two lines at the bottom of the page and insert in lieu thereof the following:

"I vote 'no' on this bill. My name for this bill is a 'lawyer's bill and an ambulance bill'".

And when so corrected recommend the same be approved.

H. H. ROBERTS,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication from Geo. M. Schneider of Frank Gordhamer Post No. 48 of the American Legion of Bowman, opposing the passage of Senate Bill No. 109, was referred to the Committee on Military Affairs.

A communication from Verna Christianson, County Superintendent of Schools of Bowman County, favoring an appropriation for state aid to schools, was referred to the Committee on State Affairs.

A communication from M. E. Johnson, Sheriff of Slope County, opposing the passage of House Bill No. 179, was referred to the Committee on State Affairs.

A communication from the Secretary of State, quoting a telegram from Congressman Sinclair relative to the McNary-Haugen Bill was read.

A communication from the Williston Ministerial Association relative to Sunday moving pictures was referred to the Committee on State Affairs.

A communication from Henry Feldhusen, of Beach, favoring the bill introduced by Senator Tofsrud regarding tax certificates as to Hail Insurance, was referred to the Committee on Insurance.

A communication from Samuel Fisher, of Carlyle, Montana, favoring the bill introduced by Senator Tofsrud regarding tax certificates as to hail insurance, was referred to the Committee on Insurance.

A telegram from James Cramer, of Marmarth, asking favorable action on the Box Elder Bridge Bill, was referred to the Committee on Highways and Bridges.

A communication from the County Auditor of Dunn County, relative to deputies for school superintendents, was referred to the Committee on Education.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 11, 1927.

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

House Bill No. 185. 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.

House Bill No. 91. 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.

House Bill No. 218. A Bill For an Act to Amend and Re-enact Section 4915, Supplement to the 1913 Compiled Laws of North Dakota.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, N. D.
February 11, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 109. A Bill For an Act Creating the Office of Veterans' Service Commissioner; Providing the Qualifications, the Manner of Appointment, Duties, Salary, Tenure of Office of Such Officer, Providing an Appropriation Therefor, and Declaring an Emergency.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

House Bill No. 119. 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.

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota

for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

Which the Senate has passed unchanged.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8632 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

House Bill No. 104. A Bill For an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages, and Other Instruments in Writing, and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Which the Senate has indefinitely postponed.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

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

Senate Bill No. 19. 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. 79. A Bill For an Act to amend and re-enact Section 2132a1, 2132a5 and 2132a9 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota, known as the Classification of Acre Property Law.

Senate Bill No. 142. A Bill For an Act to Amend and Re-enact Section 696, Compiled Laws of 1913, as Amended by Chapter 249, Sessions Laws of 1917; Relating to Filling Vacancies in Public Offices.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

Upon request the House referred to the Seventh Order of Business.

Mr. Erickson of Kidder moved that we reconsider House Bill No. 142 which we indefinitely postponed on the Committee Report yesterday.

Which motion prevailed.

Mr. Elken moved that the House adopt the majority report of the Committee on House Bill No. 142, recommending that the same do pass.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following:

Joint Resolution relating to Great Lakes-St. Lawrence Waterway. (10 copies).

And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 220. A Bill For an Act to appropriate the sum of Thirty Thousand (\$30,000.00) Dollars, From any moneys in the State Highway Fund, for the purpose of aiding in the construction of a Bridge across the Bois De Sioux River, Between the city of Wahpeton, Rich-

land County, North Dakota, and the city of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the laws of North Dakota for the year 1919.

Also,

House Bill No. 100. A Bill For an Act To Provide for the Extermination of Rodent Pests, Gophers, Prairie Dogs, Rabbits and Crows, by County and Organized Townships, and in unorganized Townships; Providing a method of Procedure in exterminating, manner of raising necessary funds by Tax Levy, and for Assessment against real property; The Method of Expenditure of Moneys; and Repealing Sections 2869, 2870, 2871, 2872 and 2873 of the Compiled Laws of North Dakota for the year 1913.

Also,

House Bill No. 169. A Bill For an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for the Year 1913; Relating to Free Passes, Franks and Special Privileges Prohibited, Exceptions.

Also,

House Bill No. 221. A Bill For an Act to Prohibit the Sale of Cattle at Public Auction, Mortgage Foreclosure Sale or Sale by Order of Any Court, Unless the Same Shall have been Tuberculin Tested and Found Free of Tuberculosis.

Also,

House Bill No. 54. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

Also,

House Bill No. 151. A Bill For an Act Making it the Duty of the State Engineer to Assist County Boards of Flood Irrigation in the Performance of their Duties and Making an Appropriation therefor.

Also,

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 3498, of the Compiled Laws of North Dakota, for the year 1913, relating to fees to be charged by the Clerk of the District Court.

Also,

House Bill No. 192. A Bill For an Act Defining the Effect of Instruments, Affecting Real and Personal Property Belonging to a Trust, Executed by Trustees in Their Representative Capacity as Trustee.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 202. A Bill For an Act to Amend Sections 7, 8 and 13, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota Real Estate Series; and to Amend Sections 9 and 12, Chapter 292, of the Session Laws of 1923, as Amended by Sections 2 and 3 of Chapter 100 of the Session Laws of 1925, Relating to the Bonds of North Dakota Real Estate Series.

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

On page 6, in Line 4 of the printed bill, strike out the word "annually".

On page 7, in Line 41 of the printed bill, after the word "taxes" insert the words "levied or".

On page 7, line 42 of the printed bill, strike out the word "less" and insert the word "more" in lieu thereof.

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 203. A Concurrent Resolution.

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

In line 12 of the printed bill strike out the words "general property" and insert in lieu thereof the word "poll".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 210. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement of the 1913 Compiled Laws of the State of North Dakota, relating to report of State Treasurer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 214. A Bill For an Act to Provide for the Granting of Decrees of Separation from Bed and Board, Specifying the Grounds upon which such Decree may be entered, and providing for the Maintenance of Spouse or Children, and for the Division by the Court, of Joint and Separate Property of Husband and Wife.

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

GORDON COX,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 216. A Bill for an Act Creating a Judicial Council for the State of North Dakota, and Providing for the Continuous Study of the Administration of Justice

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 217. 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 and South Dakota, Respecting the Use, Control, Utilization and Regulation of the Waters of the James River and the Rights of said States Thereto.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 226. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement to the Compiled Laws of 1913 relating to the report of the treasurer under the public depository law (714a1 to 714a20 of the Supplement to the Compiled Laws of 1913).

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 228. A Bill For an Act to Amend and Re-enact Section 544 of the Compiled Laws of 1913.

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

In line 56 of the printed bill strike out the word "five" and insert in lieu thereof the word "three".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 232. A Bill For an Act to Amend and Re-enact Sections 2836 and 2837 of the Compiled Laws of North Dakota for 1913 Relating to the Manufacture and Sale of Dairy Products.

Have had the same under consideration and recommend that the same be referred to the Committee on Appropriations.

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 233. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the Reports of Public Treasurers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 235. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota, Relating to the Election of State Officers and Regulating the Terms of Such Officers.

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

GORDON COX,
Chairman.

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

Mrs. Craig moved that action on House Bill No. 248 be deferred until such time as the bill is printed and distributed to the members.

Which motion prevailed.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 51. A Bill For an Act to Amend and re-enact Section 1342 of supplement to the Compiled Laws of 1913.

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

In Line 32 of the printed bill after the word "determined" strike out the balance of the line and insert the following: "by the school board with the approval of the county superintendent, subject to appeal."

Strike out line 36 and all matter thereafter down to and including line 50. Strike out first nine words in line 51 and in lieu thereof insert the following: "If no school is taught the required length of time within 2 miles from the residence of the child, by the nearest route, the school board or board of education shall, except in cases of consolidated schools, pay to each family whose child or children attend school a sum per day for each day's attendance, in proportion to the distance from, school, according to the following schedule:

From 2	Miles to 2 $\frac{1}{4}$	Miles.....	5c per day
From 2 $\frac{1}{4}$	Miles to 2 $\frac{1}{2}$	Miles.....	8c per day
From 2 $\frac{1}{2}$	Miles to 2 $\frac{3}{4}$	Miles.....	11c per day
From 2 $\frac{3}{4}$	Miles to 3	Miles.....	14c per day
From 3	Miles to 3 $\frac{1}{4}$	Miles.....	17c per day
From 3 $\frac{1}{4}$	Miles to 3 $\frac{1}{2}$	Miles.....	20c per day
From 3 $\frac{1}{2}$	Miles to 3 $\frac{3}{4}$	Miles.....	23c per day
From 3 $\frac{3}{4}$	Miles to 4	Miles.....	26c per day
From 4	Miles to 4 $\frac{1}{4}$	Miles.....	29c per day
From 4 $\frac{1}{4}$	Miles to 4 $\frac{1}{2}$	Miles.....	32c per day
From 4 $\frac{1}{2}$	Miles to 4 $\frac{3}{4}$	Miles.....	35c per day
From 4 $\frac{3}{4}$	Miles to 5	Miles.....	38c per day
From 5	Miles to 5 $\frac{1}{4}$	Miles.....	41c per day
From 5 $\frac{1}{4}$	Miles to 5 $\frac{1}{2}$	Miles.....	44c per day
From 5 $\frac{1}{2}$	Miles to 5 $\frac{3}{4}$	Miles.....	47c per day
From 5 $\frac{3}{4}$	Miles and over	.....	50c per day

Provided that such distance shall be measured from the front door of the school house to the front door of the family's residence; provided that the board at its option in lieu of such payment may

(1) Furnish vehicular transportation by public conveyance to such family, or

(2) Furnish such family the equivalent of such payment in lodging or tuition at some other public school if acceptable to the family, and when the school board or board of education by resolution, provides for such payment, transportation, lodging or tuition, the compulsory attendance law shall apply to all children of school age living not to exceed 6 miles from school and shall also apply to such children living more than six miles from school if vehicular transportation is furnished; provided further, that demand for such payment shall be made by said family before the close of the school year or same will be deemed to have been waived.

And when so amended recommend that the same do pass.

EDWIN TRAYNOR,
Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 117. 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 indefinitely postponed.

Wm. WATT,
Chairman.

Mr. Watt moved that the report be adopted.

Mr. Traynor moved as a substitute motion that House Bill No. 117 be recommended for passage.

Which motion prevailed.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 183. A Bill For an Act to Appropriate the Sum of Twenty Thousand (\$20,000.00) Dollars for the purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek of the State Line between North Dakota and South Dakota at a Point approximately five miles east of the Montana State Line, 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.

JOSEPH McGAUVVRAN,
Chairman.

Mr. McGauvran moved that the report be adopted.

Mr. Quam moved as a substitute motion that House Bill No. 183 be indefinitely postponed.

Which motion was lost.

The question being on the motion of Mr. McGauvran recommending House Bill No. 183 for passage, a vote was taken, and the report was declared adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 67. 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 do pass.

GORDON COX,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 110. A Bill For an Act Providing For the Compulsory Licensing of Non-residents Making Auction Sales Within this State; Providing for the Manner of Payment of License Fee, and Providing a Penalty for the Violation Thereof.

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

L. L. TWICHELL,
Chairman.

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

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your special Committee to examine the audit reports have examined the same and beg leave to report as follows:

From the Audit Report of the Workmen's Compensation Bureau for Period January 1, 1925 to February 28, 1926 we suggest that the following be printed:

Pages 1, 2, and 3 which is the general statement by Mr. Lund.

Hon. Robert Byrne,
Hon. George F. Shafer,
Hon. John Steen,
Members State Board of Auditors,
Bismarck, North Dakota.

Gentlemen:—Agreeable with your instructions we have made an examination and audit of the books and vouchers, and taken an account of the Assets and Liabilities of the Workmen's Compensation Bureau of the State of North Dakota from January 1, 1925, (closing date of our previous audit), to February 28, 1926, and respectfully submit here-

with our report, consisting of Balance Sheet, Operating Statement, and supporting Schedules of detail, covering the Assets and Liabilities of the Bureau as the same appeared at the close of business February 28, 1926, reflecting, in my opinion, the true financial condition of the Bureau on that date.

Only the cash transactions of the Bureau are recorded in the financial records. No General Ledger is kept, and in the absence of some method of gathering all the Assets and Liabilities of the institution into permanent records, it is difficult to determine when all accounts are brought together.

The liabilities of the Workmen's Compensation Fund, like other insurance businesses, are largely estimates, based on past experience of similar problems, and the reserves set up for claims against the Bureau funds are based on the past experience of the Institution, experience tables in use by the Bureau, and estimates of the officers in charge.

The Workmen's Compensation Bureau has an average cash balance of over one and one-half million dollars which the law provides must all be deposited with the Bank of North Dakota. This fund is largely reserves and surplus that, under ordinary conditions, will not be reduced, and can be placed on long time deposits. Under the law the Workmen's Compensation Fund is wholly dependent on the interest rate offered by the Bank of North Dakota for their revenue from the investment of their funds. At the present time the Bank of North Dakota is paying only three per cent interest on time deposits, which is from one and one-half to two per cent less revenue than was received a year or two ago, and is a lower interest rate than received by similar institutions, that are permitted to choose their investments.

The reserves for long time pension liability set up in our statements are on the basis of three and one-half per cent interest. The present interest rate received being treated in our statements as a temporary condition. In the event the legislature does not deem it advisable to permit the investing of the Workmen's Compensation Funds where they will draw higher rates of interest, it will be necessary to adjust the reserves for long term pensions accordingly.

The operating statement on Page 10 shows a net profit, for the fourteen months covered, of \$116,757.63, or a profit of approximately twenty-two per cent of gross receipts. Adding this to profits of our previous statements gives the Bureau a total net profit to surplus funds of \$755,343.10. This surplus is equal to the average losses awarded by the Bureau for a period of over two and one-half years, and should be sufficient to meet any catastrophe or emergency that might befall.

The Bureau now has the benefit of nearly seven years experience and they are working on rate adjustments based

on their experience, that they hope will become more equitable to the employers of the state as time goes on, which we believe can be carried into effect without endangering the solvency of the institution.

The detail cash records of the Bureau are kept in a neat and comprehensive manner and we found no difficulty in proving same.

The officers and employees of the Workmen's Compensation Bureau afforded us every facility in making our examination and I wish to acknowledge my appreciation of same.

Respectfully submitted,
O. B. LUND,

Auditor and Accountant.

Bismarck, N. Dak., April 9, 1926.

Page nine should be printed showing the general balance sheet.

WORKMENS' COMPENSATION BUREAU
BALANCE SHEET
February 28, 1926

ASSETS

Cash—		
In Hands of State Treasurer	\$1,557,906.30	
Bank of N. Dak. Bureau Account ..	5,000.00	
In Office Till—Cash and Cash Items	676.46	
Petty Cash Fund	30.00	1,563,612.76
Registered School and Twp. Warrants.....		1,484.35
Bonds Covering Unpaid Premiums		3,905.79
Premiums Unpaid, Billed Within Ninety Days		24,062.49
Premiums for Collection with Attorney General		8,500.00
Accrued Interest—		
Certificate of Deposit, with State Treasurer, Accrued Int.	14,759.24	
Open Bank Account, with State Treasurer, Interest	94.49	
Open Bank Account, Bureau, In- terest	17.16	
Registered Warrants Interest	314.62	
Bonds Covering Unpaid Premiums Interest	57.00	
		15,242.51
Inventories—		
Mileage Books on Hand		169.06
Furniture, Fixtures and Office Appliances ...		11,364.13
Automobiles		425.00
		<hr/>
		\$1,628,766.09

LIABILITIES

Reserves—		
Unearned Premiums Reserve	229,792.78	
Awarded Pensions and Claims Reserve	462,835.18	
Pending Claims Reserve	85,627.12	
Medical Expense Open Claims Reserve	34,777.62	
Contested Claims in Court Reserve	20,000.00	
Unreported Claims Reserve	15,000.00	848,032.70
Depreciation, Furniture and Fixtures Reserve		4,890.29
Dividends and Credit Merits Unpaid Reserve		20,000.00
Accrued Office Rent for Jan. and Feb. Unpaid Surplus Funds—		500.00
Statutory surplus	191,686.60	
Surplus Fund	563,656.50	
		755,343.10
		<u>\$1,628,766.09</u>

Page ten showing the operating statement.

WORKMEN'S COMPENSATION BUREAU

OPERATING STATEMENT

Jan. 1, 1925 to Feb. 28, 1926

Income—		
Premium Collections	484,237.51	
Premium Overpayments	1,065.34	485,302.85
Less—Premium Refunds	9,993.31	
Less—Returned Checks and Collection Charges	5,532.07	
Less—Unearned Premium Reserve Increase	13,565.78	29,091.16
Premium Income		456,211.69
Interest Received	74,475.39	
Less—Reduction of Accrued Interest Reserve	3,780.52	70,694.87
Penalties Received		3,199.81
Total Gross Receipts		530,106.37
Compensation and Medical Expense—		
Compensation Paid	228,863.51	
Medical Expense Paid	99,383.25	
		328,246.76
Less—Miscellaneous Collections and Refunds Received		1,443.04
		<u>326,803.72</u>

Added Reserves—			
Awarded Pensions and Claims Reserve	55,493.45		
Pending Claims Reserve	43,534.91		
			<u>99,028.36</u>
Less—Reduced Reserves—			
Medical Expense Reserve	6,132.50		
Re-Opening of Claims Reserve	15,000.00		
Contested Claims in Court Reserve	45,000.00		
Suspended Mortality Reserve	10,000.00	76,132.50	22,895.86
			<u>189,028.36</u>
Total Compensation and Medical Expense			<u>349,699.58</u>
Gross Profits			<u>180,406.79</u>
Administration Expense—			
Salaries of Officers and Employees	43,012.85		
Postage	3,468.05		
Office Supplies	679.66		
Printing and Stationery	2,283.36		
Office Rent	2,875.00		
Traveling Expense	3,231.22		
Automobile Expense, Including Depreciation	1,283.51		
Telephone and Telegraph	159.74		
Legal Expense	3,427.51		
Miscellaneous Expense	2,029.89		
Depreciation of Furniture and Office Appliances	1,198.37		
			<u>63,649.16</u>
Total Administration Expense			<u>63,649.16</u>
Net Profit to Surplus Fund			<u>116,757.63</u>

Page 35 showing the payroll for one month.

PAY ROLL FOR MONTH OF FEBRUARY 1926

NAME	POSITION	AMOUNT
S. S. McDonald	Commissioner	\$ 208.33
G. N. Livdahl	Commissioner	208.33
R. E. Wenzel	Commissioner	208.33
J. R. Hanley	Secretary and Actuary	200.00
C. H. Gutman	Chief Bookkeeper	200.00
Hiram Landers	Traveling Auditor	166.66
P. A. Timbo	Director of Claims	165.00
Carl Knudson	Asst. Actuary	160.00
Ruth Pollard	Stenographer	100.00
W. H. Bodenstab	Medical Examiner	125.00

Scott Cameron	Attorney-Charged Legal	125.00
Milda Brelji	Statistician and Stenographer	150.00
Laura Schlechter	Cashier	130.00
Florence Jager	Stenographer	125.00
Odelle Venne	File Clerk	80.00
Bertha Sigurdson	File Clerk	120.00
Eva Baillet	Ass't. Cashier	105.00
Helen Caldwell	Stenographer	90.00
B. J. W. M. Lampe	Rate Clerk	80.00
Louis Burndt	Stenographer - Local Dept.	85.00
Helen Nelson	Stenographer	105.00
J. P. Axt	Ass't. Bookkeeper	105.00
Muriel Robinson	File Clerk	75.00
Wm. Turner	Janitor	50.00
Total February Salaries		\$3,166.65
Dorothy Blanding—Minimum Wage Dept.		140.00
		<hr/>
		\$3,306.65

AUDIT REPORT OF THE STATE HIGHWAY COMMISSION

Audit Report of the State Highway Commission from January 1, 1925 to May 31, 1926. Print pages 1, 2, 3, 4, and 5 and we call special attention to this statement because of the great importance and the amount of money spent by this commission.

Hon. John Steen,
Hon. Robert Byrne,
Hon. George F. Shafer, -
Members State Board of Auditors,
Bismarck, N. Dak.

Gentlemen:—Pursuant to agreement, we have made an examination and audit of the accounts, books, and vouchers of the State Highway Commission for a period of seventeen months beginning with closing date of our previous audit, January 1, 1925, to May 31, 1926, and the following are statements and schedules compiled from their records reflecting the condition of the funds under their supervision as the same appeared at close of business May 31, 1926.

The State Highway Commission is an organization of considerable magnitude, collecting and disbursing over two million dollars per annum, and employing over five hundred people in all departments as shown by the list of salaries and wages paid during the month of May, found beginning on page 34.

In the statements following we divide the organization into three sub-divisions as follows:

The Highway Operating Department, covering administration of the construction and maintenance of highways.

The Equipment Department, charged with handling the automobiles purchased for the use of employees, and the war materials received from the U. S. Government.

The Motor Vehicle Registration Department, charged with the collection and distribution of the motor vehicle tax, and licensing and registration of motor vehicles operated in the state.

All financial records and vouchers of expenditures and income of the State Highway Commission were examined for the period and found to be kept in a neat, comprehensive and accurate manner, with the exception of a few minor clerical errors not worthy of mention herein, and we experienced no difficulty in proving the accounts of the present audit period.

The operating expense of the Highway Commission is provided for by sub-division "B" of Section 11 of Chapter 167 of the Session Laws of 1925 which reads in part as follows:

"A sum not to exceed \$150,000.00 per annum shall be set apart to defray the expenses of the State Highway Commission in maintaining the Motor Vehicle Registration Department and in carrying out the provisions of this Act, and in carrying out the provisions and purposes of the State Highway Commission Act, and co-operating with the Federal Government under the Act of Congress approved July 11, 1916, etc."

Chapter 41 of the 1925 Session Laws appropriates \$46,325.00 per annum from the above amount for the general expenses of the Motor Vehicle Department, leaving the portion going to the Highway Department \$103,675.00, which if construed the same as the appropriations made by the Legislature for other State Departments, would be the maximum annual expense of the Highway Commission for carrying on the administrative branches of the Department. During this audit period an average of one thousand dollars per month has been used from Highway Operating funds to meet the increased expenses of the Motor Vehicle Registration Department. To make up the shortage of the Highway Operating Fund caused by payment of Motor Vehicle Registration bills, the Department is charging the administration costs of the Road Maintenance Department direct to the Highway Construction Funds. This seems to be an evasion of the intent of the appropriations made by the Legislature. For administrative cost charged direct to Gas Tax Fund see Detail 5 on page 15.

NORTH DAKOTA HIGHWAY BULLETIN

During the past year the Highway Commission has published a monthly bulletin, called "North Dakota Highway Bulletin". This publication has a circulation of about 2,200 made up of public officials and individuals interested in road construction.

Separate records are kept of the finances of the Bulletin. The collection and payment of the funds do not appear on

the Highway Commission records or pass thru the offices of the State Auditor and State Treasurer.

The income from advertising and subscriptions has met the cost of publishing and distributing. We show statement of affairs as the same appeared May 31, 1926 on page 46.

EQUIPMENT DEPARTMENT

The Equipment Department in charge of the surplus war materials has operated under several different managements and policies during the past seventeen months, with the final decision of the Commission to discontinue the ordering and dealing in war materials offered by the Government.

The Equipment Department as listed in our previous statements has been divided, in this report, into two sections: the War Surplus Materials and the Car Operation.

The War Surplus Materials received from the U. S. Government have been disposed of except the shop buildings, a tractor, a road roller, and a few army trucks and automobiles that are of questionable value. These items are not considered in the Balance Sheet for the reason that experience has shown the selling cost more than is received for them.

Beginning on page 50 we set up Statement of Affairs of the handling of this equipment, indicating a net loss to the State Highway Funds of \$84,928.06.

While in theory it has appeared attractive for the Highway Commission to receive the surplus war materials for the transportation costs, they have been unable to reimburse the state from sales and earnings for Highways Funds invested in the handling of the same, and I believe they have made a wise decision in discontinuing the business and closing that branch of their activity.

CAR OPERATING DEPARTMENT

A separate record is now being kept by the Highway Commission of the operation of the automobiles owned and in use by them with the view of determining whether their state owned cars can be operated as cheaply as automobiles can be hired from private parties.

We have set up a statement of affairs of the car operation for the period of this audit beginning on page 61 as the same appears by the books of the department, reflecting an operating loss to date.

Accrued accounts not on on the books on May 31st. are not taken into account in these statements. There are many cars owned and operated on which the car operations have received no mileage credit. It is also difficult to determine the proper distribution of expense between the War Surplus and Car Operations during the past period, and in the absence of the proper mileage credit the loss as shown by the records may reflect an injustice to the department. I believe however that the Commission is on the right track

in the present method of handling their automobiles and are making an honest effort to reduce the excessive automobile expense that has been so apparent in our previous audits. The coming year will disclose beneficial results providing the same methods are followed for a long enough period of time to enable a comparison to be made.

The purchases, and sales of all automobiles handled by the Highway Commission were gone over and all cars accounted for on the records of the department.

The automobiles are in use in all parts of the state and the list showing their location appearing on page 63 was taken from the records of the Department.

MOTOR VEHICLE REGISTRATION DEPARTMENT

The collections of the Motor Vehicle Registration Department were compared with applications on file and the funds coming into the hands of the Registrar were all found to be properly accounted for.

The license tags for 1926 are now issued in their numerical order which greatly facilitates the accounting and auditing of same. It would further simplify the accounting system to have tags for all makes of autos made up in one serial number.

The appropriations for the general expenses of the Motor Vehicle Registration Department have not been sufficient to meet the expenses incurred during the period. The deficit has been paid from the Highway Operating appropriations in the amount of \$16,784.92, as indicated on page 75. In addition to this there were unpaid bills on file for special agents salary and traveling expense amounting to \$623.19 incurred during this period.

The increase in number of motor vehicles registered in the state during the past two years has added to the work of the Department. There has also been new index records added, which requires considerable work and expense, enabling the Department to furnish prompt information to officials and the public in connection with the registered motor vehicles. Records of the office are kept up to date in a neat and comprehensive manner and the expenses incurred, although they do not appear legal, appear justified, with the exception of the amount spent for special agents salaries and traveling expenses in excess of the amount appropriated for that purpose. The public or the department would not have been seriously inconvenienced if this branch of the service had been held within the legal amount allotted by the Legislature until they deemed it advisable to increase same.

The appropriation for special agents as allowed by Chap. 41 S. L. 1925 is \$1,000.00 per annum. During the past year ending May 31, 1926 the expense for this purpose has been

exceeded by the amount charged to Highway Commission Operating Funds as shown on page 75 as follows:-

Special agents salaries paid	\$1,732.90
Special agents traveling expenses paid ..	1,336.04
Unpaid Bills on file with Commission:	
April traveling expense unpaid	323.19
May salaries unpaid	300.00

Total special agents expense not authoized \$3,692.13

We find no record of authority given for transfer of funds by the State Emergency Commission, or provision of law authorizing the expenditures of the Motor Vehicle Registration Department in excess of appropriations, and assuming the division of appropriations by the Legislature has significance, the Highway Commission has exceeded their authority in these expenditures.

As stated in our previous report we believe the coming Legislature should give special attention to the needs of the Motor Vehicle Registration Department and adjust their appropriations in accordance with the increase in the volume of services they perform.

The officers and employees of all branches of the State Highway Commission afforded us every facility during our examination, and we wish to acknowledge our appreciation of their hearty co-operation.

Respectfully submitted,
O. B. LUND,
Auditor.

Bismarck, N. Dak.,
August 4, 1926.

Print pages 11 and 15.

STATE HIGHWAY COMMISSION
GENERAL LEDGER BALANCES
MAY 31, 1926

	Debit Balances	Credit Balances
State Treasurer	883,818.08	
State Aid Highway Fund		350,210.63
Williston Bridge Fund		92,599.00
Sanich Bridge Fund		95,102.82
Gas Tax Account, Highway Const. Fund		272,203.65
Ten Percent, (War Surplus Fund)		678.64
Highway Operating Fund 1919-1921		4,143.69
Highway Operating Fund 1921-1923		1,735.65
Highway Operating Fund 1923-1925	4,888.63	
Highway Operating Fund 1925-1926		8,106.10
Missouri River Bridge Fund		85.79
Bridge Approach Fund		4,079.89
State Aid Due Counties		93,784.28
Federal Aid Account	27,271.91	
Car Operating Account	6,751.52	
	922,730.14	922,730.14

STATE HIGHWAY COMMISSION GAS TAX
HIGHWAY CONSTRUCTION FUND

Gas Tax Collections to Dec. 31, 1925	159,006.19
Gas Tax Collections to Jan. 1926	65,088.22
Gas Tax Collections to Feb. 1926	15,367.41
Gas Tax Collections to Mar. 1926	58,061.28
Gas Tax Collections to Apr. 1926	43,543.07
Gas Tax Collections to May 1926	55,247.78

Total Gas Tax Income 396,313.95

EXPENDITURES BY ROAD MAINTENANCE
DEPARTMENT

FROM GAS TAX FUND

Month	Admin. Exp. of Maint. Dept.	Maintenance Equipment and Supplies	Road Marking Expenses	General Maintenance Expense	Total Payments
1925					
July			1,711.04		1,711.04
Aug.			3,165.08	757.63	3,922.71
Sept.			3,288.55	932.75	4,221.30
Oct.	803.25	888.95	2,193.05	1,441.48	5,326.73
Nov.	*2,194.57				
Nov.	1,273.77	908.95	5,026.89	2,094.97	11,499.15
Dec.	2,517.84	76.42	1,467.49	2,696.73	6,758.48
1926					
Jan.	1,637.20		1,424.00	448.59	3,509.79
Feb.	*1,398.70				
Feb.	1,536.04	1,294.90	653.72	1,213.90	6,097.26
Mar.	* 964.00				
Mar.	1,597.72	3,327.55	899.10	1,774.40	8,562.77
April	5,839.33	15,522.74	1,088.11	7,854.86	30,305.04
May	1,839.80	3,979.30	2,584.98	31,665.62	40,969.70

Totals .. 21,602.22 25,998.81 23,502.01 50,880.93 121,983.97

Transferred to Motor Vehicle Reg. Dept..... 500.00
Gen. Engineering paid from Gas Tax Fund.... 1,626.33

Total Payments from Gas Tax Funds124,110.30

Balance in Fund May 31, 1926.....272,203.65

Total to Balance Income396,313.95

* Transferred to Car Operating Department.

PAY ROLL OF STATE HIGHWAY COMMISSION
FOR MONTH OF MAY, 1926

Name and Position	Time	Amt.
H. C. Frahm, Chief Engineer and Sc.	1 mo.	83.33
C. A. Myhre, Ass't. Chief Engineer	1 mo.	280.00
J. E. O'Neill, Construction Engineer	1 mo.	275.00
A. D. McKinnon, Project Engineer	1 mo.	275.00
J. E. Kiley, Chief Clerk	1 mo.	200.00
Jos. J. Ermatinger, Statistics and Infor.	1 mo. *	225.00
Rose Sell, Bookkeeper	1 mo.	170.00
Frances, E. Melander, Ass't. Bookkeeper	1 mo.	140.00
Clara Christianson, Stenographer	1 mo.	135.00
Margaret Fairbanks, Stenographer	1 mo.	125.00
Gwendolyn Jones, Stenographer	1 mo.	115.00
Celia Rosen, Stenographer	1 mo.	100.00
Douglas Yeater, Office Boy	1 mo.	75.00
Anna M. Manning, Clerk	1 mo.	75.00
Cecil Clifford, Stenographer	22 da.	65.00
Helen Nies, Stenographer	1 mo.	120.00

* \$25.00 Received from Highway Bulletin Account.

EQUIPMENT DEPARTMENT

F. E. Galloway, Bookkeeper	1 mo.	160.00
W. H. Young, Mechanic	1 mo.	175.00
Chas. H. Roth, Clerk	1 mo.	150.00
D. M. Slattery, Watchman	1 mo.	30.00

MOTOR VEHICLE DEPARTMENT PAID FROM

HIGHWAY FUNDS

Louise Berndt, Stenographer	1 mo.	75.00
Emelia Olson, Clerk	1 mo.	125.00
Ella Jager, Stenographer	1 mo.	75.00

ROAD MAKING

H. F. Johnson, Mechanic	1 mo.	135.00
Roy Horner, Sign Painter	1 mo.	100.00
H. L. Bean, Shop Foreman	1 mo.	140.00
Jacob Rothschilder, Sign Repairman	27 da.	139.35
T. O. Nustad, Truck Driver	1 mo.	125.00
C. J. Sundland, Mechanic	1 mo.	135.00
Gordon Moe, Helper	21 da.	40.64
Roy Mills, Sign Painter	1 mo.	135.00
Peter Rominger, Truck Driver	1 mo.	100.00
R. M. Van Petten, Ass't. Engineer	1 mo.	225.00
E. J. Budge, Resident Engineer	1 mo.	210.00
Clinton A. Hoskins, Asst. Engineer	1 mo.	200.00
G. McCusker, Office Ass't.	1 mo.	165.00
P. M. Hegdahl, Ass't. Engineer	1 mo.	200.00
W. C. Broughton, Ass't. Engineer	1 mo.	150.00
Wm. Barnick, Ass't. Engineer	1 mo.	195.00

Carl A. Barnick, Draftsman	1 mo.	150.00
Hildor Semonson, Draftsman	1 mo.	130.00
Clifford Johnson, Bridge Engineer	1 mo.	250.00
H. M. Leonhard, Draftsman	1 mo.	150.00
Neal Swanson, Instrument Man	1 mo.	150.00
J. C. Spare, Ass't. Testing Engineer	1 mo.	125.00
P. J. Yeater, Draftsman	1 mo.	150.00
Mabel Nathan, Draftsman	1 mo.	120.00
J. N. Roherty, Chief Draftsman	1 mo.	250.00
A. O. Kosser, Level Man	1 mo.	165.00
Jno. F. Jacobs, Ass't. Engineer	1 mo.	175.00
L. H. Belk, Ass't. Engineer	1 mo.	200.00
Paul Goddard, Instrument Man	1 mo.	135.00
H. A. Murphy, Instrument Man	1 mo.	135.00
A. W. Leuhrs, Rodman	13 da.	23.22
Harold Nelson, Instrument Man	15 da.	29.03
W. H. Bowen, Rodman	1 mo.	84.19
John F. Dillon, Chief of Party	1 mo.	200.00
Everett O'Neill, Instrument Man	1 mo.	135.00
Eugene Sperry, Rodman	1 mo.	85.00
Geo. W. Hunter, Rodman	1 mo.	60.00
Ben Haggard, Rodman	1 mo.	60.00
Raymond A. Pease, Division Engineer	1 mo.	210.00
C. E. Hornet, Gravel Inspector	15 da.	50.81
Paul Malone, Rodman	1 mo.	90.00
R. S. Konoske, Instrument Man	1 mo.	125.00
H. R. Neideffer, Rodman	1 mo.	95.00
Albin Anderson, Rodman	1 mo.	105.00
C. A. Thorberg, Resident Engineer	1 mo.	190.00
H. C. McCready, Resident Engineer	1 mo.	175.00
Robert Callahan, Instrument Man	1 mo.	150.00
W. D. Donovan, Gravel Inspector	1 mo.	130.00
Alfred Muir, Rodman	1 mo.	105.00
R. H. Winterer, Rodman	1 mo.	90.00
J. K. Thorsdall, Inspector	1 mo.	140.00
Fielden Shupe, Instrument Man	1 mo.	125.00
T. N. Engdahl, Resident Engineer	1 mo.	125.00
Ronald Fisher, Rodman	1 mo.	90.00
Dan Sweeney, Gravel Checker	1 mo.	105.00
S. D. Johnston, Gravel Inspector	1 mo.	105.00
P. J. Sheehan, Ass't. Engineer	1 mo.	150.00
Hookon Teige, Rodman	1 mo.	100.00
Henry Hendrickson, Rodman	1 mo.	90.00
Russell Randall, Rodman	1 mo.	105.00
Eddie Boulter, Rodman	1 mo.	90.00
Dan Sweeney, Gravel Checker	3 da.	10.50
M. P. Wymkook, Division Engineer	1 mo.	230.00
Maurice Grobe, Rodman	22 da.	69.68
George Brekke, Rodman	20 da.	58.06
W. R. Veigel, Resident Engineer	1 mo.	185.00
Carl E. Meinhardt, Rodman	1 mo.	90.00
R. C. Clark, Instrument Man	1 mo.	155.00
Glenn Matteson, Resident Engineer	29 da.	154.84
Harry A. Pettigrew, Rodman	23 da.	90.32
Earl D. Cook, Ass't. Engineer	1 mo.	175.00
James R. Sorenson, Ass't. Engineer	1 mo.	135.00
W. F. McGraw, Ass't. Engineer	1 mo.	135.00
Howard Myhre, Gravel Inspector	1 mo.	130.00

C. A. Dowe, Resident Engineer	1 mo.	175.00
Geo. Freeman, Gravel Checker	1 mo.	105.00
Tell Cruchet, Gravel Inspector	1 mo.	130.00
R. W. Bodenstab, Rodman	15 da.	43.55
Charles Root, Rodman	1 mo.	60.00
Ted K. Holter, Rodman	1 mo.	90.00
Harry Lawler, Rodman	1 mo.	101.61
J. M. Stevens, Inspector	1 mo.	110.00
N. A. Patton, Ass't. Engineer	1 mo.	160.00
Lester McDonald, Rodman	1 mo.	100.00
R. H. Myhra, Level Man	1 mo.	125.00
Glen Welsh, Rodman	1 mo.	100.00
H. J. Donavon, Instrument Man	1 mo.	150.00
N. R. Beckwith, Rodman	16 da.	49.35
F. H. Brasie, Resident Engineer	1 mo.	190.00
W. W. Ackley, Inspector	1 mo.	130.00
M. R. Petite, Rodman	5 da.	14.52
Roy Mingus, Rodman	1 mo.	130.00
Chas. E. Coulter, Rodman	1 mo.	105.00
H. G. Rasmussen, Gravel Checker	18 da.	63.87
A. H. Scovill, Gravel Inspector	1 mo.	105.00
R. C. Bertie, Division Engineer	1 mo.	220.00
J. S. Towers, Instrument Man	1 mo.	150.00
John Pearson, Rodman	1 mo.	130.00
John E. Signau, Gravel Inspector	30 da.	101.61
W. S. Page, Concrete Inspector	1 mo.	125.00
Wilma Wilson, Stenographer	1 mo.	75.00
Harvey F. Wallace, Instrument Man	1 mo.	125.00
E. F. Halliday, Rodman	1 mo.	90.00
Albert Street, Rodman	23 da.	81.29
Geo. O. Thoe, Gravel Checker	1 mo.	105.00
E. R. Udgaard, Gravel Checker	1 mo.	105.00
Pat Johnson, Gravel Checker	1 mo.	105.00
Harry W. Harder, Gravel Checker	1 mo.	115.00
H. C. Knudsen, Division Engineer	1 mo.	200.00
Victor A. Johnson, Resident Engineer	1 mo.	125.00
Fred F. Loy, Rodman	1 mo.	90.00
Robert Reed, Rodman	1 mo.	90.00
Fremont Ragon, Rodman	13 da.	40.65
C. M. Flett, Resident Engineer	½ mo.	95.00
H. F. Anderson, Rodman	27 da.	78.39
Allan Gilmour, Ass't. Engineer	1 mo.	160.00
Glen Moe, Rodman	1 mo.	110.00
G. L. Personius, Resident Engineer	1 mo.	175.00
Geo. E. Hanson, Division Engineer	1 mo.	230.00
Alfred Clausnetzer, Gravel Inspector	19 da.	64.35
Jno. J. Hegstad, Instrument Man	17 da.	58.06
Dorr Rose, Gravel Checker	1 mo.	105.00
D. T. Retchey, Ass't. Engineer	1 mo.	150.00
Geo. E. Hepner, Ass't. Engineer	1 mo.	150.00
D. H. Devine, Draftsman	1 mo.	110.00
Elsnere Chamberlin, Rodman	1 mo.	115.00
J. M. Sprake, Rodman	1 mo.	90.00
Lee O. Hughes, Rodman	1 mo.	90.00
Henry K. Griffin, Rodman	1 mo.	105.00
Merritt E. Hoffman, Instrument Man	1 mo.	140.00
Carl J. Ingstad, Gravel Inspector	21 da.	71.13
F. W. Jager, Rodman	1 mo.	90.00

Christ J. Kach, Gravel Inspector	26 da.	88.06
Arvid Backlund, Ass't. Engineer	1 mo.	190.00
Ed White, Ass't. Engineer	1 mo.	170.00
Jack Plugrath, Rodman	1 mo.	90.00
J. Edward Wiley, Rodman	1 mo.	100.00
H. G. Prince, Gravel Checker	1 mo.	105.00
C. S. Anfinson, Resident Engineer	1 mo.	175.00
W. G. Childs, Gravel Checker	1 mo.	115.00
C. B. Flavin, Rodman	1 mo.	90.00
Tyler W. Sprake, Instrument Man	13 da.	62.90
J. J. Schlosser, Rodman	1 mo.	105.00
Harry A. Teets, Ass't. Engineer	1 mo.	160.00
E. H. Stack, Rodman	1 mo.	100.00
Edward R. Kasalek, Gravel Checker	26 da.	88.06
Leonard Knight, Rodman	1 mo.	90.00
A. I. Ostrander, Rodman	1 mo.	90.00
Gordon Schafer, Rodman	1 mo.	90.00
A. D. LaDue, Ass't. Engineer	1 mo.	175.00
Milo Hoisdeen, Rodman	28 da.	54.19
Jno. McDivitt, Rodman	1 mo.	100.00
W. A. Groves, Rodman	28 da.	54.19
Frank E. Cave, Designer	1 mo.	245.00
H. G. Groves, Testing Engineer	1 mo.	150.00
Harry Peterson, Blueprinter	1 mo.	75.00
Chas. E. Rohrer, Blueprinter	1 mo.	125.00
I. C. Frenberg, Ass't. Engineer	1 mo.	185.00
A. L. Overbee, Office Engineer	1 mo.	250.00
H. E. Fowler, Chief of Party	1 mo.	210.00
Martin Solberg, Draftsman	25 da.	133.06

ROAD MAINTENANCE DEPARTMENT

MAY PAY ROLL

T. G. Piomasen, Maintenance Engineer	1 mo.	275.00
Roy Robinson, Maintenance Superintendent	1 mo.	180.00
C. C. Simpson, Maintenance Engineer	1 mo.	175.00
E. C. Hollopeter, Maintenance Supt.	1 mo.	215.00
Ethel Pollard, Stenographer	1 mo.	105.00
C. M. Flett, Maintenance Superintendent ...	½ mo.	95.00
A. C. Booth, Supervisor	1 mo.	125.00
Albert Bolkan, Supervisor	1 mo.	125.00
J. R. Morrison, Supervisor	1 mo.	125.00
R. E. Lloyd, Maintenance Superintendent ..	1 mo.	175.00

The pay roll for the Month of April, 1926, for the Road Maintenance Department for Patrolmen—Total \$29,806.95.

MOTOR VEHICLE REGISTRATION DEPARTMENT

Florence M. Gammons, Ass't. Registrar	- mo.	170.00
Blanch Doorley, Stenographer	1 mo.	110.00
Kathryn Cook, Listing Clerk	1 mo.	110.00
Kathryn Might, Clerk	1 mo.	80.00
Josephine Cervinski, Ass't. Rate Clerk	1 mo.	110.00
Gladys Pearce, Rate Clerk	1 mo.	125.00
Theodore Cook, Clerk and Janitor	1 mo.	100.00
Harold Olson, Clerk	1 mo.	50.00

T. C. Lauder, Clerk	1 mo.	90.00
Margaret Scott, Window Clerk	1 mo.	110.00
Myrtle Hardt, Clerk	1 mo.	125.00
Gladys R. Nichols, Stenographer	1 mo.	100.00
Ella Ingstad, Clerk	1 mo.	75.00
Florence Batters, Clerk	1 mo.	30.00
Total Clerk Hire		<u>1,385.00</u>
Fred B. Ingstad, Registrar	1 mo.	200.00
Total May Pay Roll Paid by Motor Vehicle Registration Department		<u>1,585.00</u>
Total Pay Roll Paid by State Highway Com- mission in May		<u>54,579.76</u>
Total		<u>56,164.76</u>

The statements of the car operating Department are shown on page 60, 61 and 62.

Pages 60, 61 and 62 of the Auditor's Report on the Highway Commission:

CAR OPERATING DEPARTMENT

EXPLANATION OF BALANCE SHEET ITEMS

Auto Mileage Due From County Projects	\$15,900.79
This represents auto mileage due the Department that has been earned and charged on the books.	
Automobiles on Hand	\$42,555.32
This represents the book value of purchased automobiles on hand. Made up as follows:—	
Automobiles on hand Jan. 1, 1925	\$13,744.09
Automobiles purchased this period	<u>32,353.63</u>
	\$46,097.72
Less—Sales and trade in of purchased autos	<u>\$ 3,542.40</u>
Total	<u>\$42,555.32</u>

The depreciated value of purchased autos on hand as shown by our statement of Dec. 31, 1924 was transferred to Car Operation Department and purchases of all cars other than army equipment are shown in the Car Operating Statements.

Highway Funds Used	\$63,821.63
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This represents the amount of highway funds invested in the Car Operating Department.

Accounts Payable	\$7,894.67
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This represents the unpaid bills of the Car Operation Department as shown on their books for materials and supplies.

Reserve For Depreciation of Automobiles	\$12,948.60
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This represents a depreciation reserve set up on auto-

mobiles in use on the basis of four cents per mile on mileage charged.

Losses\$26,208.79

This represents the operating loss of the Car Operating Department as shown from information taken from Jan. 1, 1925 to May 31, 1926.

CAR OPERATING DEPARTMENT

BALANCE SHEET

May 31, 1926

	Assets	Liabilities
Auto Mileage Due from County Projects.....	15,900.79	
Automobiles on Hand	42,555.32	
Highway Funds Used		63,821.63
Accounts Payable		7,894.67
Reserve for Depreciation of Autos.....		12,948.60
Losses Deducted to Balance Assets		26,208.79
	58,456.11	58,456.11

CAR OPERATING DEPARTMENT

OPERATING STATEMENT

Jan. 1, 1925 to May 31, 1926

Income—

Auto Mileage Charged Projects27,814.29
 Auto Mileage Charged Road Maint. Dept... 4,557.27

32,371.56

Operating Expense—

Salaries and Wages 9,275.69
 Traveling Expense 486.99
 Miscellaneous Expense Purchased
 Labor4,006.65
 Labor (Miscellaneous) 429.95 4,436.60

Miscellaneous Operating Expense 1,722.15
 Gasoline Purchased5,479.07
 Gasoline Trans. from Equip. Dept. 500.00 5,979.07

Oil and Grease 946.99
 Batteries 333.70
 Accessories 1,636.47

Tires and Tubes	9,624.02	
Car Parts	5,998.54	
Storage	2,623.10	
Freight and Express	73.02	
Light Heat and Power	329.95	
Insurance	2,165.46	45,631.75
		<hr/>
		13,260.19
Depreciation of Autos on Basis of 4c per Mile on 323,715 Miles		12,948.60
		<hr/>
Net Loss		26,208.79

This does not include mileage earnings not booked by the department.

The total amount spent from Jan. 1, 1925 to Dec. 31, 1926 for purchase of new cars was \$36,939.79.

The Commission had on hand January 1, 1925:

Cars at value of	\$13,744.09
Purchased Cars	36,939.79
	<hr/>
	\$50,683.88

making of total of cars on hand at the beginning of the period and purchased \$50,683.88 from which should be deducted cars sold \$4,292.40 leaving a net original cash value of cars on hand Dec. 31, 1926 of \$46,391.48. The inventory of cars on hand Dec. 31, 1926 in a statement of the commission is \$13,594.28.

According to the operating statement shown above the cost per mile of operating the automobiles was 18c per mile. Owing to the fact that during this period there was a change in the method of keeping account of the car operating costs, the department maintains that this statement does not show the real cost. They claim that the actual cost of operating is a good deal less than this, but your committee has not examined into this matter.

HAIL INSURANCE DEPARTMENT

Report April 1, 1925 to March 31, 1926.

Print pages 2, 3, 4, 8, 9, and 10;

Hon. George F. Shafer,
Hon. John Steen,
Hon. Robert Byrne,
Members State Board of Auditors,
Bismarck, N. Dak.

Gentlemen:

Agreeable with your instructions we have made an examination and audit of the Books and Vouchers of the State

Hail Insurance Department of the State of North Dakota for the year, beginning April 1st, 1925 and ending March 31st, 1926, and taken an account of the assets and liabilities of said department as provided by Chapter 143 of the Session Laws of 1923, and respectfully submit herewith report of our examination, consisting of Balance Sheet, Operating Statement, and supporting schedules, reflecting in my opinion, the true financial condition of the Department, as the same appeared at close of business March 31st 1926.

The financial records of the State Hail Insurance Department have been improved upon during the past year, kept up by bookkeeper conversant with the recording of accounts, enabling the department to make a statement of affairs from their own records. We found less difficulty in proving their accounts during this audit period than we had previously experienced.

In our previous statements we have called attention to differences in the amount of hail taxes as shown by the Hail Insurance Department, and the Counties of the State. In some cases the County is remitting taxes after the amount charged them by the Hail Department has been fully paid, in other cases the Counties are charged with amounts that are not being paid as they apparently should be. During our audit we made an investigation of Nelson and McHenry Counties to determine how the apparent discrepancy in their accounts came about. Nelson County is charged on the Hail Department books with unpaid 1919 hail tax in the amount of \$5,143.60, with no tax collections to this account during the past four years. In our examination of the records of this county we found that the original 1919 hail insurance taxes, certified by the County to the State Tax Commissioner's Office, and to the State Hail Insurance Department, included sewer tax for the City of Lakota in the amount of \$4,402.50, erroneously consolidated with the hail insurance taxes as certified by the County Officers to the State Departments. Several hail taxes were also found to be abated or refunded by the County, and not reported to the State Hail Insurance Department.

In McHenry County we found their differences to arise largely from errors in reporting and remitting hail taxes to the State, which the County Officers and the Hail Department hope to bring together by going over all reports from the beginning.

The Hail Department has attempted to reconcile the tax accounts with the various counties by correspondence without material results, and as previously stated, I am still of the opinion that the hail tax accounts between the State and Counties, in many cases, can not be brought together until a representative of the State Hail Insurance Department, that is familiar with County assessment and taxation records, visits the county for the purposes of going over the accounts as they were handled by the county.

The payments for 1925 hail losses were compared by us with adjusters certificate and claims for losses and found to agree with the exception of a few clerical errors that

were corrected by the department employees during the process of our audit.

The hail losses for the season of 1925 were the lowest in the history of the State Hail Insurance Department, with about eight thousand losses.

The statistics and rates of assessment were not covered in our examination, except as shown by our table of tax charges and hail losses by counties, found beginning on Page 55 of this report. A more complete detail of hail losses statistics has been prepared by the Hail Insurance Department covering this branch of the business, that will be available from their annual report.

The manager of the State Hail Insurance Department and his assistants afforded us every facility in our examination, and their co-operation is hereby acknowledged.

Respectfully submitted,

O. B. LUND,
Auditor and Accountant.

Bismarck, N. Dak.,
June 1, 1926.

STATE HAIL INSURANCE DEPARTMENT
STATE OF NORTH DAKOTA
BALANCE SHEET

Close of Business, March 31, 1926

ASSETS

Cash—		
Cash in Hands of State Treasurer		
Hail Fund	1,884,633.29	
Cash in Hands of State Treasurer—		
Operating Fund	10,480.66	1,895,113.95
	<hr/>	
Uncollected Taxes—		
Hail Indemnity Tax Due from		
Counties	1,523,968.59	
Flat Hail Tax Due from Counties.....	231,297.77	1,755,266.36
	<hr/>	
Furniture, Fixtures and Office Appliances		7,971.57
Accrued Assets—		
Accrued Penalty and Interest on De-		
linquent Taxes	47,978.89	
Accrued Interest on Certificates of		
Deposit	7,832.00	55,810.89
	<hr/>	<hr/>
		3,714,162.77

LIABILITIES

Old Hail Insurance Fund Prior to 1919		296.84
Reserves—		
Reserve for Uncollectable Hail In-		
demnity Tax (Est. 1%)	243,393.77	
Reserve for Uncollectable Flat Hail		
Tax (Est. 1%)	24,597.26	
Reserve for Refunds and Abate-		
ments Allowed not Credited	24,987.52	
Reserve for Accrued Interest on		
Hail Warrants	329.42	
Reserve for Depreciation of Furni-		
ture and Fixtures	3,613.65	
Reserve for Unsettled 1925 Hail		
Losses (Estimated)	5,000.00	301,921.62
Surplus Fund—		
Surplus Apr. 1, 1925	3,738,989.07	
Income to Surplus to		
Mar. 31, 1926	550,134.55	4,289,123.62
Less: 1923 Hail Losses		
Paid from Surplus ..	877,179.31	
Total Surplus		<u>3,411,844.31</u>
		3,714,162.77

STATE HAIL INSURANCE DEPARTMENT
OPERATING STATEMENT

April 1, 1925 to March 31, 1926

Hail Indemnity Income—		
Original 1925 Hail Indemnity Tax		
Levy	1,668,369.52	
Less: Refunds and Abatements		
Booked	718.22	1,667,651.30
Added 1925 Tax Levy		91.97
Premiums on Government Lands ..		301.68
Arbitration Expense Collections.....		525.00
Miscellaneous Collections and Re-		
funds		115.30
1925 Indemnity Income		<u>1,668,635.25</u>
1925 Hail Losses Paid—		
Hail Warrants Issued 1,122,111.26		
Less Hail War. Can-		
celled	31,622.92	1,090,488.34
Tax Deductions from		
1925 Hail Losses.....	273,970.63	
Total 1925 Hail Losses		<u>1,364,458.97</u>
Gross Profit 1925 Hail Business		<u>304,226.28</u>

OPERATING STATEMENT (Continued)

Operating Expense—

Adjusters and Inspectors Salaries	13,859.88	
Adjusters and Inspectors Expense ..	19,095.79	
Listing and Assessors Fees	28,990.56	
Office Clerks and Employees	32,660.28	
Office Supplies	606.57	
Postage	1,889.52	
Freight and Express	81.90	
Telephone and Telegraph	282.88	
Printing and Stationary	10,230.08	
Miscellaneous Expense	708.76	
Listing Fees Paid County Auditors ..	19,865.66	
Lawyers Fees	500.00	
Payments to State Treas. and State Auditor	4,000.00	
		<hr/>
Total Operating Expense		132,771.88
		<hr/>
		171,454.40

Reserves—

Reserve for Unsettled 1925 Hail Losses	5,000.00	
Depreciation of Furniture and Fixtures	797.16	
Uncollect. 1925 Indemnity Tax — Est. 1%	16,683.69	22,480.85
		<hr/>

Balance to Surplus Fund From 1925 Business.. 148,973.55

Income Direct to Surplus Fund—

1925 Flat Tax Levy	270,143.86		
Added Flat Tax Levy	47.65		
Added Tax Charges			
Prior Years	5,133.86	275,325.37	
		<hr/>	
Less: Refunds and Abatements — Ind. Tax	19,989.05		
Less: Refunds and Abatements — Flat Tax	669.75	20,658.80	254,666.57
		<hr/>	
Penalty and Interest on Taxes from Counties	105,280.80		

OPERATING STATEMENT (Continued)

Penalty and Interest Deducted from Hail Losses	1,379.39	106,660.19	
Interest on Deposits from Banks (Inc. Accrued) ..		43,453.03	
			553,753.34
Less: Reserve for Uncollectable Flat Tax-Est. 1%		2,701.43	
			551,051.91
Prior Years Hail Losses Paid Exclusive of 1923—			
Payment of Prior Years Hail Losses	502.10		
Tax Deductions—Prior Years Hail Losses	415.26	917.36	
Total Income to Surplus Fund			550,134.55
1923 Hail Losses Paid From Surplus Fund— as Provided by Chapter 151, S. L. 1925			
1923 Hail Loss War.			
Drawn	799,482.74		
Less: Cancelled War- rants	13,883.27	785,599.47	
1923 Hail Losses Paid by Tax Deductions		118,964.11	
Total 1923 Hail Loss Paid		904,563.58	
Less Bal. in Fund Apr. 1, 1925	27,314.26		
Less Refunds	70.01	27,384.27	877,179.31
Deductions from Surplus			327,044.76

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ANALYSIS OF SURPLUS FUND

SOURCE OF INCOME

Excess Levies to Surplus Fund—			
From			
1919 Hail Business		225,210.44	
1920 Hail Business		310,419.08	
1921 Hail Business		279,507.24	
1922 Hail Business		334,621.07	
1924 Hail Business	116,204.63		
Prior Years Additions	12,409.92	128,614.55	
1925 Hail Business	148,973.55		
Less Deduct Prior Years	15,772.55	133,201.00	
Total From Excess Levies			1,411,573.38

ANALYSIS OF SURPLUS FUND (Continued)

Flat Tax Levy to Surplus Fund—	
From	
1921 Flat Tax Levy..	825,837.03
1922 Flat Tax Levy..	810,103.49
1923 Flat Tax Levy..	271,001.47
1924 Flat Tax Levy..	266,675.71
1925 Flat Tax Levy..	266,820.33
Total Flat Tax	2,440,438.03
Interest on Daily Balances from Bank—	
Int. for Year Ending Mar. 31, 1924....	21,826.30
Int. for Year Ending Mar. 31, 1925....	14,464.78
Int. for Year Ending Mar. 31, 1926....	43,453.03
Total Interest on Daily Balances	79,744.11
Penalty and Interest on Delinquent Taxes—	
Penalty and Interest for Year End- ing March 31, 1925	250,707.91
Penalty and Interest for Year End- ing March 31, 1926	106,660.19
Total Penalty and Interest on Taxes	357,368.10
Total Income to Surplus	4,289,123.62
1923 Hail Losses Paid from Surplus Fund	877,179.31
Balance Surplus Fund March 31, 1926	3,411,944.31

We call particular attention to the Operating Statement as shown on page 9 of the above report. This statement shows the complete operating statement which is not given in the Report of the Hail Insurance Department for this same period. The Auditor's report includes the Hail Indemnity Income and deducts the Hail Losses paid, showing the Gross Profit of the 1925 Hail Business. From this amount is deducted the various Operating Expenses, leaving a balance from which are deducted the Reserves, leaving a Net Profit from 1925 Hail Business. (This is exclusive of the flat tax of one cent per acre which goes direct to the Surplus Fund.)

We recommend that a similar operating statement be given in the annual reports of the Hail Insurance Department in order to show more clearly the actual facts regarding each year's business than do the statements now furnished in said reports.

Print also pages 54, 55 and 56 of this report.

PAY ROLL OF OFFICERS AND EMPLOYERS
FOR MONTH OF MARCH, 1926

Name and Position	Time Served	Amount Paid
Martin S. Hagen, Manager	1 mo.	300.00
E. J. Heising, Ass't. Manager	1 mo.	233.33
Ralph W. Irick, Chief Clerk	1 mo.	195.00
B. D. Homan, Tax Record Clerk	1 mo.	166.66
E. E. LaFrance, Accountant	1 mo.	165.00
Sigvald S. Hagen, Adjustment Clerk	1 mo.	165.00
Thos. Sheehan, Bookkeeper	1 mo.	150.00
Archie McPhee, Clerk	1 mo.	140.00
Edna E. Sehrt, Certification Clerk	1 mo.	120.00
Agnes K. Parsons, Stenographer	1 mo.	115.00
Mildred Lindstrom, Stenographer	1 mo.	115.00
Genevieve Warner, Clerk	1 mo.	100.00
Mabel Eliason, Clerk	1 mo.	100.00
Helen Little, Clerk	1 mo.	85.00
Total		2,149.99

BONDED OFFICERS AND EMPLOYEES

Name and Position	Amount	Expira- tion Date
Martin S. Hagen, Manager	5,000.00	Dec. 31, 1926
Earl J. Heising, Ass't Manager	3,000.00	Dec. 31, 1926
B. D. Homan, Tax Record Clerk	2,000.00	Dec. 31, 1926
Ralph W. Irick, Chief Clerk	3,000.00	Dec. 31, 1926
E. E. LaFrance, Accountant	3,000.00	Dec. 31, 1926

TOTAL TAX LEVY CHARGES AND HAIL LOSSES
PAID BY COUNTIES FOR SEVEN YEARS

County	Flat and Indemnity Taxes Charged To Counties	Total Hail Losses paid	Amount Tax Levy Exceeds Hail Losses	Amount Hail Losses Paid Exceeds Tax Levies
Adams	323,625.92	409,892.67		86,266.75
Barnes	784,869.74	517,521.26	267,348.48	
Benson	654,932.38	277,195.25	377,737.13	
Billings	149,422.29	118,187.10	31,235.19	
Bottineau	820,160.38	397,894.67	422,265.71	
Bowman	347,909.51	540,587.12		192,677.61
Burke	584,650.90	346,633.09	238,017.81	
Burleigh	596,749.33	613,173.50		16,424.17
Cass	643,175.40	195,973.89	447,201.51	
Cavalier	551,454.79	326,008.90	225,445.89	
Dickey	466,571.40	486,424.88		19,853.48
Divide	822,161.16	1,152,816.26		330,655.10
Dunn	692,112.74	1,408,973.47		716,860.73
Eddy	382,262.19	506,686.88		124,424.69
Emmons	436,064.49	306,248.72	129,815.77	
Foster	507,990.28	715,858.42		207,868.14
Golden Valley	326,500.68	514,718.00		188,217.32

FRIDAY, FEBRUARY 11, 1927

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TOTAL TAX LEVY CHARGES AND HAIL LOSSES
PAID BY COUNTIES FOR SEVEN YEARS (Continued)

County	Flat and Indemnity Taxes Charged To Counties	Total Hail Losses paid	Amount Tax Levy Exceeds Hail Losses	Amount Hail Losses Paid Exceeds Tax Levies
Grand Forks	548,957.69	199,478.07	349,479.62	
Grant	491,129.97	396,539.15	94,590.82	
Griggs	401,339.95	404,437.42		3,097.47
Hettinger	465,700.54	432,596.72	33,103.82	
Kidder	435,673.25	333,677.58	102,000.67	
LaMoure	810,427.26	838,200.68		27,773.42
Logan	392,090.53	575,496.57		183,406.04
McHenry	572,395.85	218,058.48	354,337.37	
McIntosh	264,828.65	148,269.27	116,559.38	
McKenzie	443,426.14	334,931.61	108,494.53	
McLean	807,266.26	428,311.97	378,954.29	
Mercer	409,493.81	432,510.73		23,016.92
Morton	456,537.90	284,098.05	172,439.85	
Mountrail	698,791.53	451,986.44	246,805.09	
Nelson	396,871.33	90,686.92	306,184.41	
Oliver	209,383.02	240,509.44		31,126.42
Pembina	465,602.26	213,634.54	251,967.72	

Pierce	345,082.87	199,577.50	145,505.37	
Ramsey	458,012.10	167,783.61	290,228.49	
Ransom	419,296.83	264,555.03	154,741.80	
Renville	397,689.35	594,025.16		196,335.81
Richland	555,637.26	118,024.74	437,612.52	
Rolette	227,585.98	112,666.43	114,919.55	
Sargent	315,879.74	155,545.22	160,334.52	
Sheridan	363,659.50	405,764.46		42,104.96
Sioux	79,826.70	59,307.10	20,519.60	
Slope	410,083.09	704,588.45		294,505.36
Stark	505,060.08	499,546.83	5,513.25	
Steele	332,028.02	222,740.90	109,287.12	
Stutsman	1,211,130.97	925,302.18	285,828.79	
Towner	409,557.17	318,861.63	90,695.54	
Traill	428,841.10	249,442.02	179,399.08	
Walsh	413,561.02	122,886.93	290,674.09	
Ward	881,572.07	456,532.14	425,039.93	
Wells	635,444.19	498,709.62	136,734.57	
Williams	1,051,556.22	1,668,009.18		616,452.96
Totals	26,802,038.78	22,602,086.85	7,501,019.28	3,301,067.35

FRIDAY, FEBRUARY 11, 1927

We call attention to the fact that in very few of the regular departmental reports, do they show the pay rolls. This is required by section 633 of the Revised Code of 1913 and should be conformed with.

Your committee was also ordered to examine into the question of whether or not the various departments having state owned cars were complying with the law passed in 1925 requiring them to have printed on sides of cars the sign showing that they were state owned cars and to what department they belonged. We have not yet had word from all the departments and institutions and will make a final report on this matter at a later date.

GUY ELKEN, Chairman,
I. W. STANDLEY,
MINNIE CRAIG,
R. C. MONTGOMERY,
E. F. JOHNSON.

Mr. Trubshaw moved that the report of the select Committee be adopted and that it be printed in the Journal, this to include the printing of the pages to which they refer in the report.

Which motions prevailed.

MOTIONS AND RESOLUTIONS

Mr. Thatcher moved that a committee of three be appointed to draft suitable resolutions upon the death of our former member and speaker, Hon. L. L. Stair.

Which motion prevailed.

The Speaker appointed as such committee: Mr. Thatcher, Mr. Twichell and Mr. Burkhart.

Mr. Twichell moved that House rule No. 45 be further amended to permit of bills, other than those making appropriations, being introduced up to the forty-second day without being submitted to the delayed bills committee.

Which motion prevailed.

Introduced by Representative Sperry.

A Concurrent Resolution Authorizing the State Commissioner of Agriculture and Labor of the State of North Dakota to declare quarantine measures, if necessary, to prevent the introduction of the European Corn Borer into North Dakota.

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

That owing to the devastations in the eastern part of the United States due to the European Corn Borer, first reported as damaging corn in the vicinity of Boston, Massachusetts in the summer of 1917, and the spread of this pest with its damaging results and to prevent its appearance in North Dakota, the State Commissioner of Agriculture and

Labor is hereby empowered and authorized to declare such quarantine measures for the State of North Dakota as he may decide to be necessary to prevent the introduction into North Dakota of this European Corn Borer.

Mr. Sperry moved that the Concurrent Resolution be referred to the appropriate committee.

Which motion prevailed.

The Concurrent Resolution was referred to the Committee on Agriculture.

Introduced by R. E. Swendseid.

A Concurrent Resolution. Be it Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring:

Whereas, the Second Pan American Standardization Conference is to be held during 1927 in the United States of America, and

Whereas, this conference has already placed itself on record in favor of the principle of metric standardization of weights and measures for all the American republics, including the United States of America, and

Whereas, it is vital that a full and extensive discussion of metric standardization be accorded for the establishment of permanent commodity units for the United States, and all other American republics, so that our measures shall be in accord with the measures used by the vast majority of other civilized nations, and

Whereas, the State of North Dakota has already strongly expressed its stand in favor of gradual metric standardization, and has a particular interest in the establishment of world-uniform standards for agricultural and industrial commodities.

Now, Therefore, Be It Resolved, that the Legislature of the State of North Dakota does hereby memorialize the Inter-American High Commission, in charge of the program of the Second Pan American Standardization Conference, urging that the topic of decimal metric standardization of weights and measures have a main place on the program, and that the issue shall be brought to a vote, so that a definite decision shall be reached on this vital world issue at the Second Pan American Standardization Conference.

That a copy of this resolution be mailed to the All-American Standards Council at San Francisco, California.

Mr. Trubshaw moved that the Concurrent Resolution be referred to the appropriate committee.

Which motion prevailed.

The Concurrent Resolution was referred to the Committee on Judiciary.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Representative Johnson of Foster:

House Bill No. 285. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to the salaries of County Auditor, County Treasurer, Sheriffs and county superintendents of schools.

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

Introduced by Representative Johnson of Trail:

House Bill No. 286. A Concurrent Resolution.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Jardine, by request:

House Bill No. 287. A Bill For an Act forbidding discrimination in price in the sale of motor vehicle fuel, or the granting of rebates to purchasers thereof, requiring dealers to post the sale price thereof and to sell in conformity with such posted price, defining dealers and consumers, and providing a penalty for violation of the terms hereof.

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

Introduced by Mr. Sleight:

House Bill No. 288. A Bill For an Act to Amend and Re-enact Section 189b16 and Section 189b17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to State Hail Insurance; and Repealing all Acts in Conflict therewith.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by J. H. McKay:

House Bill No. 289. A Concurrent Resolution Providing for the Amendment of Article II of the Constitution and the following Sections thereof: Section 25, 26, 27, 28, 29, 30, 31, 32, 40, 44, 45, 46, 47, 48, 49, 50, 52, 53, 54, 55, 57, 77, Providing for the Repeal of the following Sections of Article II: Section 34, 35, 36, and 51.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Representatives Swett and Miller:

House Bill No. 290. A Concurrent Resolution ordering and directing the State Board of Administration to withdraw from the Agricultural College, Schools of Education, Pharmacy, Science, Literature and Art, and courses of instruction therein, and prohibiting the granting of degrees from such College, excepting those in practical agriculture and natural science.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. Swett:

House Bill No. 291. A Bill For an Act Relating to the Use of Paint Spraying Machines Where it is Impracticable to Use Booths and Providing a Penalty.

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

Introduced by Mr. Twichell:

House Bill No. 292. A Bill For an Act Relating to the Recording of Sheriff's Deeds and Other Conveyances of Real Property Acquired by the Bank of North Dakota, as Agent for the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923, and Acts Amendatory thereof; Prescribing the Duties of the County Auditor and Register of Deeds in respect thereto; and Providing that Section 2212 of the Supplement to the Compiled Laws of North Dakota for 1913 shall not be Applicable Thereto.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Committee on Banking:

House Bill No. 293. A Bill For an Act relating to the consolidation or merger of banks.

Was read the first and second times and referred to the Committee on Banking.

Introduced by Mr. Sperry, by request:

House Bill No. 294. A Bill For an Act Requiring the Investment by Life Insurance Companies of not less than Seventy-five Per Cent of their legal Reserve, Based on Policies of Insurance Issued to Residents of this State, in Loans or Investments Secured by Property or other Securities located in this State; Fixing a Minimum of Paid in Capital for such Companies, Authorizing the Cancellation of Authority to Transact business in this State for violation of the Provisions of this Act, and Repealing all Acts or Parts of Acts insofar as the same Conflict with the Provisions of this Act.

Was read the first and second times and referred to the Committee on Insurance.

Introduced by Thompson of Ramsey:

House Bill No. 295. A Bill For an Act to Amend and Re-enact Section 7377 of the Compiled Laws of the State of North Dakota for 1913, relating to limitations of actions.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Freeman.

House Bill No. 296. A Bill For an Act to Amend and Re-enact Subdivision 6, of Section 381 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Duties of the State Historical Society.

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

Introduced by Mr. Thompson of Burleigh:

House Bill No. 297. A Bill For an Act to Amend Section 2123 of the Supplement to the Compiled Laws of North Dakota for the year 1913; Relating to duties of County Auditors and duties and Compensation of Assessors.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Mr. Cox, by request:

House Bill No. 298. A Bill For an Act to Provide for the Renewal of Corporate Existence and Repealing Section No. 4562 of the Compiled Laws of North Dakota, 1913.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

Introduced by Mr. Quam:

House Bill No. 299. A Bill For an Act to Amend and Re-enact Section 6763, of the Compiled Laws of the State of North Dakota, for 1913, relating to the manner of execution of Chattel Mortgage.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Swendseid:

House Bill No. 300. A Bill For an Act relating to contracts for the furnishing of proceedings and the performance of services in connection with authorized or contemplated issues of bonds or other securities of municipalities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Geo. Aljets:

House Bill No. 301. A Bill For an Act providing stamps to be affixed to all packages of cigarettes possessed in this State; providing for County Treasurers to act as agents for State Treasurer in sale of stamps; and fixing penalty for violation of provisions hereof.

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

Introduced by Aljets:

House Bill No. 302. A Bill For an Act to Amend and Re-enact Section 10183a6 of the Supplement to the Compiled Laws of the State of North Dakota, year 1913, relating to duties of State Auditor and State Treasurer to provide suitable stamps for cigarettes.

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

Introduced by Frank J. Lyon:

House Bill No. 303. A Bill For an Act to Amend Sections 817 and 819 of the Compiled Laws of North Dakota for the year 1913, providing for the selection of jurors for service in the district courts and county courts of increased jurisdiction.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Signalness.

House Bill No. 304. 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 first, 1927.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Wm. Watt.

House Bill No. 305. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 182 of the Session Laws of 1923, being Section 5235A1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913.

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

Introduced by Mr. Thompson of Ramsey.

House Bill No. 306. A Bill For an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks or Trust Companies.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Frank J. Lyon.

House Bill No. 307. 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 times and referred to the Committee on Apportionment.

Introduced by Erickson of Kidder by request.

House Bill No. 308. A Bill For an Act amending Section 11,100 relating to Powers of the Pardon Board, providing for pardons and commutation of sentence by majority vote and that recommendations of District Judge and States Attorney no longer required.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Rep. Erickson of Kidder.

House Bill No. 309. A Bill For an Act requiring agents of railrad companies to report to the Sheriffs of their respective counties the fact that emigrant cars are ordered, and relating further to the duties of the sheriffs and providing penalties therefor.

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

Introduced by Mr. Erickson of Kidder Co.

House Bill No. 310. A Bill For an Act to Amend and Re-enact Section 630a4 of the Supplement to the Compiled Laws of North Dakota, for 1913, relating to notice given by Weed Commissioner, relative to the Sow Thistle and duties of Commissioner.

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

Mr. Swett moved that the House recess subject to the call of the Chair.

Which motion prevailed.

The House was called to order pursuant to recess, Speaker John W. Carr presiding.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 220. A Bill For an Act to appropriate the sum of Thirty Thousand (\$30,000.00) Dollars From any moneys in the State Highway Fund, for the purpose of aiding in the construction of a Bridge across the Bois De Sioux River, Between the city of Wahpeton, Richland County, North Dakota, and the city of Breckenridge, Wilkin 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 89, nays 15, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Polfuss
Anderson, Divide	Henrickson	Rabe
Anderson, Sargent	Hoffman	Renner
Bell	Holthusen	Richardson
Boeckel	Iverson, Griggs	Rulon
Bohnsack	Iverson, McKenzie	Shurr

Messrs.	Messrs.	Messrs.
Brown, Adams	Jardine	Signalness
Brown, Stutsman	Johnson, McKenzie	Siverson
Bubel	Johnson, Traill	Sleight
Burkhart	Johnson, Ward	Sperry
Burns	Kamrath	Steedsman
Butt	Kapfer	Streich
Carlson	Kelly	Swett
Conway	Larvick	Tester
Cox	Lavik	Thatcher
Ehr	Levin	Thompson, Burleigh
Ellingson	Lillehaugen	Thompson, Ramsey
Elken	Lyon	Traynor
Erickson, McLean	McDowall	Trubshaw
Fedje	McGauvran	Twichell
Ferris	McGinnis	Van Berkom
Fettig	McManus	Veitch
Flom	Meidinger	Watt
Fowler	Miller	Wedel
Freeman	Montgomery	Westford
Frojen	Muus	Wilson
Gilchrist	Oberg	Worner
Gudmestad	Olafson	Mr. Speaker
Halcrow	Peters	Zimmerman
Hauge	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Craig	Lee	Svingen
Erickson, Kidder	Martin	Swendseid
Hildebrand	Opdahl	Treffry
Johnson, Foster	Owings	Tweten
Keierleber	Quam	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bollinger	Lofthus	Roberts
Hanson	Lynch	Standley
Johnston	McCay	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

ROLL CALL

House Bill No. 100. A Bill For an Act To Provide for the Extermination of Rodent Pests, Gophers, Prairie Dogs, Rabbits and Crows, by County and Organized Townships, and in unorganized Townships; Providing a method of Procedure in exterminating, manner of raising necessary funds by Tax Levy, and for Assessment against real property; The Method of Expenditure of Moneys; and Repealing Sections 2869, 2870, 2871, 2872 and 2873 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, as amended, the roll was called, and there were ayes 100, nays 6, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Rabe
Anderson, Divide	Hildebrand	Renner
Anderson, Sargent	Hoffman	Richardson
Bell	Holthusen	Roberts
Boeckel	Iverson, Griggs	Rulon
Bohnsack	Iverson, McKenzie	Shurr
Bollinger	Jardine	Signalness
Brown, Adams	Johnson, Foster	Siverson
Bubel	Johnson, McKenzie	Sleight
Burkhart	Johnson, Traill	Sperry
Burns	Johnson, Ward	Standley
Butt	Kamrath	Steedsman
Carlson	Kapfer	Swendseid
Conway	Keierleber	Streich
Cox	Kelly	Swett
Craig	Larvick	Svingen
Ehr	Lavik	Tester
Ellingson	Lee	Thatcher
Elken	Levin	Thompson, Burleigh
Erickson, Kidder	Lillehaugen	Thompson, Ramsey
Erickson, McLean	Lyon	Trubshaw
Fedje	McGinnis	Tweten
Ferris	McManus	Twichell
Fettig	Martin	Van Berkorn
Flom	Meidinger	Veitch
Fowler	Miller	Wedel
Freeman	Montgomery	Westford
Frojen	Muus	Wilson
Gilchrist	Oberg	Worner
Gudmestad	Olafson	Yeater
Halcrow	Peters	Zimmerman
Hanson	Plath	Mr. Speaker
Hauge	Polfuss	
Helbling	Quam	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brown, Stutsman	McGauvran	Owings
McDowall	Opdahl	Treffry

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnston	Lynch	Traynor
Lofthus	McCay	Watt

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

House Bill No. 169. A Bill For an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for the Year 1913; Relating to Free Passes, Franks and Special Privileges Prohibited, Exceptions.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 71, nays 36, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson, Griggs	Rulon
Bohnsack	Iverson, McKenzie	Sleight
Bollinger	Jardine	Sperry
Brown, Adams	Johnson, McKenzie	Standley
Brown, Stutsman	Johnson, Traill	Steedsman
Burns	Johnson, Ward	Streich
Cox	Kamrath	Swett
Ehr	Kelly	Svingen
Ellingson	Larvick	Tester
Elken	Levin	Thatcher
Erickson, Kidder	McDowall	Thompson, Burleigh
Ferris	McGauvran	Thompson, Ramsey
Fettig	McGinnis	Traynor
Flom	Meidinger	Trubshaw
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hauge	Peters	Worner
Helbling	Plath	Yeater
Henrickson	Polfuss	Zimmerman
Hoffman	Rabe	Mr. Speaker
Holthusen	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilchrist	Opdahl
Anderson, Divide	Hanson	Owings
Anderson, Sargent	Hildebrand	Quam
Boeckel	Johnson, Foster	Renner
Bubel	Kapfer	Richardson
Burkhart	Keierleber	Shurr
Butt	Lavik	Signalness
Carlson	Lee	Siverson
Conway	Lillehaugen	Swendseid
Craig	Lyon	Treffry
Erickson, McLean	McManus	Twetén
Fedje	Martin	Van Berkom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnston	Lynch	Twichell
Lofthus	McCay	

So the bill passed and the title was agreed to.

Mr. Brown of Adams asked the unanimous consent of the House to amend House Bill No. 221 by striking out in lines 2 and 3 of the bill the words "mortgage foreclosure sale or sale by order of any court."

Mr. Miller objected to the amendment.

ROLL CALL

House Bill No. 221. A Bill For an Act to Prohibit the Sale of Cattle at Public Auction, Mortgage Foreclosure Sale or Sale by Order of Any Court, Unless the Same Shall Have Been Tuberculin Tested and Found Free of Tuberculosis.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 73, nays 36, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Richardson
Bell	Hoffman	Rulon
Bohnsack	Holthusen	Siverson
Bollinger	Iverson, McKenzie	Sleight
Brown, Stutsman	Jardine	Sperry
Burkhart	Johnson, McKenzie	Standley
Burns	Johnson, Traill	Steedsman
Butt	Johnson, Ward	Svingen
Carlson	Kapfer	Swett
Conway	Larvick	Thompson, Burleigh
Cox	McCay	Thompson, Ramsey
Craig	McDowall	Traynor
Ehr	McGauvran	Trubshaw
Ellingson	McGinnis	Tweten
Elken	McManus	Twichell
Erickson, Kidder	Martin	Veitch
Erickson, McLean	Montgomery	Watt
Fedje	Muus	Wedel
Ferris	Oberg	Westford
Flom	Olafson	Wilson
Fowler	Opdahl	Worner
Freeman	Peters	Yeater
Frojen	Plath	Mr. Speaker
Gudmestad	Polfuss	
Halcrow	Renner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, Foster	Quam
Anderson, Sargent	Kamrath	Rabe
Boeckel	Keierleber	Roberts
Brown, Adams	Kelly	Shurr
Bubel	Lavik	Signalness
Fettig	Lee	Swendseid
Gilchrist	Levin	Streich
Hanson	Lillehaugen	Tester
Hauge	Lyon	Thatcher
Helbling	Meidinger	Treffry
Hildebrand	Miller	Van Berkom
Iverson, Griggs	Owings	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnston	Lynch	Lofthus

So the bill passed and the title was agreed to.

Mr. Burkhart explained his vote and asked that his remarks be recorded in the Journal.

"I, personally, have no interest in this. I have heard considerable talk about spreading disease. I believe this is a good bill and I vote "aye."

ROLL CALL

House Bill No. 54. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation 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 60. nays 49, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Henrickson	Roberts
Bohnsack	Hoffman	Rulon
Bollinger	Holthusen	Sleight
Brown, Adams	Jardine	Sperry
Brown, Stutsman	Johnson, Traill	Standley
Bubel	Johnson, Ward	Steedsman
Burns	Kelly	Tester
Cox	Larvick	Thompson, Burleigh
Ehr	McDowall	Thompson, Ramsey
Ellingson	McGauvrnan	Traynor
Elken	McGinnis	Trubshaw
Fettig	Meidinger	Twichell
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Olafson	Westford
Gudmestad	Peters	Wilson
Halcrow	Plath	Worner
Hauge	Polfuss	Zimmerman
Helbling	Rabe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Quam
Anderson, Divide	Johnson, Foster	Renner
Anderson, Sargent	Johnson, McKenzie	Richardson
Boeckel	Kamrath	Shurr
Burkhart	Kapfer	Signalness
Butt	Keierleber	Siverson
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Craig	Levin	Swett
Erickson, Kidder	Lillehaugen	Svingen
Erickson, McLean	Lyon	Thatcher
Fedje	McCay	Treffry
Ferris	McManus	Tweten
Gilchrist	Martin	Van Berkorn
Hanson	Oberg	Yeater
Hildebrand	Opdahl	
Iverson, Griggs	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnston	Lofthus	Lynch

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 54 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Aljets explained his vote and asked that his remarks be recorded in the Journal:

"I vote "no" on this bill for the reason that I have no more faith in the majority in the Senate than I have in the majority in this House."

Mr. Erickson of Kidder explained his vote and asked that his remarks be recorded in the Journal:

"I vote "no" on this bill because it is all 'may' and 'no shall,' and unworkable.

Mr. Ferris explained his vote and asked that his remarks be recorded in the Journal:

"I am opposed to this bill because there is no merit in it. If the flour that was consumed in North Dakota had shown the per cent of North Dakota hard spring wheat and the per cent of all other wheat raised outside of North Dakota, then they would purchase the flour that had the largest per cent of the hard spring wheat grown in our own state.

Therefore, I vote "no."

Mr. Lee explained his vote and asked that his remarks be recorded in the Journal:

"I vote "no" on this bill because as it is now amended by the majority part of the House it means nothing."

Mr. Lillehaugen explained his vote and asked that his remarks be recorded in the Journal:

"I vote "no" on this bill. I am here representing the farmers and not the millers, and the bill in its present form is of no value to the farmer.

Mr. McCay explained his vote and asked that his remarks be recorded in the Journal:

"I vote "no" on this bill because it is a camouflage. It doesn't tell the people how much rye and how much macaroni wheat they are putting in the flour. It is only to make the farmers believe they are doing something for them, which is doing no good. I vote "no."

ROLL CALL

House Bill No. 151. A Bill For an Act Making it the Duty of the State Engineer to Assist County Boards of Flood Irrigation in the Performance of their Duties 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 84, nays 24, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Quam
Bohnsack	Holthusen	Rabe
Bollinger	Iverson, Griggs	Renner
Brown, Adams	Iverson, McKenzie	Roberts
Brown, Stutsman	Jardine	Rulon
Burkhart	Johnson, McKenzie	Shurr
Burns	Johnson, Traill	Signalness
Butt	Johnson, Ward	Siverson
Carlson	Kapfer	Sleight
Cox	Kelly	Sperry
Ehr	Larvick	Standley
Ellingson	Lavik	Steedsman
Elken	Levin	Swendseid
Fedje	Lyon	Streich
Ferris	McDowall	Svingen
Fettig	McGauvran	Tester
Flom	McGinnis	Thatcher
Fowler	McManus	Thompson, Burleigh
Freeman	Martin	Thompson, Ramsey
Frojen	Meidinger	Traynor
Gilchrist	Miller	Trubshaw
Gudmestad	Montgomery	Veitch
Halcrow	Muus	Watt
Hanson	Oberg	Wedel
Hauge	Olafson	Westford
Helbling	Peters	Wilson
Henrickson	Plath	Worner
Hildebrand	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McLean	Owings
Anderson, Divide	Johnson, Foster	Richardson
Anderson, Sargent	Kamrath	Swett
Boeckel	Keierleber	Treffry
Bubel	Lee	Tweten
Conway	Lillehaugen	Van Berkom
Craig	McCay	Yeater
Erickson, Kidder	Opdahl	Zimmerman

Absent and not voting:

Messrs.	Messrs.
Johnston	Lynch
Lofthus	Twichell

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 3498, of the Compiled Laws of North Dakota, for the year 1913, relating to fees to be charged by the Clerk of the District Court.

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 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Polfuss
Anderson, Divide	Hoffman	Quam
Anderson, Sargent	Holthusen	Rabe
Bell	Iverson, Griggs	Renner
Boeckel	Iverson, McKenzie	Richardson
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Foster	Rulon
Brown, Adams	Johnson, McKenzie	Shurr
Brown, Stutsman	Johnson, Traill	Signalness
Bubel	Johnson, Ward	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lyon	Thatcher
Erickson, Kidder	McCay	Thompson, Burleigh
Erickson, McLean	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Ferris	McGinnis	Treffry
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Owings	Yeater
Helbling	Peters	Zimmerman
Henrickson	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Johnston	Lynch
Lofthus	Trubshaw

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 192. A Bill For an Act Defining the Effect of Instruments, Affecting Real and Personal Property Belonging to a Trust, Executed by Trustees in Their Representative Capacity as Trustee.

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 88, nays 19, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Renner
Anderson, Divide	Hoffman	Roberts
Bell	Holthusen	Rulon
Bohnsack	Iverson, McKenzie	Shurr
Bollinger	Jardine	Siverson
Brown, Adams	Johnson, McKenzie	Sleight
Brown, Stutsman	Johnson, Traill	Sperry
Burkhart	Johnson, Ward	Standley
Burns	Kamrath	Steedsman
Butt	Kapfer	Swendseid
Carlson	Kelly	Streich
Cox	Larvick	Swett
Ehr	Lavik	Svingen
Ellingson	Levin	Tester
Elken	McDowall	Thompson, Burleigh
Erickson, McLean	McGauvran	Thompson, Ramsey
Erickson, Kidder	McGinnis	Traynor
Fedje	McManus	Tweten
Fettig	Meidinger	Twichell
Flom	Miller	Van Berkorn
Fowler	Montgomery	Veitch
Freeman	Muus	Watt
Frojen	Oberg	Wedel
Gilchrist	Olafson	Westford
Gudmestad	Opdahl	Wilson
Halcrow	Peters	Worner
Hanson	Plath	Zimmerman
Hauge	Polfuss	Mr. Speaker
Helbling	Quam	
Henrickson	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson, Foster	Richardson
Boeckel	Keierleber	Signalness
Bubel	Lee	Thatcher
Conway	Lillehaugen	Treffry
Craig	Lyon	Yeater
Ferris	Martin	
Iverson, Griggs	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnston	Lynch	Trubshaw
Lofthus	McCay	

So the bill passed and the title was agreed to.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Arnold Keller of Dodge; Theodore Swendseid, A. F. Kimbro, and W. J. Johnson of Marmarth; Julius Trana, of Parshall; H. M. Wilson of Minot; Simon Witmeyer of Fredonia; Gust Skaley of Ashley; Ex-Rep. Martin Hoghaug of Devils Lake; Mrs. W. W. Treffry; Miss Vanna Hall; Mrs. R. C. Backman; Mrs. Arnt Thireson, of New Rockford.

Mr. Veitch moved that the House recess until one o'clock tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

THIRTY-NINTH DAY AFTER RECESS AND FORTIETH
DAY

House of Representatives,
Bismarck, North Dakota
February 12, 1927.

The House re-assembled at 1:00 P. M., pursuant to recess taken. Speaker John W. Carr presiding.

The House referred to the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Muus moved that the House Resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Muus to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 204. A Bill For an Act to Amend and Re-enact Section 1196 of the Supplement to the Compiled Laws of 1913, Relating to Consolidation of Schools and Transportation of Pupils.

And recommend the adoption of the Standing Committee's amendment, as follows:

In Line 22 of the printed bill, strike out the words "and one-half". Strike out Lines 27 to 40 inclusive in the printed bill and insert in lieu thereof the following:

From 2	Miles to 2¼	Miles.....	5c per day
From 2¼	Miles to 2½	Miles.....	8c per day
From 2½	Miles to 2¾	Miles.....	11c per day
From 2¾	Miles to 3	Miles.....	14c per day
From 3	Miles to 3¼	Miles.....	17c per day

From 3¼ Miles to 3½ Miles.....	20c per day
From 3½ Miles to 3¾ Miles.....	23c per day
From 3¾ Miles to 4 Miles.....	26c per day
From 4 Miles to 4¼ Miles.....	29c per day
From 4¼ Miles to 4½ Miles.....	32c per day
From 4½ Miles to 4¾ Miles.....	35c per day
From 4¾ Miles to 5 Miles.....	38c per day
From 5 Miles to 5¼ Miles.....	41c per day
From 5¼ Miles to 5½ Miles.....	44c per day
From 5½ Miles to 5¾ Miles.....	47c per day
From 5¾ Miles to 6 Miles.....	50c per day

Also at the end of Line 57 add the following: "Provided further, that in Districts where vehicular transportation by public conveyance is furnished; that resident children who are in High School Department, if such District maintains such High School Department, shall be transported in such public conveyance."

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 202. A Bill For an Act to Amend Sections 7, 8 and 13, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota Real Estate Series; and to Amend Sections 9 and 12, Chapter 292, of the Session Laws of 1923, as Amended by Sections 2 and 3 of Chapter 100 of the Session Laws of 1925, Relating to the Bonds of North Dakota Real Estate Series.

And recommend the adoption of the Standing Committee's amendment, as follows:

On page 6, in line 4 of the printed bill, strike out the word "annually." On page 7, in line 41 of the printed bill, after the word "taxes" insert the words "levied or."

On page 7, line 42 of the printed bill, strike out the word "less" and insert the word "more" in lieu thereof.

And when so amended, recommend that the same do pass.

EINAR MUUS,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Peters moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Ferris moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 12, 1927.

The House re-assembled at 2:00 o'clock P. M., pursuant to adjournment. Speaker John W. Carr, presiding.

Prayer by Rev. C. J. Fylling, acting Chaplain, in place of Rev. I. G. Monson.

Roll call.

All members present except: Messrs. Boeckel, Erickson of Kidder, Fowler, Lofthus, Lynch, McManus, Miller, Rabe, Renner, Shurr, Trubshaw and Yeater.

Mr. Kelly moved that all absentees be excused.

Which motion prevailed.

The House referred to the Tenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Committee on Drainage:

House Bill No. 311. A Bill For an Act to Provide for the Payment of Outstanding Warrants issued by any Board of Drain Commissioners for expenses incurred and for services of surveyors, engineers and other persons or corporations, contracted for and rendered prior to the establishment of drains for the purpose of draining agricultural lands, in cases where any such Board has established such drain or drains, and same has thereafter been abandoned, or the construction thereof postponed for a period of more than two years, and providing for the reconveyance of land no longer required for Drainage purposes.

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

House Bill No. 312. A Bill For an Act amending and Re-enacting Section 11110A1 of the supplement to the Compiled Laws of North Dakota for 1913, prescribing the punishment for the Crime of Murder in the First Degree.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. O. E. Erickson and Mr. Freeman:

House Bill No. 313. A Bill For an Act Providing Additional Requirement for the office of County Coroner.

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

Introduced by Committee on Education:

House Bill No. 314. A Bill For an Act to Amend and Re-enact Section 1370 of the Compiled Laws of North Dakota

for the year 1913, Relating to Teachers' Examinations Conducted by County Superintendent and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Education.

Introduced by Committee on Education:

House Bill No. 315. A Concurrent Resolution. For an Amendment to Section 82 of the Constitution of the State of North Dakota, Relating to the Election of State Officers and Fixing the Qualifications and Terms of said Officers.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. Fedje:

House Bill No. 316. A Bill For an Act Relating to the Inspection of Steam Boilers, providing for the appointment of an Inspector and for his Compensation.

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

Introduced by Phillip J. Bohnsack:

House Bill No. 317. A Bill For an Act Authorizing the State Board of Armory Supervisors to Convey the Armory Located in the City of Hillsboro, State of North Dakota, to the City of Hillsboro.

Was read the first and second times and referred to the Committee on Military Affairs.

Introduced by Rulcn, by request:

House Bill No. 318. A Bill For an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913, as amended by Chapter 212 of the Laws of 1925, providing for a resolution declaring improvement work to be done by special assessments necessary, and permitting protests against said improvements to be filed by property owners.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Mr. Rulon, by request:

House Bill No. 319. A Bill For an Act Providing for Special assessments for the construction of Sewer and Water Connections, and Providing for a Special Assessment fund for that purpose.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Mr. Rulon, by request:

House Bill No. 320. A Bill For an Act to Amend Section 3711 of the Compiled Laws of the State of North Dakota for the year 1913 as amended by Chapter 287 of the Laws of 1923, and to Provide for Special Assessment Funds, the Issuance and Payment of Warrants.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Mr. Rulon, by request:

House Bill No. 321. A Bill For an Act Providing for Advertising for Bids for Special Improvements.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Mr. Elken moved that the rules be suspended and that House Bill No. 312 be printed.

Which motion was lost.

The House referred to the Thirteenth Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Concurrent Resolution No. G.

Was read the first and second times.

Mr. Cox moved that the Resolution be referred to the appropriate Committee.

Which motion prevailed.

The Concurrent Resolution was referred to the Committee on State Affairs.

Senate Bill No. 16. A Bill For an Act to Make an Appropriation from the State Prison Revolving Fund for the Construction of Buildings and Improvements and for the Purchase of Land for the State Penitentiary.

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

Senate Bill No. 17. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

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

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

Senate Bill No. 18. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and

Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

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

Senate Bill No. 19. 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 first and second times and referred to the Committee on Appropriations.

Senate Bill No. 34. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

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

Senate Bill No. 39. A Bill For an Act to Amend and Re-enact Sections 8075 and 8076 of the Compiled Laws of North Dakota for the Year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 49. A Bill For an Act to amend and re-enact Sections 476, 486, 487, 488, 490, 493, 495, 499, 504, and 505 of the Compiled Laws of the State of North Dakota, for the year 1913, the same being Sections 2, 12, 13, 14, 16, 19, 21, 25, 30, and 31 of Chapter 182 of the Session Laws of 1907, entitled "An act to Regulate the Practice of Pharmacy, and Providing Penalties for Violating the Provisions Thereof."

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

Senate Bill No. 59. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

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

Senate Bill No. 76. A Bill For an Act to Amend Chapter 162 of the Session Laws of North Dakota for 1919 as Amended by Chapter 73 of the Special Session Laws of North Dakota for the year 1919 and Chapter 141, 142, 143, 144 and 145 of the Session Laws of North Dakota for the year 1921 and Chapters 347, 349 and 350 of the Session Laws of North Dakota for the year 1923 and by Chapters 84, 220,

221, 222, 223, 225 and 226 of the Session Laws of North Dakota for the year 1925 by adding Sections 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39 and 40 relating to and providing for the benefit of employees insured and the dependents of employees killed in hazardous employments, fixing the duties and liability of employers and employees and providing additional methods of securing the payment of obligations arising in favor of insured employees and their dependents and providing for partial support of the North Dakota Workmen's Compensation Bureau from insurance companies and by repealing all acts and parts of acts insofar as they are in conflict with the aforesaid added sections.

Was read the first and second times and referred to the Committee on Insurance.

Senate Bill No. 77. A Bill For an Act Creating a Revolving Fund at the State Training School, Providing that the State Board of Administration shall Transfer Funds from State Prison Revolving Fund as Provided in Article 13 of Chapter 17 of the Compiled Laws of 1913, the Sum of \$25,000 to be Used in Providing Suitable Buildings, and Installing Suitable Machinery for the Manufacture of Motor Vehicle License Tags, Coffins, Caskets and Undertakers Fixtures and Supplies, and Providing for the Employment of the Inmates of the State Training School, and Providing for the Distribution of the Profits Derived therefrom to the Support and Maintenance of the Inmates thereof and Compensation to such Inmates for such Labor Performed.

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

Senate Bill No. 80. A Bill For an Act to Amend and Re-enact Section 3029 of the Compiled Laws of North Dakota for the year 1913, relating to the method of obtaining a Peddler's License.

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

Senate Bill No. 79. A Bill For an Act to amend and re-enact Section 2132a1, 2132a5 and 2132a9 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota, known as the Classification of Acre Property Law.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 87. A Bill For an Act to Regulate Grain and Seed Warehouses; Defining Public Warehouses and Providing for the Bonding, Licensing and Supervision thereof and the Weighing, Storing, Buying, and Handling of Grain and Seeds; Prescribing the duties and powers of the Board of Railroad Commissioners in relation thereto; Providing for the Appointment of a Federal Licensed Inspector, and such other employees as may be deemed necessary to carry out the provisions of this Act and making an appropriation there-

for; Providing Penalties and Repealing Sections: 3100, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109, 3110, 3111, 3112, 3113, 3114, 3115, 3116, 3117, 3123, 3135, 3136, 3137.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Senate Bill No. 104. A Bill For an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of 1913 Relating to Delinquent Personal Property Taxes.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senate Bill No. 105. A Bill For an Act to Amend and Re-enact Section 9 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 times and referred to the Committee on Insurance.

Senate Bill No. 106. A Bill For an Act to Amend and Re-enact Section 26 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 for the Year 1921, as Amended and Re-enacted by Chapter 232 of the Sessions Laws of North Dakota for the Year 1923, Relating to State Hail Insurance, as Amended and Re-enacted by Chapter 151 of the Session Laws of North Dakota for the Year 1925 Relating to State Hail Insurance and Actions Against the Department.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 109. A Bill For an Act Creating the Officer of Veterans' Service Commission; Providing the Qualifications, the Manner of Appointment, Duties, Salary, Tenure of Office of Such Officer, Providing an Appropriation Therefor, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Military Affairs.

Senate Bill No. 113. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

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

Senate Bill No. 118. A Bill For an Act to Amend and Re-enact Section 2125, Compiled Laws 1913.

Was read the first and second times and referred to the Committee on Counties.

Senate Bill No. 125. A Bill For an Act to Amend and Re-enact Section 6745 of the Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 127. A Bill For an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 130. A Bill For an Act Making an Appropriation for the Purchase and Erection of an Iron Fence Around the Roosevelt Cabin, Which is Located Upon the Capitol Grounds, and For the Purchase and Erection of a Flag Pole at the Memorial Building.

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

Senate Bill No. 133. A Bill For an Act to Amend and Re-enact Section 7598 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Dismissal of Actions in the Courts of Record of this State which have been Pending for a Period of Five Years, Wherein the plaintiff or his Successor in Interest has Neglected to Prosecute said Action.

Was read the first and second times and referred to the Committee on Judiciary.

Senate Bill No. 135. A Bill For an Act Forbidding any Person to Act or be Appointed as Game Warden, Deputy Game Warden, or Special Deputy Game Warden who is in the Employ or Acting Agent of any Person or Persons who Own, Operate, Hold or Possess any Land, or Lease upon Land, for Hunting Purposes within the State of North Dakota and Making the Violation thereof a Misdemeanor.

Was read the first and second times and referred to the Committee on Game and Fish.

Senate Bill No. 140. A Bill For an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

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

Senate Bill No. 143. A Bill For an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

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

The House referred to the Seventh Order of Business.

MOTIONS AND RESOLUTIONS

CONCURRENT RESOLUTION

Introduced by Mr. Erickson of Kidder and Mr. Fowler
Concurrent Resolution Memorializing the Congress of the
United States to Abolish the Federal Estate Tax

Whereas, The Federal Estate (Inheritance) Tax law, as amended February 26, 1926, provides that the estate liable thereunder shall be credited with any inheritance tax paid by the beneficiaries to the state, or states, the credit not to exceed eight per cent of the Federal Levy; and

Whereas, this amendment menaces the rights of the states, because its object is to persuade them to abandon their state inheritance tax laws in favor of statutes based on the federal law. The tax not being required for revenue at this time, its only object now must be coercion of the states; and

Whereas, the joint levy is contrary to the theory of this government, unpercedented and offensive to the independence of the legislatures of the sovereign states;

Therefore Be It Resolved, by the House, the Senate concurring, that we hereby request the present congress to repeal immediately the federal estate (inheritance) tax provisions of the revenue law effective February 26, 1926, and abandon this field of taxation in time of peace.

Be It Further Resolved, that certified copies of this concurrent resolution be forwarded to North Dakota's senators and representatives in the Congress of the United States.

Mr. Gudmestad moved that the concurrent resolution be referred to the appropriate committee.

Which motion prevailed.

The concurrent resolution was referred to the Committee on Judiciary.

RESOLUTION

Introduced by Mr. Halcrow

Be It Resolved, that the State Board of Administration of the State of North Dakota be and it is hereby authorized and requested to investigate the feasibility of the State of North Dakota accepting, without consideration, a deed to the brick veneer courthouse building together with the land adjacent thereto belonging to Pembina County, North Dakota, situated in the city of Pembina to be used for the purpose

of establishing a children's home therein and to report to the next session of the Legislative Assembly as to the feasibility of such a proposition.

Mr. Halcrow moved that the resolution be referred to the appropriate committee.

Which motion prevailed.

The resolution was referred to the Committee on State Affairs.

Mr. McCay moved that the House recess until Twelve o'clock P. M., Monday.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

This being Lincoln's Birthday, the House recessed to listen to a program which had been prepared by a joint committee of the Senate and House, which program was as follows:

- Prayer - - - - - ; - - - Rev. F. H. Davenport
- America - - - - - - - - - - - Audience
- Led by S. P. Orwall, accompanied by Bismarck
Juvenile Concert Band
- Overture—Light Cavalry } Bismarck Juvenile Concert Band
- March—Lights Out - } Bismarck Juvenile Concert Band
- Flag of Stars - - - - - } High School Girls' Glee Club
- A Happy Song - - - - - } High School Girls' Glee Club
- Address - - - - - - - - - Rev. T. F. Gullickson
- Vocal Solo - - - - - - - - - Miss Clara Peltier
- America, the Beautiful - - - - - Audience
- Led by S. P. Orwall, accompanied by Bismarck
Juvenile Concert Band
- Song - - - - - - - - - Indian Girls' Chorus
- The Star Spangled Banner - - - - - Audience
- Led by S. P. Orwall, accompanied by Bismarck
Juvenile Concert Band

Lieutenant Governor Maddock presided.

Mr. Muus moved that a committee of three be appointed to escort the Governor to the rostrum.

Which motion prevailed.

The President of the Senate appointed Senator Olson of Barnes and Representatives Muus and Burkhart as such committee.

FORTIETH DAY AFTER RECESS
AND FORTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 14, 1927.

The House re-assembled at 12:00 o'clock noon, pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the Ninth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by R. J. Siverson:

House Bill No. 322. A Bill For an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 207 of the Session Laws of 1925, Relating to Delinquent Personal Property Taxes, and Amending and Re-enacting Section 2173 of the Compiled Laws of 1913 Relating to the Collection of Delinquent Taxes, and Providing the Duty of the Sheriff in Relation thereto, and Fixing his Compensation therefor, and Amending and Re-enacting Chapter 198 of the Session Laws of 1925 providing Compensation to the Sheriff if he shall Discover and Cause to be Assessed Property which has Escaped Taxation, or which shall have been Grossly Under-valued in the Assessment thereof in any Previous Year.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Charles F. Streich:

House Bill No. 323. A Bill For an Act Providing for the sale of certain beverages, sold by dealers and providing for the levy, assessment, collection and payment of a tax thereon, and providing for the regulation of the sale thereof and penalties for the violation thereof and providing for the duties of the State Tax Commissioner, State Auditor and State Treasurer imposed under the provisions of this Act, and providing any person violating this Act shall be en-

joined, and that any buildings or premises used for the violation of this act shall be deemed a nuisance and abated by injunction.

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

Introduced by Charles F. Streich:

House Bill No. 324. A Bill For an Act providing for the sale of toilet and medical preparations and cosmetics, patent and proprietary medicines sold by dealers and providing for the levy and assessment, collection and payment of a tax thereon, and providing for the regulation of the sale thereof and penalties for the violation thereof, and providing for the duties of the State Tax Commissioner, 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 buildings or premises used for the violation of this act shall be deemed a nuisance and abated by injunction.

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

Introduced by Charles F. Streich:

House Bill 325. A Bill For an Act Providing for the sale of cigars and tobacco manufactured in or shipped into the State of North Dakota for consumption or sale, and providing for the levy, assessment and collection and payment of the tax thereon and providing for the regulation of the sale thereof and penalties for the violation thereof and providing the duties of the State Tax Commissioner, 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 buildings or premises used for the violation of this act shall be deemed a nuisance and abated by injunction.

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

Introduced by Representative Charles F. Streich:

House Bill 326. A Bill For an Act Providing for the operating of moving picture shows, theatres, lectures, operas, roller skating rinks, chautauquas, public dances or any other place where amusement is paid for, by season ticket or otherwise, and providing penalty for violation thereof.

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

Introduced by Oscar S. Oberg:

House Bill No. 327. A Bill For an Act to Provide for the Protection of River Bottom Lands and Defining the Powers and Duties of the Boards of County Commissioners in Connection Therewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Mr. Sperry:

House Bill No. 328. A Bill For an Act to amend and re-enact Section 3711 of the Supplement to the Compiled Laws of 1913, relating to special assessments and the issuance of warrants for public improvements.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Mr. Sperry:

House Bill No. 329. A Bill For an Act to amend and re-enact Section 3704 Supplement to the 1913 Compiled Laws, relating to public work and improvements.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Mr. Sperry:

House Bill No. 330. A Bill For an Act to amend and re-enact Section 3740 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota, relating to special assessments for sewer and connections, and the payment of assessments therefor.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Introduced by Representative O. C. Anderson:

House Bill No. 331. A Bill For an Act to Amend and Re-enact Section 1151 of the Compiled Laws of North Dakota, for 1913, relating to election of officers of Common School Districts, and prescribing qualifications therefore.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. O. F. Anderson:

House Bill No. 332. A Bill For an Act amending and re-enacting Section 2178 of the 1913 Compiled Laws of North Dakota, prescribing the fees of sheriffs for making distress and sale of goods and chattels for the payment of taxes and prohibiting the county commissioners from entering into any contract with the sheriff to pay a percentage of delinquent personal property taxes as compensation for collecting the same. Repealing Section 2173 of the 1913 Compiled Laws.

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

Introduced by Mr. O. F. Anderson:

House Bill No. 333. A Bill For an Act to Amend Section 1443 of the Compiled Laws of North Dakota for the Year 1913 Pertaining to State Aid to Graded Consolidated and

Rural Schools; to Repeal Section 1444 of the Compiled Laws of North Dakota for the Year 1913 Pertaining to State School Inspection and to Repeal All Acts and Parts of Acts in Conflict with this Act.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. Alfred O. Brown, by request:

House Bill No. 334. A Bill For an Act to amend and reenact Section 2642 of the Compiled Laws of North Dakota of 1913, relating to the liability of owners of dogs killing sheep and other domestic animals.

Was read the first and second times and referred to the Committee on Livestock.

Introduced by Representative J. H. Burns, by request:

House Bill No. 535. A Bill For an Act to prevent fraud and deception in the manufacture and sale of concentrated commercial feeding stuffs and providing for registration and labeling thereof and repealing Chapter 37 of the Session Laws of 1921, Sections 1 to 13, inclusive, and all other acts or parts of acts inconsistent herewith.

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

Introduced by T. E. Sleight:

House Bill No. 336. A Bill For an Act Requiring Counties to Pay the Tuition for Children Attending School in the State whose Parents Reside upon County Poor Farms Owned by such Counties.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. Elken, by request:

House Bill No. 337. A Bill For an Act Legalizing and Validating all Sales of Real Estate hereto before made under Mortgage Foreclosure where the Power of Attorney has been executed prior to the Commencement of Foreclosure Proceedings though not filed for record until the time of the issuance of the Sheriff's Deed.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Mr. Fedje:

House Bill No. 338. A Bill For an Act providing for filing of reports, and subjecting all cooperative associations, organized under the laws of the State of North Dakota, to the Supervision of the State Bank Examiner.

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

Introduced by J. A. Meidinger, by request:

House Bill No. 339. A Bill For an Act to Amend and re-enact Section Number 1 of Chapter 52 of the 1921 Session Laws of North Dakota, in regard to salaries of County Officers.

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

Introduced by Mr. Thatcher:

House Bill No. 340. A Bill For an Act, to amend and re-enact Sections No. 2976t12 and 2976t13 of the Supplement to the Compiled Laws of North Dakota for 1913, relating to glaring lights on Automobiles and providing penalty therefor.

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

Introduced by Committee on Judiciary:

House Bill No. 341. A Bill For an Act to be known as the Estate Tax Act, to establish a tax on gifts, legacies, inheritances, bequests, successions and transfers, to provide for its collection and to direct the disposition of its proceeds, to provide for the enforcement of liens created by this act, and by any act hereby repealed; and to repeal sections 2364b1, 2346b2, 2346b3, 2346b4, 2346b5, 2346b6, 2346b7, 2346b8, 2346b9, 2346b10, 2346b11, 2346b12, 2346b13, 2346b14, 2346b15, 2346b16, 2346b17, 2346b18, 2346b19, 2346b20, 2346b21, 2346b22, 2346b23, 2346b24, 2346b25, 2346b26, 2346b27, 2346b28, 2346b29, 2346b30, 2346b31, 2346b32, 2346b33, 2346b34, 2346b35, 2346b36, 2346b37, 2346b38, 2346b39, 2346b40, 2346b41, 2346b42, 2346b43, 2346b44, 2346b45, 2346b46, 2346b47, 2346b48, 2346b49, 2346b50, 2346b51, 2346b52, 2346b53, 2346b54, 2346b55, 2346b56, 2346b57, of the Supplement to the Compiled Laws of 1913, and all acts or parts of acts in conflict with this act are hereby repealed.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by M. T. Lillehaugen:

House Bill No. 342. A Bill For an Act providing for Qualification of Teachers in City Schools.

Was read the first and second times and referred to the Committee on Education:

Introduced by Mr. Burkhart:

House Bill No. 343. A Bill For an Act to amend and re-enact Section 2290c13 of the Supplement to the 1913 Compiled Laws of North Dakota relating to the bonds of North Dakota real estate series.

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

Introduced by Mr. Johnson, of Foster:

House Bill No. 344. A Bill For an Act to empower and authorize the State Board of Administration to furnish the State Capitol Building at Bismarek, North Dakota, with electric current for the purpose of light and power, from the electric plant maintained and operated by the State of North Dakota in connection with the State Penitentiary.

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

Introduced by Representative Rabe:

House Bill No. 345. For an Act requiring printers to show the number of words contained on legal blanks, and providing penalty for violation.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Herman Rabe:

House Bill No. 346. A Bill For an Act Authorizing School Districts to Pay Tuition to any Normal School in the State of Pupils Duly Certified as Qualified to Enter such Schools, and Fixing the Amount to be Paid, and requiring that Application be Made by the Parents or Guardian for such Tuition.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. R. A. Johnson:

House Bill No. 347. A Bill for An Act to amend Section 26 of Chapter 312 of the Session Laws of 1923, being Section 2346a25 of the Supplement to the Compiled Laws of 1913, relating to the rate of income tax levied against corporations.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

The House referred to the Fifteenth Order of Business.

GENERAL ORDERS .

Mr. Olafson moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Olafson to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 203. A Concurrent Resolution.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 12 of the printed bill strike out the words "general property" and insert in lieu thereof the word "poli".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 228. A Bill For an Act to Amend and Re-enact Section 544 of the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 56 of the printed bill strike out the word "five" and insert in lieu thereof the word "three".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 51. A Bill For an Act to Amend and re-enact Section 1342 of supplement to the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 32 of the printed bill after the word "determined" strike out the balance of the line and insert the following: "by the school board with the approval of the county superintendent, subject to appeal."

Strike out line 36 and all matter thereafter down to and including line 50. Strike out first nine words in line 51 and in lieu thereof insert the following: "If no school is taught the required length of time within 2 miles from the residence of the child, by the nearest route, the school board or board of education shall, except in cases of consolidated schools, pay to each family whose child or children attend school a sum per day for each day's attendance, in proportion to the distance from, school, according to the following schedule:

From 2	Miles to 2¼	Miles.....	5c per day
From 2¼	Miles to 2½	Miles.....	8c per day
From 2½	Miles to 2¾	Miles.....	11c per day
From 2¾	Miles to 3	Miles.....	14c per day
From 3	Miles to 3¼	Miles.....	17c per day
From 3¼	Miles to 3½	Miles.....	20c per day
From 3½	Miles to 3¾	Miles.....	23c per day
From 3¾	Miles to 4	Miles.....	26c per day
From 4	Miles to 4¼	Miles.....	29c per day
From 4¼	Miles to 4½	Miles.....	32c per day
From 4½	Miles to 4¾	Miles.....	35c per day
From 4¾	Miles to 5	Miles.....	38c per day
From 5	Miles to 5¼	Miles.....	41c per day

From 5¼ Miles to 5½ Miles.....	44c per day
From 5½ Miles to 5¾ Miles.....	47c per day
From 5¾ Miles and over	50c per day

Provided that such distance shall be measured from the front door of the school house to the front door of the family's residence; provided that the board at its option in lieu of such payment may

(1) Furnish vehicular transportation by public conveyance to such family, or

(2) Furnish such family the equivalent of such payment in lodging or tuition at some other public school if acceptable to the family, and when the school board or board of education by resolution, provides for such payment, transportation, lodging or tuition, the compulsory attendance law shall apply to all children of school age living not to exceed 6 miles from school and shall also apply to such children living more than six miles from school if vehicular transportation is furnished; provided further, that demand for such payment shall be made by said family before the close of the school year or same will be deemed to have been waived.

And the further amendments:

In the amendments as printed in the Journal on the last line of the schedule, strike out the words "and over" and insert in lieu thereof the words "to six miles." And immediately following that insert the following: "And for each one-fourth of one mile over and beyond such distance of six miles from such school, the further sum of five cents per day."

And when so amended recommend the same do pass.

J. K. OLAFSON,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Traynor moved the adoption of the report of the Committee of the Whole.

Mr. Swett moved that the report of the Committee of the Whole be divided as to House Bill No. 51.

Which motion prevailed.

The question being on the adoption of the report of the Committee of the Whole as to House Bill No. 203 and House Bill No. 228, a vote was taken and the report of the Committee of the Whole as to such House Bills was declared adopted.

Mr. Twichell moved a call of the House.

Which motion prevailed.

Call of the House ordered.

Upon a call of the House the following were found to be absent: Messrs. Bell, Boeckel, Burkhart, Hauge, Lee, Lynch, McCay, McManus, Miller, Opdahl, Plath, Quam, Shurr, Yeater and Zimmerman.

Mr. Twichell moved that further proceedings under the call of the House be suspended.

Which motion prevailed.

The question being on the adoption of the report of the Committee of the Whole as to House Bill No. 51.

Roll call demanded and granted.

ROLL CALL

The question being on the adoption of the report of the Committee of the Whole as to House Bill No. 51, the roll was called, and there were ayes 65, nays 39, absent and not voting 7, and one excused from voting.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Rulon
Bohnsack	Holthusen	Sleight
Bollinger	Iverson, McKenzie	Sperry
Brown, Adams	Jardine	Standley
Brown, Stutsman	Johnson, McKenzie	Steedsman
Burkhart	Johnson, Traill	Swendseid
Burns	Johnson, Ward	Tester
Cox	Johnston	Thompson, Burleigh
Craig	Kelly	Thompson, Ramsey
Ehr	McCay	Traynor
Ellingson	McGinnis	Trubshaw
Erickson, McLean	Meidinger	Tweten
Elken	Montgomery	Twichell
Ferris	Muus	Veitch
Fettig	Olafson	Watt
Flom	Peters	Westford
Fowler	Plath	Wilson
Freeman	Polfuss	Worner
Frojen	Rabe	Zimmerman
Gudmestad	Renner	Mr. Speaker
Halcrow	Richardson	
Helbling	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Oberg
Anderson, Divide	Kamrath	Opdahl
Anderson, Sargent	Kapfer	Owings
Bubel	Keierleber	Quam
Butt	Larvick	Siverson
Carlson	Lavik	Streich
Conway	Lee	Swett
Erickson, Kidder	Levin	Svingen
Fedje	Lillehaugen	Thatcher
Gilchrist	Lofthus	Treffry

Messrs.	Messrs.	Messrs.
Hanson	Lyon	Van Berkom
Henrickson	McDowall	Wedel
Hildebrand	McGauvran	
Iverson, Griggs	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Boeckel	McManus	Yeater
Hauge	Miller	
Lynch	Shurr	

Excused From Voting:

Messrs.
Signalness

So the report was declared adopted.

Mr. Trubshaw moved that Mr. Signalness be excused from voting on this question.

Which motion prevailed.

The House reverted to the Ninth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Ben Fedje:

House Bill No. 348. A Bill For an Act Amending Section 375b3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the duties of the State Printer.

Was read the first and second times and referred to the Committee on Public Printing.

Introduced by Mr. Cox, by request:

House Bill No. 349. Hotel and Restaurant Inspection Act. An Act Providing for the inspection of hotels, lodging houses, boarding houses and restaurants; Prescribing sanitary requirements therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

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

Introduced by Mr. McCay, Mr. Zimmerman, Mr. Holthusen, Mr. Wilson:

House Bill No. 350. A Bill For an Act to Repeal Sections 578c1, 578a2, 578a3, 578a4, relating to Commissioner of Immigration, appointment, term of office, salary and bond; Duties; Quarters; assistants; statement of salaries; Appropriation.

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

Introduced by L. L. Twichell:

House Bill No. 351. A Joint Resolutoin to Amend and Re-enact Section 179 of Article 11 of the Constitution of the State of North Dakota as Amended by Article 20 of the Amendments thereto, Relating to Revenue and Taxation.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Mr. Streich and Mr. Twichell:

House Bill No. 352. A Bill For an Act to Amend and Re-enact Sections 10180, 10181, 10182 and 10183 of the Compiled Laws of North Dakota for 1913 Prohibiting the Sale, Bartering or Giving Away of Snuff to Minors, Providing Penalties Therefor and Repealing Acts in Conflict Therewith.

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

Introduced by Mr. Jardine:

House Bill No. 353. A Bill For an Act Providing the percentage of contracts of public corporations which shall be held back until the completion of such contracts.

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

Introduced by Representative Erickson of Kidder:

House Bill No. 354. A Bill For an Act to Amend and Re-enact Sections 5148 and 5149 of the 1913 Compiled Laws of the State of North Dakota, relating to the Method of Organizing and Establishing of State Banks.

Was read the first and second times and referred to the Committee on Banking.

Introduced by Mr. Lyon:

House Bill No. 355. A Bill For an Act to amend and re-enact Section 1162 of the Compiled Laws of North Dakota for the year 1913 pertaining to meetings of the school board in common school districts and prescribing their compensation therefor.

Was read the first and second times and referred to the Committee on Education.

Introduced by Mr. McGauvran:

House Bill No. 356. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 213, of the Compiled Laws of North Dakota for 1925 Regulating the Expenditure of money for Traveling Expenses of Members, Officers, and Employees of State Departments.

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

Introduced by Mr. Traynor and Mr. Freeman:

House Bill No. 357. A Bill For an Act to Repeal Chapter Chapter 69 of the Special Session Laws of North Dakota for the year 1919; Provided for Tax Supervisors and Defining their Powers and Duties.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Introduced by Muus and Burns:

House Bill No. 358. A Bill For an Act to Amend and Re-enact Section 3296, of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to County Commissioners Powers and Duties with Regard to Contracts let on Competitive Bids.

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

Introduced by Representative Barney Iverson:

House Bill No. 359. A Bill For an Act to Amend and Re-enact Section 1224, of the Supplement to the Compiled Laws of North Dakota for 1913 and Section 1225 of the Compiled Laws of North Dakota for 1913 Relating to a Tax of Two Mills for School Purposes; Creating a County Tuition Fund; Providing for the Apportionment thereof, and Repealing Chapter 107 of the Session Laws of North Dakota for 1921 and All Acts and Parts of Acts in Conflict Therewith.

Was read the first and second times and referred to the Committee on Education.

Mr. Sperry moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 14, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

Roll call.

All members present except: Messrs. Boeckel, Gudmestad, Hauge, Johnston, Lynch, Miller, Rabe, Shurr, and Yeater.

Mr. Peters moved that all absentees be excused.

Which motion prevailed.

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

Mr. Speaker: 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:

Page 10, following line 23 insert another line as follows: "have been Tuberculin Tested and found free of Tubercu-."

Page 16, in line 37 insert the figure "1" before the figures "83."

Page 32, conclude the Paragraph with the figures "62., in line 19 and insert pages 60, 61 and 62 of the Auditor's Report on the Highway Commission. Make another paragraph out of the balance of the paragraph following the figures "62."

Page 34, line 3 strike out the letter "f" at the beginning of the word "four."

Page 44, indent the fifth line from the bottom of the page.

Page 48, insert a slug between lines 12 and 13.

Page 55, line 17, insert the word "no" before the word "shall" at the end of the line.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-ninth day after recess and Fortieth day and recommend that the same be corrected as follows:

Page 3 insert title of bill after figures "312," in line 32.

Page 9, insert the letters "fo" before the letter "r" at the beginning of line 25.

Page 10, remove slug from between lines 8 and 9.

Page 11, strike out the second letter "o" in the word "rostrom" in the second line from the bottom of the page and insert in lieu thereof the letter "u".

Page 11, line 26, correct spelling of name "Gullixon."

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted.

Which motion prevailed and the report was adopted.

Mr. Roberts moved:

To strike out the word "word" at the beginning of line 15, page 2, and insert in lieu thereof the word "figures" also the word "words" later on in the same line and insert in lieu thereof the word "figures"; also strike out lines 40 and 41 on the same page, of the House Journal of the Thirty-eighth Day after Recess and Thirty-ninth Day.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

We wish to express our heartfelt thanks for the help, sympathy and floral offerings received during our recent bereavement of our loved husband, father and uncle.

MRS. J. W. O'NEILL and son Glen,
MRS. MARTIN BIRD,
MRS. MARTIN BERTELSON,
MRS. ELDON BEEM,
MR. ED. FITZGERALD.

A resolution from the farmers and business men of Beach, opposing the passage of Senate Bill No. 143, introduced by Senator Baird, was referred to the Committee on State Affairs.

A telegram from W. F. Cushing and 31 others, of Beach opposing the passage of Senate Bill No. 143, was referred to the Committee on State Affairs.

A telegram from Commander George C. Stine of Post No. 138 of the American Legion of Tower City, favoring the passage of Senate Bill No. 109, was referred to the Committee on Military Affairs.

A Communication from Edwina Knecht, Superintendent of Schools of McKenzie County, favoring State Aid for Schools, was referred to the Committee on Appropriations.

Three resolutions from the Frank Gordhamer Post of the American Legion of Bowman opposing Senate Bill No. 109, which provides for a Veteran's Service Commissioner for North Dakota, was referred to the Committee on Military Affairs.

A telegram from Pipe Grain Milling Co., of Bowman favoring Box Elder Creek Bridge, was referred to the Committee on Highways and Bridges.

A telegram from P. D. Balog and four others, of Dickinson, protesting against the passage of House Bill No. 142, was referred to the Committee on Insurance.

A telegram from J. E. Phelan and 100 others, of Bowman, favoring the Box Elder Creek Bridge was referred to the Committee on Highways and Bridges.

A telegram from Emil Scow, of Bowman favoring the Box Elder Creek Bridge, was referred to the Committee on Highways and Bridges.

A telegram from the Beach Business Men's Club, favoring the Box Elder Creek Bridge, was referred to the Committee on Highways and Bridges.

A telegram from Carl Olson and six other farmers of Marmarth, favoring the Box Elder Creek Bridge, was referred to the Committee on Highways and Bridges.

A telegram signed by John Risk and fourteen other insurance men, of Fargo, protesting against the passage of House Bill No. 142, was referred to the Committee on Insurance.

REPORTS OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

Also,

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

Also,

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Also,

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed

in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Also,

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

Also,

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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,

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Providing that Townships and Municipalities May Contribute to the Support of District Fair Association.

Also,

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

Also,

House Bill No. 119. 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.

Also,

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 132. A Bill For an Act to Require Certificates of Title for Registered Motor Vehicles; to Facilitate the Recovery of Stolen or Unlawfully Taken Motor Vehicles; to Provide for the Licensing of Dealers in Used Motor Vehicles, Trailers, or Semi-trailers; to Prescribe the Powers and Duties of the Motor Vehicle Registration Department; to Impose Certain Fees to Carry out the Purpose of this Act; to Impose Penalties for Violations of this Act and to Make Uniform the Law Relating to the Subject Matter of This Act.

Also,

House Bill No. 142. 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.

Also,

House Bill No. 214. A Bill For an Act to Provide for the Granting of Decrees of Separation from Bed and Board, Specifying the Grounds upon which such Decree may be entered, and providing for the Maintenance of Spouse or Children, and for the Division by the Court, of Joint and Separate Property of Husband and Wife.

Also,

House Bill No. 216. A Bill for an Act Creating a Judicial Council for the State of North Dakota, and Providing for the Continuous Study of the Administration of Justice.

Also,

House Bill No. 217. 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 and South Dakota, Respecting the Use, Control, Utilization and Regulation of the Waters of the James River and the Rights of said States Thereto.

Also,

House Bill No. 226. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement to the Compiled Laws of 1913 relating to the report of the treasurer under the public depository law (714a1 to 714a20 of the Supplement to the Compiled Laws of 1913).

Also,

House Bill No. 235. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota, Relating to the Election of State Officers and Regulating the Terms of Such Officers.

Also,

House Bill No. 117. A Bill For an Act to Provide an Appropriation for the Eradication of the Barberry Bushes.

Also,

House Bill No. 183. A Bill For an Act to Appropriate the Sum of Twenty Thousand (\$20,000.00) Dollars for the purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek of the State Line between North Dakota and South Dakota at a Point approximately five miles east of the Montana State Line, under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Also,

House Bill No. 204. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913, Relating to Consolidation of Schools and Transportation of Pupils.

Also,

House Bill No. 202. A Bill For an Act to Amend Sections 7, 8 and 13, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota Real Estate Series; and to Amend Sections 9 and 12, Chapter 292, of the Session Laws of 1923, as Amended by Sections 2 and 3 of Chapter 100 of the Session Laws of 1925, Relating to the Bonds of North Dakota Real Estate Series.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 25. A Bill For an Act to Provide for the Nomination and Election of Candidates for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions, United States Senator, Members of Congress, Judges of the Supreme and District Courts, all Elective State and County Officers, Members of the Legislative Assembly, County Commissioners, Party Precinct Committeemen and County Official Newspaper; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in

Conflict Herewith, including Sections 910 to 916 inclusive, Compiled Laws 1913 and to Change the Date of Holding all General, City, Township and Village Elections.

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

Strike out everything in the printed bill after the words "A Bill" and insert in lieu thereof the following:

For an act to Provide for the Nomination and Election of Candidate for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions, and Party Precinct Committeemen; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in Conflict Herewith including Sections 910 to 919 Inclusive, Compiled Laws 1913, and to Change the Date of Holding City Elections in Presidential Election Years.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1. On the third Tuesday of March in each Presidential Election year, there shall be held an election at which the qualified electors of political parties existing within this state, as hereinafter provided, shall have opportunity to elect by their votes, from their respective voting precincts, committeemen to represent their political party.

Section 2. Each political party in each voting precinct in this State shall be entitled to elect one precinct committeeman for each 100 votes or major fraction thereof, cast in such precinct at the last preceding Presidential election for the Presidential Elector of such party receiving the highest vote in the State; provided that each precinct shall be entitled to at least one precinct committeeman for each National party. All precinct Committeemen shall be electors of their precinct and shall be elected to serve for a term of four years and until their successor is elected and qualified.

Section 3. Candidates for precinct Committeemen may have their names placed on the separate party ballots of their respective parties within their respective precincts by filing with the County Auditor not more than forty nor less than twenty-five days prior to the election petitions bearing the signatures of not less than five per cent of the last vote in such precinct for the aforesaid candidate for Presidential Elector of the party to which the candidates for Precinct Committeeman belongs. Such nominating petitions shall conform with the now existing requirements of law in all matters not specifically provided for herein. Each name on the petition shall be that of a qualified voter and be subscribed under a party heading. Each signer of a nomination paper shall sign but one such paper for the same office; he shall add his residence with the street number, if any, and the date of signing.

Section 4. The names of candidates for election as precinct committeemen shall be printed on separate ballots for each political party. Such ballot shall contain only the names of candidates for Party Precinct Committeeman for whose nomination petitions have been filed with the County Auditor as is herein provided. If no nominating petitions have been filed for any candidate the ballot shall contain blank lines and spaces on which names may be written or a sticker pasted. The ballot to be used for the election of candidates for said offices shall be prepared for each voting precinct in the County by the County Auditor and distributed by him with other election supplies in the same manner and number for each party as is now provided by law for party primary election ballots. Such ballots shall be in the following form, namely:—

PARTY BALLOT

_____ Party.
(Insert Party Name)

To vote this ballot mark an (x) in the square after the name of each of the persons for whom you wish to vote. To vote for a person whose name is not printed on this ballot, write or paste the name in the blank space provided for that purpose.

For Precinct Committeeman

(Vote for _____)

John Doe

Richard Roe

Section 5. No organization, political or otherwise, shall be entitled to a party ballot in the election herein provided for unless said organization nominated and had printed upon the ballot, at the past preceding Presidential election, the names of a set of Presidential Electors pledged to the election of the candidates of said party for President and Vice-President, and further that such candidates for Presidential electors received at least five per cent of the total vote cast for President within the State at said election.

Section 6. The candidate or candidates for Precinct Committeemen equal to the number to be elected, receiving, each for himself, the highest number of votes for such office shall be declared elected. The official returns made by the election Board from each precinct shall show the names and address of each such precinct committeeman duly elected. Upon the canvass of the returns which shall be made within seven days of the date of said election of the County Auditor shall immediately issue and mail a Certificate of Election in writing of his election to each precinct committeeman so elected, and notice of the date and place of meeting of such committeemen as hereinafter provided.

Section 7. Except as herein otherwise provided, the ballots above provided for shall be prepared, printed, distributed, voted, canvassed and returned and said election held and conducted in the manner now provided by law for Party primary elections, respectively; likewise, as to notice of election, depositing of ballots, certifying election, penalties for violation of elections laws and all other matters not specifically provided for in this act.

Section 8. The Precinct Committeemen elected as herein provided, together with the members of the Legislative Assembly of each party, shall constitute the County Committee of each party. They shall meet in the Court House at the County Seat of each County at two o'clock P. M. on the third Tuesday after such primary election and organize by selecting a chairman, a vice chairman, a secretary and a treasurer, by adopting rules and modes of procedure not in conflict with law, and by selecting an executive committee consisting of from five to eleven persons chosen from the county committee, of which executive committee the chairman and secretary shall be members.

Such county committee shall at the same time select one person who shall be a legal voter to act upon and be a member of the State Central Committee of such party in all counties consisting of one legislative district, and in counties having more than one legislative district, the precinct committeemen from each legislative district, meeting separately, shall select a legal voter from their respective legislative district to serve on such State Central Committee. When two or more counties are embraced in one legislative district, the county committee of each county shall meet as aforesaid and shall elect a committee of five of its members to meet with a similar committee from the other county or counties comprising such legislative district, at the Court House at the county seat of the senior county of such district at two o'clock P. M. on the Tuesday following their election and proceed to elect a member of such State Central Committee from such legislative district. Each committee shall be entitled to cast the number of votes equal to the number of precinct committeemen elected in its county for such member, in such manner and for such candidate as shall be determined by the majority of such committee. Each member of any committee shall be a legal voter and shall retain such position until his successor is chosen. If any member of such State Central Committee is unable to attend any meeting of such Committee, he shall be authorized to give written proxy to another legal voter of his legislative district or county. Vacancies shall be filled by a majority of the State Committee by appointment from the legislative district in which such vacancy exists. Vacancies in the office of Precinct Committeeman shall be filled by appointment from such Precinct made by the County Executive Committee of such party.

The members so elected as State Central Committeemen shall meet at the State Capitol on the second Tuesday in May at the hour of ten o'clock A. M. and organize by select-

ing a chairman, a vice chairman, a secretary and a treasurer and by adopting rules and modes of procedure. The officers so elected need not be members of such committee.

Section 9. The precinct committeemen, at their organization meeting aforesaid, shall also elect delegates and alternates to a State party convention to be held as herein provided. One delegate and alternate shall be elected for each 200 votes or major fraction thereof, cast in said County at the last preceding Presidential Election for the Presidential Elector of such party receiving the highest vote in the State; provided that every county shall be entitled to at least one delegate. All delegates and alternates shall be electors of their county. If any delegate shall be unable to attend such convention, he shall designate in writing one of the alternates to attend and represent and act for him.

Said State party conventions shall be held at the State Capitol on the second Tuesday in May in each Presidential Election year and shall convene at the hour of ten o'clock A. M.

Such party conventions shall nominate the legal number of candidates for their respective parties for the offices of Presidential Electors and shall elect a National Committeeman and the required number of Delegates to the National Party Convention and a like number of alternates. The candidate or candidates for such nomination or election receiving the majority vote of the delegates elected to such convention shall be declared nominated or elected and the chairman and secretary of such convention shall issue certificates of nomination or election. If any delegate to such national convention shall be unable to attend, he shall designate in writing one of the alternate to attend and represent and act for him. Every delegate and every alternate appointed as aforesaid to act for a delegate who shall actually attend such convention shall be paid the sum of Two Hundred Dollars by the State Treasurer to cover his traveling and other expenses thereto. The names of the candidates nominated for Presidential Electors shall be certified by the chairman and secretary of such convention to the Secretary of State to be placed upon the general election ballot as now provided by law.

Section 10. If a special election shall be called to fill a vacancy in any office requiring a party nomination, the proper party committee shall call a convention to make party nomination for such office and the precinct committeemen of the County or District shall be duly convened and shall elect the required number of delegates and alternates to such convention.

Section 11. The provisions of Chapter 129, Laws of 1911, and acts amendatory thereof relating to unfair and corrupt election practices are hereby specifically made applicable to all elections and conventions provided for in this Act. Delegates or alternates to any convention provided for herein shall not be bound by any instructions nor by any unit rule and all voting in such conventions shall be by open ballot, and

shall also be by roll call of individual delegates unless two-thirds of the delegates elect to such convention shall otherwise order.

Section 12. Should a vacancy occur in any nomination for any party office or in the office of National Committeeman, the proper party committee shall have authority to fill such vacancy.

Section 13. It is not the intention hereof to destroy or impair the organization of any party or principle now existing or hereafter to exist, therefore, each of such parties or principles, and each and all of the state, county, district and other committees thereof shall possess all of the power and authority heretofore established and existing by the usage and customs of such parties not inconsistent with any of the provisions hereof.

Section 14. The date of the holding of City elections in Presidential Election years is hereby changed to the third Tuesday in March in each Presidential Election year, and for the purpose of the election provided for by Section one of this Act, in all cities, villages and civil townships, the regular election officers thereof shall also act as the election officers for said election, and in unorganized townships and voting precincts outside of cities, vilages and civil townships the inspector and two judges of election, or those who have been or may be appointed to fill vacancies in such offices shall act therein as the inspector and judges of election. The per diem of such election officers and the expenses of said election shall be paid by the several counties of the State the same as for other statewide elections. The City Officers elected at such election shall have until the second Tuesday of April in which to qualify for such office.

Section 15. All Acts or parts of Acts, including Sections 910 to 916, and Sections 917 to 919 inclusive, Compiled Laws 1913 in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

C. VERNON FREEMAN,
Chairman.

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 890 of the Compiled 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 after the figures "890" insert the following: "of the Supplement".

In line 7 of the printed bill after the word "county" insert a comma and the following: "each one of whom".

In line 13 of the printed bill strike out the word "second" and insert in lieu thereof the word "third".

In line 21 of the printed bill after the first word "district" strike out the words "and the district."

In line 23 of the printed bill strike out the semi-colon and insert the following: "from each legislative district shall select one person from their respective legislative district;".

In line 26 of the printed bill strike out the word "third" and insert in lieu thereof the word "fourth".

In line 37 of the printed bill strike out the word "ten" and insert in lieu thereof the word "five".

And when so amended recommend the same do pass.

C. VERNON FREEMAN,
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 209. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913, Relating to Special School Districts.

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

In Line 43 of the printed bill, strike out the words "and one-half."

At the end of the bill add the following: "Provided further, that in Districts where vehicular transportation by public conveyance is furnished; that resident children who are in the High School Department, if such District maintains such High School Department, shall be transported in such public conveyance."

And when so amended recommend the same do pass.

EDWIN TRAYNOR,
Chairman.

The Committee on Appropriations made the following report:

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

House Bill No. 213. A Bill For an Act making an appropriation to pay William P. Shepherd of Jamestown, North Dakota, for medical attention and hospital expenses incurred by him, and for injuries sustained by him, arising out of an automobile collision on November 8th, 1923, caused by one Rogey, an employee of the State Hospital for the

Insane of Jamestown, North Dakota, driving his automobile at an unlawful and excessive speed while going to the Northern Pacific Railway Company's station at Jamestown, North Dakota, to secure an insane patient, who was being transported to said State Hospital.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 237. A Bill For an Act Providing for an "Interim Committee of Investigation of State Departments" and making an Appropriation of \$15,000.00 to defray the expenses thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

Wm. WATT,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 248. A Bill For an Act to Repeal Section 1990p of the Supplement to the Compiled Laws of North Dakota for the Year 1913; Relating to Highway Taxes.

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

JOS. McGAUVRAN,
Chairman.

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

Mrs. Craig moved that action on the report of the Committee on House Bill No. 271 be deferred until such time as the bills are printed and distributed.

Which motion prevailed.

Upon request the House reverted to the Seventh Order of Business.

Mr. Twichell moved that the chair appoint a committee of three to find out if something cannot be done to speed up the printing of House Bills so they can be immediately available.

Which motion prevailed.

The Speaker appointed as such committee Messrs. Kelly, Polfuss and Muus.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

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

Senate Bill No. 166. A Bill For an Act to Amend and Re-enact Section 10322a28 of the Supplement to the Compiled Laws 1913, and Repealing Section 10322a29 of the Supplement to the Compiled Laws 1913.

Senate Bill No. 150. A Bill For an Act to Amend and Re-enact Section 1531 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Library.

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

Very respectfully,
W. D. AUSTIN,
Secretary.

House Chamber,
Bismarck, North Dakota,
February 11, 1927.

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

House Bill No. 8. A Bill For an Act Making and Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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 the Senate has passed unchanged.

Very respectfully,
 W. D. AUSTIN,
 Secretary.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 132. A Bill For an Act to Require Certificates of Title for Registered Motor Vehicles; to Facilitate the Recovery of Stolen or Unlawfully Taken Motor Vehicles; to Provide for the Licensing of Dealers in Used Motor Vehicles, Trailers, or Semi-trailers; to Prescribe the Powers and Duties of the Motor Vehicle Registration Department; to Impose Certain Fees to Carry out the Purpose of this Act; to Impose Penalties for Violations of this Act and to Make Uniform the Law Relating to the Subject Matter 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 78, nays 29, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holthusen	Roberts
Bell	Iverson, Griggs	Rulon
Bohnsack	Iverson, McKenzie	Signalness
Bollinger	Jardine	Siverson
Brown, Adams	Johnson, McKenzie	Sleight
Brown, Stutsman	Johnson, Traill	Sperry
Burkhart	Johnson, Ward	Standley
Burns	Johnston	Steedsman
Butt	Kelly	Swendseid
Carlson	Larvick	Swett
Conway	Lavik	Svingen

Messrs.	Messrs.	Messrs.
Cox	Lee	Tester
Craig	Lillehaugen	Thompson, Burleigh
Ehr	Lofthus	Thompson, Ramsey
Ellingson	Lyon	Traynor
Elken	McCay	Trubshaw
Erickson, McLean	McManus	Tweten
Fedje	Meidinger	Twichell
Ferris	Montgomery	Veitch
Flom	Muus	Watt
Fowler	Oberg	Wedel
Freeman	Olafson	Westford
Halcrow	Opdahl	Wilson
Hauge	Peters	Worner
Henrickson	Plath	Zimmerman
Hoffman	Rabe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Miller
Anderson, Divide	Hildebrand	Owings
Boeckel	Johnson, Foster	Polfuss
Bubel	Kamrath	Quam
Erickson, Kidder	Kapfer	Renner
Fettig	Keierleber	Richardson
Frojen	Levin	Streich
Gilchrist	McDowall	Treffry
Gudmestad	McGauvran	Van Berkom
Hanson	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Shurr	Yeater
McGinnis	Thatcher	

So the bill passed and the title was agreed to. Emergency clause declared carried.

ROLL CALL

House Bill No. 142. 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, the roll was called, and there were ayes 53, nays 57, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Jardine	Standley
Bell	Johnson, McKenzie	Swett
Bohnsack	Johnston	Tester
Brown, Stutsman	Larvick	Thatcher
Bubel	McCay	Thompson, Burleigh
Cox	McDowall	Thompson, Ramsey

Messrs.	Messrs.	Messrs.
Craig	McGauvran	Traynor
Ellingson	McGinnis	Trubshaw
Elken	McManus	Twichell
Erickson, Kidder	Miller	Van Berkorn
Ferris	Olafson	Veitch
Fettig	Peters	Watt
Flom	Plath	Wedel
Freeman	Rabe	Westford
Frojen	Roberts	Worner
Halcrow	Rulon	Yeater
Helbling	Sleight	Mr. Speaker
Holthusen	Sperry	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Montgomery
Anderson, Sargent	Hoffman	Muus
Boeckel	Iverson, Griggs	Oberg
Bollinger	Iverson, McKenzie	Opdahl
Brown of Adams	Johnson, Foster	Owings
Burkhart	Johnson, Traill	Polfuss
Burns	Johnson, Ward	Quam
Butt	Kamrath	Renner
Carlson	Kapfer	Richardson
Conway	Keierleber	Signalness
Ehr	Kelly	Siverson
Erickson, McLean	Lavik	Steedsman
Fedje	Lee	Swendseid
Fowler	Levin	Streich
Gilchrist	Lillehaugen	Svingen
Gudmestad	Lofthus	Treffry
Hanson	Lyon	Tweten
Hauge	Martin	Wilson
Henrickson	Meidinger	Zimmerman

Absent and not voting:

Messrs.	Messrs.
Lynch	Shurr

So the bill was declared lost.

Mr. Butt moved that the vote by which House Bill No. 142 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Burkhart explained his vote and asked that his remarks be recorded in the Journal:

"I believe that we are trying as much as possible in this State to patronize home industries. I believe that if we pass this bill we will be opening up this proposition to outside agents to the detriment, perhaps of our own agents. I vote "no."

ROLL CALL

House Bill No. 214. A Bill For an Act to Provide for the Granting of Decrees of Separation from Bed and Board, Specifying the Grounds upon which such Decree may be

entered, and providing for the Maintenance of Spouse or Children, and for the Division by the Court, of Joint and Separate Property of Husband and Wife.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 96, nays 13, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Quam
Anderson, Divide	Hoffman	Rabe
Bell	Holthusen	Richardson
Bohnsack	Iverson, McKenzie	Roberts
Bollinger	Jardine	Rulon
Brown, Adams	Johnson, McKenzie	Siverson
Brown, Stutsman	Johnson, Traill	Sleight
Burkhart	Johnston	Sperry
Burns	Kamrath	Standley
Butt	Kapfer	Steedsman
Carlson	Keierleber	Swendseid
Conway	Kelly	Streich
Cox	Larvick	Swett
Craig	Lavik	Svingen
Ehr	Levin	Tester
Ellingson	Lillehaugen	Thatcher
Elken	McCay	Thompson, Burleigh
Erickson, Kidder	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Ferris	McGinnis	Treffry
Fettig	McManus	Trubshaw
Flom	Meidinger	Tweten
Fowler	Miller	Twichell
Freeman	Montgomery	Van Berkom
Frojen	Muus	Veitch
Gilchrist	Oberg	Watt
Gudmestad	Olafson	Wedel
Halcrow	Opdahl	Westford
Hanson	Owings	Wilson
Hauge	Peters	Worner
Helbling	Plath	Zimmerman
Henrickson	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson, Foster	Renner
Boeckel	Lee	Signalness
Bubel	Lofthus	Yeater
Erickson, McLean	Lyon	
Iverson, Griggs	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Lynch	Shurr

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 216. A Bill for an Act Creating a Judicial Council for the State of North Dakota, and Providing for the Continuous Study of the Administration of Justice.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 93, nays 13, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Richardson
Anderson, Divide	Iverson, McKenzie	Plath
Anderson, Sargent	Jardine	Roberts
Bell	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Traill	Signalness
Bollinger	Johnston	Siverson
Brown, Adams	Kamrath	Sleight
Brown, Stutsman	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Cox	Levin	Swett
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Tester
Erickson, Kidder	McDowall	Thompson, Burleigh
Fedje	McCay	Thompson, Ramsey
Fettig	McGauvran	Traynor
Ferris	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Meidinger	Twichell
Freeman	Miller	Van Berkorn
Frojen	Montgomery	Veitch
Gilchrist	Muus	Watt
Gudmestad	Oberg	Wedel
Halcrow	Olafson	Westford
Hauge	Opdahl	Wilson
Helbling	Peters	Worner
Henrickson	Polfuss	Yeater
Hoffman	Rabe	Zimmerman
Holthusen	Renner	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Hildebrand	Owings
Bubel	Johnson, Foster	Quam
Burkhart	Kapfer	Treffry
Erickson, McLean	Lyon	
Hanson	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Johnson, Ward	Shurr
Elken	Lynch	Thatcher

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 217. 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 and South Dakota, Respecting the Use, Control, Utilization and Regulation of the Waters of the James River and the Rights of said 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 103, nays 3, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Foster	Rulon
Brown, Adams	Johnson, McKenzie	Signalness
Brown, Stutsman	Johnson, Traill	Siverson
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley
Butt	Keierleber	Steedsman
Carlson	Kelly	Streich
Conway	Larvick	Swett
Cox	Lavik	Svingen
Craig	Lee	Tester
Ehr	Levin	Thompson, Burleigh
Ellingson	Lillehaugen	Thompson, Ramsey
Erickson, Kidder	Lofthus	Traynor
Erickson, McLean	Lyon	Treffry
Fedje	McCay	Trubshaw
Ferris	McDowall	Tweten
Fettig	McGauvran	Twichell
Flom	McGinnis	Van Berkom
Fowler	McManus	Veitch
Freeman	Martin	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Owings	Zimmerman
Helbling	Peters	Mr. Speaker
Henrickson	Plath	
Hildebrand	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Meidinger	Miller

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Lynch	Swendseid
Johnson, Ward	Shurr	Thatcher

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 226. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement to the Compiled Laws of 1913 relating to the report of the treasurer under the public depository law (714a1 to 714a20 of the Supplement to the Compiled Laws of 1913).

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 104, nays 1, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Hildebrand	Owings
Anderson, Sargent	Hoffman	Peters
Bell	Holthusen	Plath
Boeckel	Iverson, Griggs	Polfuss
Bohnsack	Iverson, McKenzie	Quam
Bollinger	Jardine	Rabe
Brown, Adams	Johnson, Foster	Renner
Brown, Stutsman	Johnson, McKenzie	Richardson
Bubel	Johnson, Traill	Roberts
Burkhart	Johnson, Ward	Rulon
Burns	Johnston	Signalness
Butt	Kamrath	Siverson
Carlson	Kapfer	Sperry
Conway	Keierleber	Standley
Cox	Kelly	Steedsman
Craig	Larvick	Streich
Ehr	Lavik	Swett
Ellingson	Lee	Svingen
Elken	Levin	Tester
Erickson, McLean	Lillehaugen	Thompson, Burleigh
Erickson, Kidder	Lofthus	Thompson, Ramsey
Fedje	Lyon	Traynor
Ferris	McCay	Treffry
Fettig	McDowall	Tweten
Flom	McGauvran	Twichell
Fowler	McGinnis	Veitch
Freeman	McManus	Watt
Frojen	Martin	Wedel
Gilchrist	Meidinger	Westford
Gudmestad	Miller	Wilson
Halcrow	Montgomery	Worner
Hanson	Muus	Yeater
Hauge	Oberg	Zimmerman
Helbling	Olafson	Mr. Speaker
Henrickson	Opdahl	

Those voting in the negative were:

Messrs.

Trubshaw

Absent and not voting:

Messrs.

Aljets

Lynch

Shurr

Messrs.

Sleight

Swendseid

Thatcher

Messrs.

Van Berkom

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 235. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota, Relating to the Election of State Officers and Regulating the Terms of Such Officers.

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 89, absent and not voting 2.

Those voting in the affirmative were:

Messrs.

Aljets

Anderson, Divide

Carlson

Cox

Craig

Erickson, Kidder

Fedje

Messrs.

Fettig

Jardine

Johnson, McKenzie

Johnson, Traill

Lillehaugen

McCay

Opdahl

Messrs.

Peters

Signalness

Siverson

Streich

Swett

Thatcher

Thompson, Ramsey

Those voting in the negative were:

Messrs.

Anderson, Sargent

Bell

Boeckel

Bohnsack

Bollinger

Brown, Adams

Brown, Stutsman

Bubel

Burkhart

Burns

Butt

Conway

Ehr

Ellingson

Elken

Erickson, McLean

Ferris

Flom

Fowler

Freeman

Messrs.

Holthusen

Iverson, Griggs

Iverson, McKenzie

Johnson, Foster

Johnson, Ward

Johnston

Kamrath

Kapfer

Keierleber

Kelly

Larvick

Lavik

Lee

Levin

Lofthus

Lyon

McDowall

McGauvran

McGinnis

McManus

Messrs.

Quam

Rabe

Renner

Richardson

Roberts

Rulon

Sleight

Sperry

Standley

Steedsman

Swendseid

Svingen

Tester

Thompson, Burleigh

Traynor

Treffry

Trubshaw

Tweten

Twichell

Van Berkom

Messrs.	Messrs.	Messrs.
Frojen	Martin	Veitch
Gilchrist	Meidinger	Watt
Gudmestad	Miller	Wedel
Halcrow	Montgomery	Westford
Hanson	Muus	Wilson
Hauge	Oberg	Worner
Helbling	Olafson	Yeater
Henrickson	Owings	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.
Lynch	Shurr

So the bill was declared lost.

Mr. Boeckel explained his vote and asked that his remarks be recorded:

I vote "no" on this bill because I believe we get too many recall elections which will bring additional expense.

ROLL CALL

House Bill No. 117. 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 51, nays 58, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Be'l	Jardine	Siverson
Bohnsack	Johnson, Foster	Sleight
Burns	Johnson, McKenzie	Sperry
Butt	Johnson, Ward	Standley
Cox	Kamrath	Swendseid
Ehr	McGinnis	Streich
Ellingson	Montgomery	Swett
Elken	Muus	Thatcher
Erickson, Kidder	Oberg	Thompson, Burleigh
Fowler	Olafson	Thompson, Ramsey
Freeman	Opdahl	Traynor
Frojen	Peters	Twichell
Halcrow	Plath	Veitch
Hauge	Polfuss	Watt
Hoffman	Quam	Westford
Holthusen	Roberts	Wilson
Iverson, McKenzie	Rulon	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Martin
Anderson, Divide	Henrickson	Meidinger

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hildebrand	Miller
Boeckel	Iverson, Griggs	Owings
Bollinger	Johnson, Traill	Rabe
Brown of Adams	Johnston	Renner
Brown, Stutsman	Kapfer	Richardson
Bubel	Keierleber	Signalness
Burkhart	Kelly	Steedsman
Carlson	Larvick	Svingen
Conway	Lavik	Tester
Craig	Lee	Treffry
Erickson, McLean	Levin	Twetén
Fedje	Lillehaugen	Van Berkorn
Ferris	Lofthus	Wedel
Fettig	Lyon	Worner
Flom	McCay	Yeater
Gilchrist	McDowall	Zimmerman
Gudmestad	McGauvran	
Hanson	McManus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Shurr	Trubshaw

So the bill was declared lost.

Mr. Wilson explained his vote and asked that his remarks be recorded in the journal:

"I am not in favor of this bill but I represent a farming district and will give the question the benefit of the doubt and vote "aye."

Mr. Wilson moved a call of the House for House Bill No 183.

Which motion prevailed.

Call of the House Ordered.

Upon a call of the House the following were found to be absent: Messrs Lynch and Shurr.

Mr. Wilson moved that further proceedings under the call of the House be suspended.

Which motion prevailed.

Mr. Quam asked that the unanimous consent of the House to amend House Bill No. 183 on Page 1, line 3 after the word "across" insert the words "Little Missouri"; also at the bottom of the page strike out the words "Box Elder Creek" and insert "Little Missouri."

Mr. Trubshaw objected to the amendment.

ROLL CALL

House Bill No. 183. A Bill For an Act to appropriate the Sum of Twenty Thousand (\$20,000.00) Dollars for the purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek of the State Line between

North Dakota and South Dakota at a Point approximately five miles east of the Montana State Line, 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 65, nays 45, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Jardine	Rulon
Bohnsack	Johnson, McKenzie	Signalness
Bollinger	Johnson, Traill	Siverson
Brown, Adams	Johnson, Ward	Sleight
Brown, Stutsman	Johnston	Sperry
Burns	Kelly	Standley
Cox	Larvick	Steedsman
Ehr	McCay	Streich
Ellingson	McDowall	Tester
Elken	McGauvran	Thompson, Burleigh
Fedje	McGinnis	Thompson, Ramsey
Fettig	Meidinger	Traynor
Flom	Miller	Trubshaw
Fowler	Montgomery	Twichell
Freeman	Muus	Veitch
Frojen	Oberg	Watt
Gudmestad	Olafson	Wedel
Halcrow	Peters	Westford
Henrickson	Plath	Wilson
Hoffman	Polfuss	Worner
Holthusen	Rabe	Mr. Speaker
Iverson, McKenzie	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hauge	Martin
Anderson, Divide	Helbling	Opdahl
Anderson, Sargent	Hildebrand	Owings
Boeckel	Iverson, Griggs	Quam
Bubel	Johnson, Foster	Renner
Burkhart	Kamrath	Richardson
Butt	Kapfer	Swendseid
Carlson	Keierleber	Swett
Conway	Lavik	Svingen
Craig	Lee	Thatcher
Erickson, Kidder	Levin	Treffry
Erickson, McLean	Lillehaugen	Tweten
Ferris	Lofthus	Van Berkom
Gilchrist	Lyon	Yeater
Hanson	McManus	Zimmerman

Absent and not voting:

Messrs.	Messrs.
Lynch	Shurr

So the bill passed and the title was agreed to.

Mr. Wilson moved that the vote by which House Bill No. 183 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Aljets explained his vote and asked that his remarks be recorded:

I vote "no" on this bill as I am not in favor of building "political bridges" in any territory where they are not wanted by the majority of the people and will not be needed for ten years.

Mr. Burkhart explained his vote and asked the remarks be recorded:

It seems that according to the petition read here the other day the Bowman County Commissioners are not in favor of this bridge, and they are the ones who have to levy the taxes. I vote "no."

Mrs. Craig explained her vote and asked that her remarks be recorded:

I vote "no" on this bill because it seems to me like a contest between a town and a rural community. The town, it seems to me, is trying to compel, by law, the construction of a bridge not needed by a community.

Mr. Erickson of Kidder explained his vote and asked that his remarks be recorded:

"I vote 'no' for this reason: If this bill is so full of politics, that an objection is raised, before a man can make his amendment known, it is rotten—I vote "no."

Mr. Ferris explained his vote and asked that his remarks be recorded:

I am satisfied that we are appropriating more money than we have. I don't believe in handing up too much to the Governor to veto. I vote "no."

Mr. Martin explained his vote and asked that his remarks be recorded:

I vote "no" on this bill because the board of County Commissioners of Bowman County are opposed to the bridge. They are not in a position to build the bridge. I am also opposed to this bill because it has been brought out on the floor of this House this is an attempt to pay a political debt. I vote "no".

Mr. Quam explained his vote and asked that his remarks be recorded:

"I vote no on House Bill 183.

"Believing this body here should perform their duty and not pass the responsibility onto the county of Bowman, who are not able now to carry the burden. I further vote no as this bridge is not needed by the citizens of North Dakota and is only a selfish move to corral trade to one town and that

town in another county, that will not carry any direct burdens towards road building and upkeep, and further will state, a bridge will be asked for in the near future. The st te line 2½ miles east of this project to cross the little Missouri which will solve the whole problem. Further, I don't believe that this body should force upon people something they don't want and especially in practically a wild in the heart of the bad lands and nearly in the corner of the county and state.

That there is real politics behind this move I don't believe a single member has doubts.

I vote "no".

Mr. Swett explained his vote and asked that his remarks be recorded:

I vote "no" because the County Commissioners of Bowman County are absolutely opposed to it. I vote "no" for the further reason that the majority members of this House want to put \$20 000.00 across one creek in the western part of the state. There are a lot of creeks out there. It sets a bad precedent. I vote "no".

ROLL CALL

House Bill No. 204. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Consolidated Laws of 1913, Relating to Consolidation of Schools and Transportation of Pupils.

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 63, nays 44, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Henrickson	Rabe
Bohnsack	Hoffman	Renner
Bollinger	Holthusen	Roberts
Brown, Adams	Iverson, McKenzie	Rulon
Brown, Stutsman	Jardine	Sleight
Bubel	Johnson, McKenzie	Sperry
Burns	Johnson, Traill	Standley
Cox	Johnson, Ward	Steedsman
Craig	Johnston	Tester
Ehr	Kelly	Thompson, Burleigh
Ellingson	Larvick	Thompson, Ramsey
Elken	McDowall	Traynor
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Meidinger	Twichell
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Westford
Gudmestad	Olafson	Wilson
Halcrow	Peters	Worner

Messrs.	Messrs.	Messrs.
Hauge	Plath	Zimmerman
Helbling	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Owings
Anderson, Divide	Kamrath	Quam
Anderson, Sargent	Kapfer	Richardson
Boeckel	Keierleber	Signalness
Burkhart	Lavik	Siverson
Butt	Lee	Swendseid
Carlson	Levin	Streich
Conway	Lillehaugen	Swett
Erickson, Kidder	Lofthus	Svingen
Erickson, McLean	Lyon	Thatcher
Fedje	McCay	Treffry
Gilchrist	McGauvran	Van Berkom
Hanson	Martin	Wedel
Hildebrand	Oberg	Yeater
Iverson, Griggs	Opdahl	

Absent and not voting:

Messrs.	Messrs.
Lynch	Shurr

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which House Bill No. 204 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Upon request the House reverted to the Seventh Order of Business.

Mr. Cox moved that action on House Bill No. 202 be deferred and that it be placed on the calendar tomorrow.

Which motion prevailed.

Mr. Elken moved that pages 60, 61 and 62 of the Audit report of the State Highway Commission, which were omitted in the Journal of the Thirty-eighth day after recess and thirty-ninth day, be printed in the Journal for tomorrow.

Which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can

Not Be Determined and Whose Care Must Be Borne by the State.

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

House Bill No. 119. 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.

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

And the Speaker signed the same in the presence of the House.

The House referred to the Thirteenth Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 166. A Bill For an Act to Amend and Re-enact Section 10322a28 of the Supplement to the Compiled Laws 1913, and Repealing Section 10322a29 of the Supplement to the Compiled Laws 1913.

Was read the first and second times and referred to the Committee on Game and Fish.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to A. L. Maxwell and Fred Hoover, of Wahsburn.

Mr. Roberts moved that the House recess until 1:00 o'clock P. M., tomorrow.

Mr. Twichell moved as a substitute motion that the House recess until 12:30 o'clock P. M., tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-SECOND DAY AFTER RECESS AND
FORTY-THIRD DAYHouse of Representatives,
Bismarck, North Dakota,
February 15, 1927.

The House re-assembled at 12:30 P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the Twelfth Order of Business.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
February 11, 1927.

Mr. Speaker: I have the honor to request the return of House Bill No. 106.

Very respectfully,
W. D. AUSTIN,
Secretary.

Mrs. Craig moved that the request of the Senate be complied with.

Which motion prevailed.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

Mr. Speaker: I have the honor to return:

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or Other Obligations of the State of North Dakota, or of Any of the Political Subdivisions Thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

Which the Senate has amended as follows:

In section 2, line 1, of the engrossed bill after the word "case" strike out the words "an obligation" and insert in lieu thereof the following: "a bond, or interest coupon".

In section 2, line 4, of the engrossed bill after the word "obligations" insert the following: "of the State of North Dakota, or of a political subdivision thereof,".

Very respectfully,
W. D. AUSTIN,
Secretary.

Mr .Cox moved that the House concur in the amendments of the Senate.

Which motion prevailed.

Mr. Cox moved that the rules be suspended and House Bill No. 53 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, De-faced, or Lost, and Prescribing the Procedure 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 106, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Signalness
Brown, Stutsman	Johnson, Ward	Siverson
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley
Butt	Keierleber	Steedsman
Carlson	Kelly	Swendseid
Conway	Larvick	Streich
Cox	Lavik	Svingen
Craig	Levin	Tester
Ehr	Lillehaugen	Thatcher
Ellingson	Lofthus	Thompson,Burleigh
Erickson, Kidder	Lynch	Thompson,Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell

Messrs.	Messrs.	Messrs.
Fowler	McManus	Van Berkom
Freeman	Martin	Veitch
Frojen	Meidinger	Wedel
Gilchrist	Miller	Westford
Gudmestad	Montgomery	Wilson
Halcrow	Muus	Worner
Hanson	Oberg	Yeater
Hauge	Olafson	Zimmerman
Helbling	Opdahl	Mr. Speaker
Henrickson	Owings	
Hildebrand	Peters	

Those voting in the negative were:

Messrs.
Swett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Plath	Watt
Lee	Shurr	

So the bill passed and the title was agreed to.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

Mr. Speaker: I have the honor to return:

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Which the Senate has amended as follows:

In line 1 of Section 11 on Page 6 of the Printed Bill strike out the number "11" and insert in place thereof the figure "2".

In line 1 of Section 12 on Page 6 of the printed bill strike out the number "12" and insert in place thereof the figure "3".

Very respectfully,
W. D. AUSTIN,
Secretary.

Mr. Twichell moved that the House do concur in the Senate amendment.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and that House Bill No. 124 be considered and properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of 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 100, nays 3, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Hoffman	Henrickson	Peters
Holthusen	Johnson, Foster	Richardson
Iverson, Griggs	Johnson, McKenzie	Roberts
Iverson, McKenzie	Johnson, Traill	Rulon
Anderson, Sargent	Johnson, Ward	Signalness
Bell	Johnston	Siverson
Bohnsack	Kamrath	Sleight
Bollinger	Kapfer	Sperry
Brown, Adams	Keierleber	Standley
Brown, Stutsman	Kelly	Steedsman

Messrs.	Messrs.	Messrs.
Bubel	Larvick	Streich
Burkhart	Lavik	Svingen
Burns	Levin	Swendseid
Butt	Lillehaugen	Swett
Carlson	Lofthus	Tester
Conway	Lyon	Thatcher
Craig	McCay	Thompson, Burleigh
Ehr	McGauvran	Traynor
Ellingson	McGinnis	Treffry
Erickson, Kidder	McManus	Trubshaw
Erickson, McLean	Martin	Tweten
Fedje	Meidinger	Twichell
Ferris	Miller	Van Berkom
Fettig	Montgomery	Veitch
Flom	Muus	Watt
Fowler	Oberg	Wedel
Freeman	Olafson	Westford
Frojen	Opdahl	Wilson
Gilchrist	Owings	Worner
Gudmestad	Plath	Yeater
Halcrow	Polfuss	Zimmerman
Hanson	Quam	Mr. Speaker
Hauge	Rabe	
Helbling	Renner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Anderson, Divide	Boeckel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Jardine	McDowall
Elken	Lee	Shurr
Hildebrand	Lynch	Thompson, Ramsey

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

Mr. Speaker: I have the honor to return:

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

: Which the Senate has amended as follows:

In line 1, Section 1, of the engrossed bill, after the figure 1, insert the word "Amendment".

Very respectfully,
W. D. AUSTIN,
Secretary.

Mr. Fowler moved that the House do concur in the Senate amendment.

Which motion prevailed.

Mrs. Craig moved that the rules be suspended and House Bill No. 136 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

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 78, nays 29, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hoffman	Peters
Bell	Holthusen	Plath
Bohnsack	Iverson, Griggs	Polfuss
Bollinger	Iverson, McKenzie	Rabe
Brown, Adams	Jardine	Richardson
Brown, Stutsman	Johnson, McKenzie	Roberts
Burkhart	Johnson, Traill	Rulon
Burns	Johnson, Ward	Signalness
Butt	Johnston	Sleight
Carlson	Keierleber	Sperry
Cox	Kelly	Standley
Craig	Larvick	Steedsman
Ehr	Lavik	Streich
Ellingson	Lillehaugen	Swett
Elken	Lofthus	Tester
Fedje	Lyon	Thompson, Burleigh
Flom	McDowall	Trubshaw
Fowler	McGauvran	Tweten
Freeman	McGinnis	Twichell
Frojen	McManus	Veitch
Gilchrist	Meidinger	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Henrickson	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Renner
Anderson, Divide	Kamrath	Siverson
Boeckel	Kapfer	Swendseid
Bubel	Lee	Svingen

Messrs.	Messrs.	Messrs.
Conway	Levin	Thatcher
Erickson, Kidder	McCay	Treffry
Erickson, McLean	Martin	Van Berkom
Ferris	Miller	Yeater
Fettig	Owings	Zimmerman
Helbling	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Shurr	Traynor
Lynch	Thompson, Ramsey	

So the bill passed and the title was agreed to.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1927.

Mr. Speaker: I have the honor to return:

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

Which the Senate has amended as follows:

In section 1, line 1 of the printed bill after "Section 1" insert the word "Amendment".

In section 2, line 1 of the printed bill after "Section 2" insert the word "Amendment".

At the end of the bill insert "Section 3" as follows:

"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".

Very respectfully,
W. D. AUSTIN,
Secretary.

Mr. Twichell moved that the House do concur in the Senate amendments.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and House Bill No. 138 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal 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 109, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Renner
Boeckel	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Bohsack	Johnson, Traill	Rulon
Brown, Adams	Johnson, Ward	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Keierleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Streich
Conway	Lavik	Svingen
Cox	Lee	Swendseid
Craig	Levin	Swett
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Traynor
Erickson, McLean	McCay	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Tweten
Fettig	McGinnis	Twichell
Flom	McManus	Van Berkom
Fowler	Martin	Veitch
Freeman	Meidinger	Watt
Frojen	Miller	Wedel
Gilchrist	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hanson	Olafson	Yeater
Hauge	Opdahl	Zimmerman
Helbling	Owings	Mr. Speaker
Henrickson	Peters	
Hoffman	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Shurr	Thompson, Ramsey

So the bill passed and the title was agreed to. Emergency clause declared carried.

GENERAL ORDERS

Mr. Swendseid moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Swendseid to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 890 of the Compiled Laws of North Dakota for the Year 1913.

And recommend that the same be indefinitely postponed.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 209. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913, Relating to Special School Districts.

And recommend the adoption of the Standing Committee's amendment, as follows:

In Line 43 of the printed bill, strike out the words "and one-half."

At the end of the bill add the following: "Provided further, that in Districts where vehicular transportation by public conveyance is furnished; that resident children who are in the High School Department, if such District maintains such High School Department, shall be transported in such public conveyance."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 25. A Bill For an Act to Provide for the Nomination and Election of Candidates for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions, United States Senator, Members of Congress, Judges of the Supreme and District Courts, all Elective State and County Officers, Members of the Legislative Assembly, County Commissioners, Party Precinct Committeemen and County Official Newspaper; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in Conflict Herewith, including Sections 910 to 916 inclusive, Compiled Laws 1913 and to Change the Date of Holding all General, City, Township and Village Elections.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out everything in the printed bill after the words "A Bill" and insert in lieu thereof the following:

For an act to Provide for the Nomination and Election of Candidate for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions,

and Party Precinct Committeemen; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in Conflict Herewith including Sections 910 to 919 Inclusive, Compiled Laws 1913, and to Change the Date of Holding City Elections in Presidential Election Years.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1. On the third Tuesday of March in each Presidential Election year, there shall be held an election at which the qualified electors of political parties existing within this state, as hereinafter provided, shall have opportunity to elect by their votes, from their respective voting precincts, committeemen to represent their political party.

Section 2. Each political party in each voting precinct in this State shall be entitled to elect one precinct committeeman for each 100 votes or major fraction thereof, cast in such precinct at the last preceding Presidential election for the Presidential Elector of such party receiving the highest vote in the State; provided that each precinct shall be entitled to at least one precinct committeeman for each National party. All precinct Committeemen shall be electors of their precinct and shall be elected to serve for a term of four years and until their successor is elected and qualified.

Section 3. Candidates for precinct Committeemen may have their names placed on the separate party ballots of their respective parties within their respective precincts by filing with the County Auditor not more than forty nor less than twenty-five days prior to the election petitions bearing the signatures of not less than five per cent of the last vote in such precinct for the aforesaid candidate for Presidential Elector of the party to which the candidates for Precinct Committeeman belongs. Such nominating petitions shall conform with the now existing requirements of law in all matters not specifically provided for herein. Each name on the petition shall be that of a qualified voter and be subscribed under a party heading. Each signer of a nomination paper shall sign but one such paper for the same office; he shall add his residence with the street number, if any, and the date of signing.

Section 4. The names of candidates for election as precinct committeemen shall be printed on separate ballots for each political party. Such ballot shall contain only the names of candidates for Party Precinct Committeeman for whose nomination petitions have been filed with the County Auditor as is herein provided. If no nominating petitions have been filed for any candidate the ballot shall contain blank lines and spaces on which names may be written or a sticker pasted. The ballot to be used for the election of candidates for said offices shall be prepared for each voting precinct in the County by the County Auditor and distributed by him with other election supplies in the same manner and number for

each party as is now provided by law for party primary election ballots. Such ballots shall be in the following form, namely:—

PARTY BALLOT

_____ Party.
(Insert Party Name)

To vote this ballot mark an (x) in the square after the name of each of the persons for whom you wish to vote. To vote for a person whose name is not printed on this ballot, write or paste the name in the blank space provided for that purpose.

For Precinct Committeeman

(Vote for _____)

John Doe

Richard Roe

Section 5. No organization, political or otherwise, shall be entitled to a party ballot in the election herein provided for unless said organization nominated and had printed upon the ballot, at the past preceding Presidential election, the names of a set of Presidential Electors pledged to the election of the candidates of said party for President and Vice-President, and further that such candidates for Presidential electors received at least five per cent of the total vote cast for President within the State at said election.

Section 6. The candidate or candidates for Precinct Committeemen equal to the number to be elected, receiving, each for himself, the highest number of votes for such office shall be declared elected. The official returns made by the election Board from each precinct shall show the names and address of each such precinct committeeman duly elected. Upon the canvass of the returns which shall be made within seven days of the date of said election of the County Auditor shall immediately issue and mail a Certificate of Election in writing of his election to each precinct committeeman so elected, and notice of the date and place of meeting of such committeemen as hereinafter provided.

Section 7. Except as herein otherwise provided, the ballots above provided for shall be prepared, printed, distributed, voted, canvassed and returned and said election held and conducted in the manner now provided by law for Party primary elections, respectively; likewise, as to notice of election, depositing of ballots, certifying election, penalties for violation of elections laws and all other matters not specifically provided for in this act.

Section 8. The Precinct Committeemen elected as herein provided, together with the members of the Legislative Assembly of each party, shall constitute the County Commit-

tee of each party. They shall meet in the Court House at the County Seat of each County at two o'clock P. M. on the third Tuesday after such primary election and organize by selecting a chairman, a vice chairman, a secretary and a treasurer, by adopting rules and modes of procedure not in conflict with law, and by selecting an executive committee consisting of from five to eleven persons chosen from the county committee, of which executive committee the chairman and secretary shall be members.

Such county committee shall at the same time select one person who shall be a legal voter to act upon and be a member of the State Central Committee of such party in all counties consisting of one legislative district, and in counties having more than one legislative district, the precinct committeemen from each legislative district, meeting separately, shall select a legal voter from their respective legislative district to serve on such State Central Committee. When two or more counties are embraced in one legislative district, the county committee of each county shall meet as aforesaid and shall elect a committee of five of its members to meet with a similar committee from the other county or counties comprising such legislative district, at the Court House at the county seat of the senior county of such district at two o'clock P. M. on the Tuesday following their election and proceed to elect a member of such State Central Committee from such legislative district. Each committee shall be entitled to cast the number of votes equal to the number of precinct committeemen elected in its county for such member, in such manner and for such candidate as shall be determined by the majority of such committee. Each member of any committee shall be a legal voter and shall retain such position until his successor is chosen. If any member of such State Central Committee is unable to attend any meeting of such Committee, he shall be authorized to give written proxy to another legal voter of his legislative district or county. Vacancies shall be filled by a majority of the State Committee by appointment from the legislative district in which such vacancy exists. Vacancies in the office of Precinct Committeeman shall be filled by appointment from such Precinct made by the County Executive Committee of such party.

The members so elected as State Central Committeemen shall meet at the State Capitol on the second Tuesday in May at the hour of ten o'clock A. M. and organize by selecting a chairman, a vice chairman, a secretary and a treasurer and by adopting rules and modes of procedure. The officers so elected need not be members of such committee.

Section 9. The precinct committeemen, at their organization meeting aforesaid, shall also elect delegates and alternates to a State party convention to be held as herein provided. One delegate and alternate shall be elected for each 200 votes or major fraction thereof, cast in said County at the last preceding Presidential Election for the Presidential Elector of such party receiving the highest vote in the State; provided that every county shall be entitled to at least one delegate. All delegates and alternates shall be electors of

their county. If any delegate shall be unable to attend such convention, he shall designate in writing one of the alternates to attend and represent and act for him.

Said State party conventions shall be held at the State Capitol on the second Tuesday in May in each Presidential Election year and shall convene at the hour of ten o'clock A. M.

Such party conventions shall nominate the legal number of candidates for their respective parties for the offices of Presidential Electors and shall elect a National Committeeman and the required number of Delegates to the National Party Convention and a like number of alternates. The candidate or candidates for such nomination or election receiving the majority vote of the delegates elected to such convention shall be declared nominated or elected and the chairman and secretary of such convention shall issue certificates of nomination or election. If any delegate to such national convention shall be unable to attend, he shall designate in writing one of the alternate to attend and represent and act for him. Every delegate and every alternate appointed as aforesaid to act for a delegate who shall actually attend such convention shall be paid the sum of Two Hundred Dollars by the State Treasurer to cover his traveling and other expenses thereto. The names of the candidates nominated for Presidential Electors shall be certified by the chairman and secretary of such convention to the Secretary of State to be placed upon the general election ballot as now provided by law.

Section 10. If a special election shall be called to fill a vacancy in any office requiring a party nomination, the proper party committee shall call a convention to make party nomination for such office and the precinct committeemen of the County or District shall be duly convened and shall elect the required number of delegates and alternates to such convention.

Section 11. The provisions of Chapter 129, Laws of 1911, and acts amendatory thereof relating to unfair and corrupt election practices are hereby specifically made applicable to all elections and conventions provided for in this Act. Delegates or alternates to any convention provided for herein shall not be bound by any instructions nor by any unit rule and all voting in such conventions shall be by open ballot, and shall also be by roll call of individual delegates unless two-thirds of the delegates elect to such convention shall otherwise order.

Section 12. Should a vacancy occur in any nomination for any party office or in the office of National Committeeman, the proper party committee shall have authority to fill such vacancy.

Section 13. It is not the intention hereof to destroy or impair the organization of any party or principle now existing or hereafter to exist, therefore, each of such parties or principles, and each and all of the state, county, district and other committees thereof shall possess all of the power and

authority heretofore established and existing by the usage and customs of such parties not inconsistent with any of the provisions hereof.

Section 14. The date of the holding of City elections in Presidential Election years is hereby changed to the third Tuesday in March in each Presidential Election year, and for the purpose of the election provided for by Section one of this Act, in all cities, villages and civil townships, the regular election officers thereof shall also act as the election officers for said election, and in unorganized townships and voting precincts outside of cities, vilages and civil townships the inspector and two judges of election, or those who have been or may be appointed to fill vacancies in such offices shall act therein as the inspector and judges of election. The per diem of such election officers and the expenses of said election shall be paid by the several counties of the State the same as for other statewide elections. The City Officers elected at such election shall have until the second Tuesday of April in which to qualify for such office.

Section 15. All Acts or parts of Acts, including Sections 910 to 916, and Sections 917 to 919 inclusive, Compiled Laws 1913 in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

R. E. SWENDSEID,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Trubshaw moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

The House reverted to the sixth order of business.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Resolution Introduced by Mr. Halcrow, having to do with the authorization of the Board of Administration to consider the feasibility of taking over the old Court House at Pembina for a Children's Home.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, to Provide for the Issuance of Licenses for the Sale of Snuff, Furnishing of Bonds therefor, and for the Levy, Assessment, Collection and Payment of a Tax thereon; Providing for the Regulation of the Sale thereof, and Penalties for the violation of this Act; 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 the Provisions of this Act shall be enjoined, and that any Building or Premises made Use of for Purposes in Violation of the Provisions of this Act shall be deemed a Nuisance and may be Abated by Injunction; and Providing for the Repeal of Chapter 91 of the Compiled Laws of North Dakota for the Year 1913, and 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:

Strike cut all of the title of the bill after the comma following the figures 1925 in Line 2 thereof, and add as the remainder of the title "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 Provision 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 to include Snuff within the provisions and requirements thereof."

(AMENDMENTS ARE MADE TO THE PRINTED BILL)

In Line 33, Page 3, of the printed bill, strike out the figure "\$10.00" and insert in lieu thereof "\$12.50."

In Line 46, Page 3, after the word "consumers" insert a comma.

In Line 47, Page 3, strike out the words "or at".

In Line 60, Page 4, strike out the word "one cent" and insert "three cents."

In Line 66, Page 4, strike out the words "one and one-fourth" and insert in lieu thereof the word "twelve."

In Line 69, after the word "affixed thereto" insert a comma and the words "in such manner as to seal the opening of the package and be destroyed by the opening thereof."

Following the word "prescribe" at the end of Line 72, Page 4, insert the following: "Provided that cigarettes or snuff sold to a consumer in cartons, rolls or other containers having more than one package or box therein, shall have affixed thereto in the manner herein provided, stamps in the amount by this Act required to be placed upon the several packages, boxes or receptacles, therein contained. Each package of snuff or cigarettes and each package, or book or set of papers or of tubes displayed, exhibited, stored or possessed in original cartons or containers or otherwise, within or upon the premises from which sale thereof may be made to consumers, shall be conclusively presumed to be intended for sale to the consumers and to be displayed, exhibited, stored or possessed for such purpose; and each such package of snuff or cigarettes and each such package, book or set of papers or of tubes, at the time the same is so displayed, exhibited, stored or possessed upon such premises, shall have securely affixed thereto a suitable stamp, or stamps, denoting the tax thereon, which stamps shall be cancelled at the time and in the manner hereinbefore required; and the possession of any such package of snuff, cigarettes, package, book or set of cigarette papers or of tubes, within or upon any such premises except in an unbroken carton or container, shall be prima facie evidence of a sale made in violation of this Act; provided however, that such presumption and the requirements as to stamps shall not apply to wholesale dealers selling to retail dealers for resale by the latter to consumers. The premises from which such sale to consumers may be made shall be deemed to include basements, rooms and store rooms within and upon or adjacent and contiguous to the premises described in the permit of the person, firm or corporation owning or operating the premises described in the permit, when such basement rooms or store rooms are in the possession of or used by such person, firm or corporation."

Insert a comma after the word "business" in Line 80.

Insert a comma after the word "hereby" in Line 81.

Insert a comma after the word "state" in Line 82.

And with the above amendments, this committee recommends that the bill go to the Committee of the Whole House; without recommendation as to its passage or indefinite postponement; the committee being equally divided as to the final disposition of the bill.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 158. A Bill For an Act to Repeal Chapter 2 of the Sessions Laws of 1925 Otherwise Known as Sections 557a1 to 557a16, Inclusive, of the Supplement to the Compiled Laws of North Dakota for the Year 1913; being 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 the Designations 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 Act in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 187. A Bill For an Act to Provide Protection on the Lives of Children by Fraternal Benefit Societies and to Repeal Section 5070a of the Supplement to the Compiled Laws of 1913.

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

In line 17 of the printed bill, after the second word "dollars" insert the following: "eleven, five hundred dollars; twelve, six hundred dollars".

And when so amended recommend the same do pass.

D. L. PETERS,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 188. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to Estrays and the Sale Thereof.

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

The following amendments refer to the printed bill.

In line 3 after the word "in" strike out the words "the official" and insert in lieu thereof the words "a legal".

In line 9 strike out the word "weekly" and insert in lieu thereof the word "legal". In line 32 after the word "in" strike out the words "the official" and insert in lieu thereof the words "a legal".

In line 38 strike out the word "weekly" and insert in lieu thereof the word "legal".

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 229. A Bill For an Act to Amend and Re-enact Section 9240 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing for the Prohibition of Public Traffic on the first day of the week, and defining exceptions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 242. A Bill For an Act Relating to Insurance Policies making the application the basis of the contract and limiting defenses by insurance companies after loss.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 244. A Bill For an Act to Amend and Re-enact Section 8887 of the Compiled Laws of North Dakota for the year 1913.

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

GORDON COX,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 245. A Bill For an Act to Amend and Re-enact Section 8895 of the Compiled Laws of North Dakota for the year 1913, and to Repeal Section 8896 of said Compiled Laws.

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

GORDON COX,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 247. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 101 of the Session Laws of 1925 relating to the signing of bonds by public officials.

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

L. L. TWICHELL,
Chairman.

Mr. Twichell 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. Speaker: A Majority of your Committee on Judiciary to whom was referred:

House Bill No. 258. A Bill For an Act to Amend and Re-enact Section 6073, of the Supplement to the Compiled Laws of North Dakota for 1913, relating to Usury, and defining same.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
P. E. TRUBSHAW,
JOHN G. PLATH,
A. W. FOWLER,
S. W. THOMFSON,
L. L. TWICHELL,
J. H. HENRICKSON,
M. H. LYNCH,
T. E. SLEIGHT.

A Minority of the Committee on Judiciary made the following report:

Mr. Speaker: A Minority of your Committee on Judiciary to whom was referred:

House Bill No. 258. A Bill For an Act to Amend and Re-enact Section 6073, of the Supplement to the Compiled Laws of North Dakota for 1913, relating to Usury, and defining same.

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

O. E. ERICKSON, of Kidder,
O. F. ANDERSON,
R. E. SWENDSEID,
R. O. SIGNALNESS,
J. H. McCAY,
WM. A. THATCHER.

Mr. Conway moved that the report of the Minority be substituted for the report of the Majority.

Mr. Cox moved as a substitute motion that the report of the Majority, recommending House Bill No. 258 for indefinite postponement, be adopted.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 261. A Bill For an Act Authorizing and providing for the submission of controversies between the State Highway Commission of the State of North Dakota and parties contracting therewith to arbitration, and providing for the entry of judgment as in cases of arbitration between other parties and providing for the enforcement of such judgments.

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

GORDON COX,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 263. A Bill For an Act to Amend and Re-enact Section 2546a6 of the Supplement to the Compiled Laws of North Dakota, year 1913, for Application for Mothers Pension, and Hearing.

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

L. L. TWICHELL,
Chairman.

Mr. Twichell 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. Speaker: Your Committee on Corporations Other Than Municipal to whom was referred:

House Bill No. 267. A Bill For an Act to Amend and Re-enact Section 4550 of the Compiled Laws of North Dakota for the year 1913, Providing the Place of Holding of Stockholders and Directors meetings, and Repealing Section 4550 of the Compiled Laws of North Dakota for the year 1913.

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

P. R. TRUBSHAW,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 269. A Bill For an Act to Amend and Re-enact Section 9167 of the Compiled Laws of the State of North Dakota for 1913 relating to Stay of Execution in Forcible Detainer.

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

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted.

Mr. Swendseid moved as a substitute motion that House Bill No. 269 be indefinitely postponed.

Which motion was lost.

The question being on the motion of Mr. Cox that the report of the Committee on Judiciary recommending that House Bill No. 269 do pass, a vote was taken and the report was declared adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 271. A Bill For an Act Empowering Foreign Executors, Administrators, Guardians, Heirs and Legatees of Deceased Non-residents whose Estates have been Probated Outside this State to Assign Mortgages; and Confirming and Legalizing Assignments heretofore made by such Executors, Administrators, Guardians, Heirs and Legatees.

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

GORDON COX,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 274. A Bill For an Act Governing Specifications and Bids upon Paving, Requiring Bids upon Several Types to be asked for.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 296. A Bill For an Act to Amend and Re-enact Subdivision 6, of Section 381 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Duties of the State Historical Society.

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

L. L. TWICHELL,
Chairman.

Mr. Twichell 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. Speaker: Your Committee on Corporations Other Than Municipal to whom was referred:

House Bill No. 298. A Bill For an Act to Provide for the Renewal of Corporate Existence and Repealing Section No. 4562 of the Compiled Laws of North Dakota, 1913.

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

P. R. TRUBSHAW,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 301. A Bill For an Act providing stamps to be affixed to all packages of cigarettes possessed in this State; providing for County Treasurers to act as agents for State Treasurer in sale of stamps; and fixing penalty for violation of provisions hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 302. A Bill For an Act to Amend and Re-enact Section 10183a6 of the Supplement to the Compiled Laws of the State of North Dakota, year 1913, relating to duties of State Auditor and State Treasurer to provide suitable stamps for cigarettes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 313. A Bill For an Act Providing Additional Requirement for the office of County Coroner.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 316. A Bill For an Act Relating to the Inspection of Steam Boilers, providing for the appointment of an Inspector and for his Compensation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman

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

The Committee on Railroads made the following report:

Mr. Speaker: Your Committee on Railroads to whom was referred:

House Bill No. 225. A Bill For an Act Requiring the Board of Railroad Commissioners to Investigate and Fix Rates, Charges, Practices, Rules and Regulations of Carriers and Railroad Corporations for the Transportation of Fuel, Specifying the Proceedings therefor, Making an Appropriation for such Purpose and for the Defense of such Rates, and Repealing Sections 4798a1 to 4798a5, inclusive, of the Supplement to the Compiled Laws 1913, and Repealing Sections 4795a1 to 4795a11, inclusive, of the Supplement to the Compiled Laws 1913, so far as the same is Applicable to Rates for the Transportation of Fuel.

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

JOHN EHR,
Chairman.

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

Mr. Twichell moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
February 15, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

Roll call.

All members present except: Mr. Shurr.

Mr. Miller moved that the absentee be excused.

Which motion prevailed.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth Day after recess and Forty-second day and recommend that the same be corrected as follows:

Page 1, line 1, strike out the compound word "Thirty-ninth" and insert in lieu thereof the word "Fortieth".

Page 12, line 19, strike out the word "Bills" and insert in lieu thereof the word "Bids".

Page 21, line 40, strike out the word "position" and insert in lieu thereof the word "petitions".

Page 38, line 36, strike out the word "Lynch" and insert in lieu thereof the word "Wilson".

Page 40, line 37, after the word "missioners" insert the words "of Bowman County"; line 39, after the word "because" insert the words "it has been brought out on the floor of this House".

Page 5, in the second line from the bottom of the page strike out the word "relating to the bonds of North Dakota".

Page 22, line 8, from the bottom of the page insert the letter "i" after the letter "t" in the word "ton".

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

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

REPORTS OF STANDING COMMITTEES
HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 203. A Concurrent Resolution.

Also,

House Bill No. 228. A Bill For an Act to Amend and Re-enact Section 544 of the Compiled Laws of 1913.

Also,

House Bill No. 51. A Bill For an Act to Amend and re-enact Section 1342 of supplement to the Compiled Laws of 1913.

Also,

House Bill No. 248. A Bill For an Act to Repeal Section 1990p of the Supplement to the Compiled Laws of North Dakota for the Year 1913; Relating to Highway Taxes.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Cox moved that House Bill No. 202 be re-referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Twichell moved that the House direct that five hundred copies of the Seed and Feed Bill be printed and delivered to the Secretary of State for distribution immediately.

Which motion prevailed.

Mr. Watt moved that Senate Bill No. 83 be placed with the House Bills on today's calendar.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 15, 1927.

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

House Bill No. 132. A Bill For an Act to Require Certificates of Title for Registered Motor Vehicles; to Facilitate the Recovery of Stolen or Unlawfully Taken Motor Vehicles; to Provide for the Licensing of Dealers in Used Motor Vehicles, Trailers, or Semi-trailers; to Prescribe the Powers and Duties of the Motor Vehicle Registration Department; to Impose Certain Fees to Carry out the Purpose of this Act; to Impose Penalties for Violations of this Act and to Make Uniform the Law Relating to the Subject Matter of This Act.

House Bill No. 214. A Bill For an Act to Provide for the Granting of Decrees of Separation from Bed and Board, Specifying the Grounds upon which such Decree may be entered, and providing for the Maintenance of Spouse or Children, and for the Division by the Court, of Joint and Separate Property of Husband and Wife.

House Bill No. 216. A Bill for an Act Creating a Judicial Council for the State of North Dakota, and Providing for the Continuous Study of the Administration of Justice.

House Bill No. 217. 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 and South Dakota, Respecting the Use, Control, Utilization and Regulation of the Waters of the James River and the Rights of said States Thereto.

House Bill No. 226. A Bill For an Act to Amend and Re-enact Section 714a15 of the Supplement to the Compiled Laws of 1913 relating to the report of the treasurer under the public depository law (714a1 to 714a20 of the Supplement to the Compiled Laws of 1913).

House Bill No. 183. A Bill For an Act to Appropriate the Sum of Twenty Thousand (\$20,000.00) Dollars for the purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek of the State Line between North Dakota and South Dakota at a Point approximately five miles east of the Montana State Line, under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

House Bill No. 204. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913, Relating to Consolidation of Schools and Transportation of Pupils.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 15, 1927.

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

House Bill No. 220. A Bill For an Act to appropriate the sum of Thirty Thousand (\$30,000.00) Dollars, From any moneys in the State Highway Fund, for the purpose of aiding in the construction of a Bridge across the Bois De Sioux River, Between the city of Wahpeton, Richland County, North Dakota, and the city of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the laws of North Dakota for the year 1919.

House Bill No. 100. A Bill For an Act To Provide for the Extermination of Rodent Pests, Gophers, Prairie Dogs, Rabbits and Crows, by County and Organized Townships, and in unorganized Townships; Providing a method of Procedure in exterminating, manner of raising necessary funds by Tax Levy, and for Assessment against real property; The Method of Expenditure of Moneys; and Repealing Sections 2869, 2870, 2871, 2872 and 2873 of the Compiled Laws of North Dakota for the year 1913.

House Bill No. 169. A Bill For an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for the Year 1913; Relating to Free Passes, Franks and Special Privileges Prohibited, Exceptions.

House Bill No. 221. A Bill For an Act to Prohibit the Sale of Cattle at Public Auction, Mortgage Foreclosure Sale or Sale by Order of Any Court, Unless the Same Shall Have Been Tuberculin Tested and Found Free of Tuberculosis.

House Bill No. 54. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

House Bill No. 151. A Bill For an Act Making it the Duty of the State Engineer to Assist County Boards of Flood Irrigation in the Performance of their Duties and Making an Appropriation therefor.

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 3498, of the Compiled Laws of North Dakota,

for the year 1913, relating to fees to be charged by the Clerk of the District Court.

House Bill No. 192. A Bill For an Act Defining the Effect of Instruments, Affecting Real and Personal Property Belonging to a Trust, Executed by Trustees in Their Representative Capacity as Trustee.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 15, 1927.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

Also,

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Also,

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

Also,

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of

North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 15, 1927.

Mr. President: I have the honor to inform you that the House returns herewith House Bill No. 106, which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

THIRD READING OF HOUSE BILLS

Mr. Ellingson asked the unanimous consent of the House to amend House Bill No. 203 as follows: In line 5 of Section 1, after the word "every" insert the word "male," and in line 6 strike out the word "sixty" and insert the word "fifty".

Mr. Twichell objected to the amendment.

ROLL CALL

House Bill No. 203. 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 61, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Larvick	Sleight
Bohnsack	Lee	Standley
Bollinger	Lynch	Steedsman
Brown, Adams	McDowall	Tester
Brown, Stutsman	McGauvran	Thompson, Burleigh
Cox	McGinnis	Thompson, Ramsey
Elken	McManus	Traynor
Fettig	Meidinger	Twichell
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Westford
Halcrow	Olafson	Wilson
Hoffman	Peters	Worner
Jardine	Plath	Zimmerman
Johnson, Trail	Rabe	Mr. Speaker
Johnston	Roberts	
Kelly	Rulon	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hauge	Opdahl
Anderson, Divide	Helbling	Owings
Anderson, Sargent	Herrickson	Polfuss
Boeckel	Hildebrand	Quam
Bubel	Holthusen	Renner
Burkhart	Iverson, Griggs	Richardson
Burns	Iverson, McKenzie	Signalness
Butt	Johnson, Foster	Siverson
Carlson	Johnson, McKenzie	Sperry
Conway	Johnson, Ward	Swendseid
Craig	Kamrath	Streich
Ehr	Kapfer	Swett
Ellingson	Keierleber	Svingen
Erickson, Kidder	Lavik	Treffry
Erickson, McLean	Levin	Trubshaw
Fedje	Lillehaugen	Tweten
Ferris	Lofthus	Van Berkom
Frojen	Lyon	Wedel
Gilchrist	McCay	Yeater
Gudmestad	Martin	
Hanson	Oberg	

Absent and not voting:

Messrs.	Messrs.
Shurr	Thatcher

So the bill was defeated.

Mr. Swendseid moved that the vote by which House Bill No. 203 was defeated be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Ellingson explained his vote and asked that his remarks be recorded:

I will vote "no" on this bill for the reason that it seems to me it is an unfair and unreasonable and unworkable piece of legislation machinery that attempts to shove the burden of taxation on to a certain class of people who can't bear it. Therefore, I vote "no".

Mr. Lee explained his vote and asked that his remarks be recorded:

I voted for this bill in our Committee, and I cannot see where any taxpayer who pays a personal tax is harmed, as I hear he gets reduction for poll tax paid. Therefore I vote "aye".

ROLL CALL

House Bill No. 228. A Bill For an Act to Amend and Re-enact Section 544 of the Compiled Laws of 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 64, nays 47, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Peters
Bell	Hoffman	Plath
Bohnsack	Iverson, McKenzie	Renner
Bollinger	Jardine	Roberts
Brown, Adams	Johnson, McKenzie	Rulon
Brown, Stutsman	Johnson, Traill	Sleight
Burkhart	Johnson, Ward	Sperry
Burns	Johnston	Standley
Cox	Keierleber	Steedsman
Ehr	Kelly	Streich
Ellingson	Larvick	Thompson, Burleigh
Elken	Lee	Thompson, Ramsey
Ferris	Lynch	Traynor
Fettig	McDowall	Trubshaw
Flom	McGauvran	Twichell
Fowler	McGinnis	Watt
Freeman	McManus	Westford
Frojen	Meidinger	Wilson
Gudmestad	Miller	Worner
Halcrow	Montgomery	Mr. Speaker
Hauge	Muus	
Helbling	Olafson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, Foster	Richardson
Anderson, Sargent	Kamrath	Signalness
Boeckel	Kapfer	Siverson
Bubel	Lavik	Swendseid
Butt	Levin	Swett
Carlson	Lillehaugen	Svingen
Conway	Lofthus	Tester
Craig	Lyon	Thatcher
Erickson, Kidder	McCay	Treffry
Erickson, McLean	Martin	Tweten
Fedje	Oberg	Van Berkom
Gilchrist	Opdahl	Veitch
Hanson	Owings	Wedel
Hildebrand	Polfuss	Yeater
Holthusen	Quam	Zimmerman
Iverson, Griggs	Rabe	

Absent and not voting:

Messrs.
Shurr

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 51. A Bill For an Act to Amend and re-enact Section 1342 of supplement to the Compiled Laws of 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 62, nays 48, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Henrickson	Roberts
Bohnsack	Hoffman	Rulon
Bollinger	Holthusen	Sleight
Brown, Adams	Iverson, McKenzie	Sperry
Brown, Stutsman	Jardine	Standley
Burns	Johnson, Traill	Steedsman
Cox	Johnson, Ward	Tester
Craig	Johnston	Thompson, Burleigh
Ehr	Kelly	Thompson, Ramsey
Ellingson	Larvick	Traynor
Elken	Lynch	Trubshaw
Ferris	McDowall	Tweten
Fettig	McGinnis	Twichell
Flom	McManus	Veitch
Fowler	Meidinger	Watt
Freeman	Miller	Wedel
Frojen	Mortgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Peters	Worner
Hauge	Plath	Mr. Speaker
Helbling	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Opdahl
Anderson, Divide	Johnson, McKenzie	Owings
Anderson, Sargent	Kamrath	Quam
Boeckel	Kapfer	Renner
Bubel	Keierleber	Richardson
Burkhart	Lavik	Signalness
Butt	Lee	Siverson
Carlson	Levin	Swendseid
Conway	Lillehaugen	Streich
Erickson, Kidder	Lofthus	Swett
Erickson, McLean	Lyon	Svingen
Fedje	McCay	Thatcher
Gilchrist	McGauvran	Treffy
Hanson	Martin	Van Berkorn
Hildebrand	Oberg	Yeater
Iverson, Griggs	Olafson	Zimmerman

Absent and not voting:

Messrs.	Messrs.
Rabe	Shurr

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which House Bill No. 51 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lyon explained his vote and asked that his remarks be recorded:

I am a friend of the one-room school. I believe the Constitution guarantees the equal rights of men. I think this law is in favor of a few heavy taxpayers. I vote "no."

ROLL CALL

House Bill No. 248. A Bill For an Act to Repeal Section 1990p of the Supplement to the Compiled Laws of North Dakota for the Year 1913; Relating to Highway 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 48, nays 60, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Helbling	Olafson
Bohnsack	Henrickson	Opdahl
Bollinger	Hoffman	Peters
Brown, Adams	Jardine	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Burns	Johnson, Ward	Sleight
Cox	Kelly	Sperry
Ehr	Lynch	Standley
Ellingson	McDowall	Thompson, Ramsey
Fettig	McGauvran	Trubshaw
Flom	McManus	Twichell
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Westford
Gudmestad	Muus	Yeater
Halcrow	Oberg	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, McKenzie	Quam
Anderson, Divide	Johnson, Foster	Renner
Anderson, Sargent	Johnson, McKenzie	Richardson
Boeckel	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Steedsmann
Butt	Keierleber	Swendseid
Carlson	Larvick	Streich
Conway	Lavik	Swett
Craig	Lee	Svingen
Erickson, Kidder	Levin	Tester
Erickson, McLean	Lillehaugen	Thatcher
Fedje	Lofthus	Thompson, Burleigh
Ferris	Lyon	Treffry
Gilchrist	McCay	Tweten

Messrs.	Messrs.	Messrs.
Hanson	McGinnis	Van Berkom
Hauge	Martin	Wedel
Hildebrand	Owings	Wilson
Holthusen	Plath	Worner
Iverson, Griggs	Polfuss	Zimmerman

Absent and not voting:

Messrs.	Messrs.
Elken	Shurr
Rabe	Traynor

So the bill was defeated.

Mr. Martin moved that the vote by which House Bill No. 248 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

Senate Bill No. 83. A Bill For an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913, relating to Wolf Bounty.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 102, nays 6, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Plath
Anderson, Divide	Iverson, McKenzie	Polfuss
Anderson, Sargent	Jardine	Quam
Bell	Johnson, Foster	Rabe
Boeckel	Johnson, McKenzie	Renner
Bohnsack	Johnson, Traill	Richardson
Bollinger	Johnson, Ward	Roberts
Brown, Adams	Johnston	Rulon
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burkhart	Keierleber	Sleight
Burns	Kelly	Sperry
Butt	Larvick	Standley
Carlson	Lavik	Steedsman
Conway	Lee	Swendseid
Cox	Levin	Streich
Craig	Lillehaugen	Svingen

Messrs.	Messrs.	Messrs.
Ehr	Lofthus	Tester
Ellingson	Lynch	Thatcher
Fedje	Lyon	Thompson, Burleigh
Ferris	McCay	Thompson, Ramsey
Flom	McDowall	Traynor
Fowler	McGauvran	Treffry
Freeman	McGinnis	Trubshaw
Frojen	McManus	Tweten
Gilchrist	Martin	Twichell
Gudmestad	Meidinger	Van Berkom
Halcrow	Miller	Veitch
Hanson	Montgomery	Watt
Hauge	Muus	Westford
Helbling	Oberg	Wilson
Hildebrand	Olafson	Worner
Hoffman	Opdahl	Zimmerman
Holthusen	Owings	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Fettig	Swett
Erickson, McLean	Peters	Yeater

Absent and not voting:

Messrs.	Messrs.
Elken	Shurr
Henrickson	Wedel

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 15, 1927.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 104.

Very respectfully,
W. D. AUSTIN,
Secretary.

Mr. Twichell moved that the request of the Senate be granted and that House Bill No. 104 be messaged back to the Senate.

Which motion prevailed.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 15, 1927.

Mr. President: I have the honor to return herewith House Bill No. 104 which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 150. A Bill For an Act to Amend and Re-enact Section 1531 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Library.

Which had been referred by the Senate to a Joint Committee, was read the first and second times, together with the following report of the Joint Committee:

The Joint Committee on State Library made the following report:

Mr. Speaker: Your Joint Committee on State Library to whom was referred:

Senate Bill No. 150. A Bill For an Act to Amend and Re-enact Section 1531 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Library.

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

R. A. JOHNSON,
OBERT A. OLSON,
Chairmen.

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

Mr. Twichell moved that the rules be suspended and that Senate Bill No. 150 be placed on the calendar for the next legislative day.

Which motion prevailed.

THIRD READING OF SENATE BILLS

ROLL CALL

Senate Bill No. 8. A Bill For an Act Making an Appropriation 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 the 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 85, nays 19, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hauge	Plath
Anderson, Sargent	Helbling	Polfuss
Bell	Hoffman	Rabe
Boeckel	Holthusen	Renner
Bohnsack	Iverson, Griggs	Richardson
Bollinger	Iverson, McKenzie	Roberts

Messrs.	Messrs.	Messrs.
Brown, Adams	Jardine	Rulon
Brown, Stutsman	Johnson, Foster	Sleight
Bubel	Johnson, McKenzie	Sperry
Burns	Johnson, Traill	Standley
Butt	Johnson, Ward	Steedsman
Carlson	Johnston	Streich
Conway	Kapfer	Swett
Cox	Keierleber	Tester
Craig	Kelly	Thompson, Burleigh
Ehr	Larvick	Thompson, Ramsey
Ellingson	Lavik	Traynor
Elken	Lynch	Trubshaw
Erickson, Kidder	McCay	Twichell
Fedje	McDowall	Veitch
Fettig	McGinnis	Wedel
Flom	McManus	Westford
Fowler	Meidinger	Wilson
Freeman	Miller	Worner
Frojen	Montgomery	Yeater
Gilchrist	Muus	Zimmerman
Gudmestad	Oberg	Mr. Speaker
Halcrow	Olafson	
Hanson	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Martin	Svingen
Erickson, McLean	Opdahl	Thatcher
Ferris	Owings	Treffry
Hildebrand	Quam	Tweten
Lillehaugen	Signalness	Van Berkom
Lofthus	Siverson	
Lyon	Swendseid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Lee	Shurr
Henrickson	Levin	Watt
Kamrath	McGauvran	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 9. A Bill For an Act Making an Appropriation 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 Reenacted by Chapter 226, Laws of 1915, and as Amended and Reenacted by the Initiated Law approved November 2nd, 1920, and as Provided for in Chapter 143, 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 104, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Quam
Anderson, Divide	Hoffman	Rabe
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, Griggs	Richardson
Boeckel	Iverson, McKenzie	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Foster	Signalness
Brown, Adams	Johnson, McKenzie	Siverson
Brown, Stutsman	Johnson, Traill	Sleight
Bubel	Johnson, Ward	Sperry
Burkhart	Johnston	Steedsman
Burns	Kamrath	Swendseid
Butt	Kapfer	Streich
Carlson	Kelly	Swett
Conway	Larvick	Svingen
Craig	Lavik	Tester
Ehr	Lee	Thatcher
Ellingson	Lillehaugen	Thompson, Burleigh
Elken	Lofthus	Thompson, Ramsey
Erickson, Kidder	Lyon	Traynor
Erickson, McLean	McCay	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Tweten
Fettig	McGinnis	Twichell
Flom	Meidinger	Van Berkom
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gilchrist	Oberg	Westford
Gudmestad	Olafson	Wilson
Halcrow	Opdahl	Worner
Hanson	Owings	Yeater
Hauge	Peters	Zimmerman
Helbling	Plath	Mr. Speaker
Henrickson	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Lynch	Shurr
Keierleber	McManus	Standley
Levin	Martin	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 26. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Special Fund Accruing from Fees collected by the State Securities Commission under the Provisions of Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Polfuss
Anderson, Divide	Hoffman	Quam
Anderson, Sargent	Holthusen	Rabe
Bell	Iverson, Griggs	Renner
Boeckel	Iverson, McKenzie	Richardson
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Foster	Rulon
Brown of Adams	Johnson, McKenzie	Signalness
Brown, Stutsman	Johnson, Traill	Siverson
Bubel	Johnson, Ward	Sleight
Burkhart	Johnston	Sperry
Burns	Kamrath	Standley
Butt	Kapfer	Steedsman
Carlson	Kelly	Swendseid
Conway	Larvick	Streich
Cox	Lavik	Swett
Craig	Lee	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Owings	Zimmerman
Helbling	Peters	Mr. Speaker
Henrickson	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Keierleber	Martin	Veitch
Levin	Shurr	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 28. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Fund Accruing from Testers' License Fees Collected and Paid into the Treasury under the provisions of Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Polfuss
Anderson, Divide	Hoffman	Quam
Anderson, Sargent	Holthusen	Rabe
Bell	Iverson, Griggs	Renner
Boeckel	Iverson, McKenzie	Richardson
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Foster	Rulon
Brown, Adams	Johnson, McKenzie	Signalness
Brown, Stutsman	Johnson, Traill	Siverson
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Swett
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Tester
Ellingson	Lynch	Thatcher
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Owings	Zimmerman
Helbling	Peters	Mr. Speaker
Henrickson	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Levin	Veitch
Keierleber	Shurr	

So the bill passed and the title was agreed to.

Upon request the House reverted to the Seventh Order of Business.

Mr. Brown of Adams moved that the vote by which House Bill No. 117 was lost be reconsidered.

Roll call demanded and granted.

The question being on the motion by Mr. Brown of Adams that the vote by which House Bill No. 117 was lost be reconsidered, the roll was called, and there were ayes 53, nays 57, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Iverson, McKenzie	Sperry
Bohnsack	Johnson, McKenzie	Standley
Brown, Adams	Johnson, Ward	Steedsman
Brown, Stutsman	Johnston	Swendseid
Burns	Lynch	Streich
Butt	McGinnis	Swett
Cox	Meidinger	Tester
Ehr	Montgomery	Thompson, Burleigh
Ellingson	Muus	Thompson, Ramsey
Elken	Oberg	Traynor
Fowler	Olafson	Trubshaw
Freeman	Peters	Twichell
Gudmestad	Plath	Veitch
Halcrow	Polfuss	Watt
Hauge	Quam	Westford
Henrickson	Roberts	Wilson
Hoffman	Rulon	Mr. Speaker
Holthusen	Sleight	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hieblich	McManus
Anderson, Divide	Hildebrand	Martin
Anderson, Sargent	Iverson, Griggs	Miller
Boeckel	Johnson, Foster	Opdahl
Collinger	Johnson, Traill	Owings
Bubel	Kamrath	Rabe
Burkhart	Kapfer	Renner
Carlson	Keierleber	Richardson
Conway	Kelly	Signalers
Craig	Larvick	Siverson
Erickson, Kidder	Lavik	Svingen
Erickson, McLean	Lee	Thatcher
Fedje	Levin	Treffry
Ferris	Lillehaugen	Tweten
Fettig	Lofthus	Van Berkom
Flom	Lyon	Wedel
Frojen	McCay	Worner
Gilchrist	McDowall	Yeater
Hanson	McGauvran	Zimmerman

Absent and not voting:

Messrs.	Messrs.
Jardine	Shurr

So the motion was declared lost.

Mr. McGauvran moved that the vote by which the motion to reconsider the vote by which House Bill No. 117 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

Senate Bill No. 95. A Bill For an Act Making an Appropriation for the Payment of Compiled Laws of 1913 Purchased by the Secretary of State for Official Purposes.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Peters
Anderson, Divide	Holthusen	Plath
Anderson, Sargent	Iverson, Griggs	Polfuss
Bell	Iverson, McKenzie	Quam
Boeckel	Jardine	Rabe
Bohnsack	Johnson, Foster	Renner
Bollinger	Johnson, McKenzie	Richardson
Brown, Adams	Johnson, Traill	Roberts
Brown, Stutsman	Johnson, Ward	Rulon
Bubel	Johnston	Signalness
Burkhart	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Swendseid
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thatcher
Erickson, Kidder	Lynch	Thompson, Burleigh
Fedje	Lyon	Thompson, Ramsey
Ferris	McCay	Traynor
Fettig	McDowall	Treffry
Flom	McGauvran	Trubshaw
Fowler	McGinnis	Tweten
Freeman	McManus	Twichell
Frojen	Martin	Van Berkom
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Watt
Halcrow	Montgomery	Wedel
Hanson	Muus	Westford
Hauge	Oberg	Wilson
Helbling	Olafson	Worner
Henrickson	Opdahl	Yeater
Hildebrand	Owings	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Erickson, McLean	Streich
Shurr	Zimmerman

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

Senate Bill No. 47. A Bill For an Act to Amend and Re-enact Section 2898, Compiled Laws of North Dakota for 1913, Relating to the Manner of Labeling and Branding Seeds Offered for Sale 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 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown of Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Carlson	Keierleber	Standley
Conway	Kelly	Steedsman
Cox	Larvick	Swendseid
Craig	Lavik	Swett
Ehr	Lee	Streich
Ellingson	Levin	Svingen
Elken	Lillehaugen	Tester
Erickson, Kidder	Lofthus	Thatcher
Erickson, McLean	Lyon	Thompson, Burleigh
Fedge	McCay	Thompson, Ramsey
Ferris	McDowall	Treffry
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Tweten
Fowler	McManus	Twichell
Freeman	Martin	Van Berkorn
Frojen	Meidinger	Veitch
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Yeater
Helbling	Opdahl	Zimmerman
Henrickson	Owings	Mr. Speaker
Hildebrand	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Butt	Shurr	Watt
Lynch	Traynor	

So the bill passed and the title was agreed to.

Mr. Ferris explained his vote and asked that his remarks be recorded:

I am very much in favor of this bill on account of having a label showing the kind and per cent of germination placed upon the sack or other containers. It shows the people just what they are buying, and I am very much in favor of the amendment that has been put into it to show the state in which it was raised. I vote "aye".

ROLL CALL

Senate Bill No. 101. A Bill For an Act to Amend and Re-enact Section 8849 of the Compiled Laws of North Dakota, 1913, Relating to Decrees of Distribution in County Court.

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 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Jardine	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnson, Ward	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight
Burkhart	Keelerleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Swends eid
Conway	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Helbling	Opdahl	Worner

Messrs.	Messrs.	Messrs.
Henrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker
Hoffman	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cox	Johnston	Yeater
Fettig	Shurr	

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 74. A Bill For an Act Authorizing and Empowering the Board of Railroad Commissioners to appoint Examiners for the Purpose of Holding Hearings, and Prescribing the Powers and Duties of Such Examiners.

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 109, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Oberg	Hildebrand	Plath
Olafson	Polfuss	Quam
Aljets	Hoffman	Rabe
Anderson, Divide	Holthusen	Renner
Anderson, Sargent	Iverson, Griggs	Richardson
Bell	Iverson, McKenzie	Roberts
Bohnsack	Jardine	Rulon
Boeckel	Johnson, Foster	Signalness
Bollinger	Johnson, McKenzie	Siverson
Brown, Adams	Johnson, Traill	Sleight
Brown, Stutsman	Johnson, Ward	Standley
Bubel	Johnston	Steedsman
Burkhart	Kamrath	Streich
Burns	Kapfer	Svingen
Butt	Keierleber	Swendseid
Carlson	Kelly	Swett
Conway	Larvick	Tester
Cox	Lavik	Thatcher
Craig	Lee	Thompson, Burleigh
Ehr	Levin	Thompson, Ramsey
Ellingson	Lillehaugen	Traynor
Elken	Lofthus	Treffry
Erickson, Kidder	Lynch	Trubshaw
Erickson, McLean	Lyon	Twetén
Fedje	McCay	Twichell
Ferris	McDowall	Van Berkorn
Fettig	McGauvran	Veitch
Flom	McGinnis	Watt
Fowler	McManus	Wedel
Freeman	Martin	Westford
Frojen	Meidinger	Wilson
Gilchrist	Miller	Worner

Messrs.	Messrs.	Messrs.
Gudmestad	Montgomery	Yeater
Halcrow	Muus	Zimmerman
Hauge	Opdahl	Mr. Speaker
Helbling	Owings	
Henrickson	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hanson	Shurr	Sperry

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 7. A Bill For an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the General Fund.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown of Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Craig	Lavik	Streich
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Swett
Elken	Lofthus	Tester
Erickson, Kidder	Lynch	Thatcher
Erickson, McLean	Lyon	Thompson, Burleigh
Fedje	McCay	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGauvran	Treffry
Fiom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Froien	Meidinger	Van Berkorn
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson

Messrs.	Messrs.	Messrs.
Helbling	Opdahl	Worner
Henrickson	Owings	Yeater
Hildebrand	Peters	Zimmerman
Hoffman	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Aljets	Lee
Cox	Shurr

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

Senate Bill No. 100. A Bill For an Act to Repeal Chapter 38 of the Session Laws of 1921, Being Sections 9191a1 to 9192a15 Inclusive, of the Supplement of the Laws of North Dakota for 1913, Relating to the Conciliation of Controversies.

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 67, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Standley
Bell	Hoffman	Swendseid
Brown, Adams	Iverson, McKenzie	Tester
Brown, Stutsman	Jardine	Thompson, Burleigh
Burns	Johnson, McKenzie	Thompson, Ramsey
Cox	Johnson, Traill	Traynor
Ehr	Johnson, Ward	Trubshaw
Ellingson	Kelly	Watt
Elken	Muus	Wedel
Flom	Peters	Westford
Fowler	Plath	Wilson
Freeman	Rabe	Zimmerman
Frojen	Roberts	Mr. Speaker
Gudmestad	Rulon	
Hauge	Sleight	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, Foster	Opdahl
Anderson, Sargent	Johnston	Owings
Boeckel	Kamrath	Polfuss
Bohnsack	Kapfer	Quam
Bollinger	Keierleber	Renner
Bubel	Larvick	Richardson
Burkhart	Lavik	Signalness
Butt	Lee	Siverson
Carlson	Levin	Sperry
Conway	Lillehaugen	Steedsman

Messrs.	Messrs.	Messrs.
Craig	Lofthus	Streich
Erickson, Kidder	Lynch	Swett
Erickson, McLean	Lyon	Svingen
Fedje	McCay	Thatcher
Ferris	McDowall	Treffry
Fettig	McGinnis	Tweten
Gilchrist	McManus	Twichell
Halcrow	Martin	Van Berkom
Hanson	Meidinger	Veitch
Helbling	Miller	Worner
Hildebrand	Montgomery	Yeater
Holthusen	Oberg	
Iverson, Griggs	Olafson	

Absent and not voting:

Messrs.	Messrs.
McGauvran	Shurr

So the bill was declared lost.

Mr. Burkhart moved that the vote by which Senate Bill No. 100 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

Senate Bill No. 97. A Bill For an Act to Amend and Re-enact Section 7844 of the Compiled Laws of North Dakota for the year 1913, Relating to the Power of and Proceedings had in the Supreme Court on Appeals.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 2, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown, Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnson, Ward	Signalness
Bubel	Johnston	Siverson
Burkhart	Kamrath	Sleight
Burns	Kapfer	Sperry
Butt	Keierleber	Standley
Carlson	Kelly	Steedsman
Conway	Larvick	Swendseid
Cox	Lavik	Streich
Ehr	Lee	Swett

Messrs.	Messrs.	Messrs.
Ellingson	Levin	Svingen
Elken	Lillehaugen	Tester
Erickson, Kidder	Lofthus	Thompson, Burleigh
Erickson, McLean	Lynch	Thompson, Ramsey
Fedje	Lyon	Traynor
Ferris	McCay	Treffry
Fettig	McDowall	Trubshaw
Flom	McGinnis	Twetén
Fowler	McManus	Twichell
Freeman	Martin	Van Berkom
Frojen	Meidinger	Veitch
Gilchrist	Miller	Watt
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Henrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Craig	Thatcher

Absent and not voting:

Messrs.	Messrs.
McGauvran	Shurr

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

Senate Bill No. 99. A Bill For an Act to Amend and Re-enact Section 8519, Compiled Laws of 1913, Relating to the Practice of Law by County Judges.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 77, nays 32, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Sleight
Bell	Hoffman	Sperry
Bohnsack	Holthusen	Standley
Bollinger	Iverson, Griggs	Steedsman
Brown, Adams	Iverson, McKenzie	Swendseid
Brown, Stutsman	Jardine	Streich
Burkhart	Johnson, Trail	Swett
Burns	Johnson, Ward	Svingen
Butt	Kelly	Tester
Cox	Lynch	Thatcher
Ehr	McDowall	Thompson, Burleigh
Ellingson	McGauvran	Thompson, Ramsey

Messrs.	Messrs.	Messrs.
Elken	McGinnis	Traynor
Erickson, Kidder	McManus	Treffry
Ferris	Martin	Trubshaw
Fettig	Meidinger	Tweten
Flom	Montgomery	Twichell
Fowler	Muus	Watt
Freeman	Olafson	Wedel
Frojen	Opdahl	Westford
Gilchrist	Peters	Wilson
Gudmestad	Plath	Worner
Halcrow	Quam	Yeater
Hanson	Rabe	Zimmerman
Hauge	Roberts	Mr. Speaker
Helbling	Rulon	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, McKenzie	Lyon
Anderson, Sargent	Johnston	McCay
Boeckel	Kamrath	Miller
Bubel	Kapfer	Oberg
Carlson	Keierleber	Owings
Conway	Larvick	Polfuss
Craig	Lavik	Richardson
Erickson, McLean	Lee	Signalness
Fedje	Levin	Siverson
Hildebrand	Lillehaugen	Van Berkorn
Johnson, Foster	Lofthug	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Renner	Shurr	Veitch

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 30. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Auto Transportation Fund from Moneys Collected and Credited under the Provisions of Chapter 91, Session Laws 1925, the same being Sections 2976v1 to 2976v16, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to Auto Transportation Companies.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 109, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe

Messrs.	Messrs.	Messrs.
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnson, McKenzie	Signalness
Brown of Adams	Johnson, Traill	Siverson
Brown, Stutsman	Johnson, Ward	Sleight
Bubel	Johnston	Sperry
Burkhart	Kamrath	Standley
Burns	Kapfer	Steedsman
Butt	Keierleber	Swendseid
Carlson	Kelly	Streich
Conway	Larvick	Swett
Cox	Lavik	Svingen
Craig	Lee	Tester
Ehr	Levin	Thatcher
Ellingson	Lillehaugen	Thompson, Burleigh
Elken	Lofthus	Thompson, Ramsey
Erickson, Kidder	Lyon	Traynor
Erickson, McLean	McCay	Treffry
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Tweten
Fettig	McGinnis	Twichell
Flom	McManus	Van Berkom
Fowler	Martin	Veitch
Freeman	Meidinger	Watt
Frojen	Miller	Wedel
Gilchrist	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hanson	Olafson	Yeater
Hauge	Opdahl	Zimmerman
Helbling	Owings	Mr. Speaker
Henrickson	Peters	
Hildebrand	Plath	

Those voting in the negative were:

Messrs.

Lynch

Absent and not voting:

Messrs.

Roberts

Messrs.

Shurr

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 50. A Bill For an Act to Amend and Re-enact Section 2163a7 of Supplement to Compiled Laws of the State of North Dakota 1913, being Section Seven of Chapter 318 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 99, nays 10, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Peters
Anderson, Divide	Henrickson	Plath
Anderson, Sargent	Hildebrand	Polfuss
Bell	Hoffman	Quam
Bohnsack	Jardine	Richardson
Bollinger	Iverson, Griggs	Roberts
Brown, Adams	Iverson, McKenzie	Rulon
Brown, Stutsman	Johnson, Foster	Signalness
Bubel	Johnson, McKenzie	Siverson
Burkhart	Johnson, Traill	Sleight
Burns	Johnson, Ward	Sperry
Butt	Johnston	Standley
Carlson	Kamrath	Steedsman
Conway	Kapfer	Streich
Cox	Keierleber	Svingen
Craig	Kelly	Swendseid
Ehr	Lavik	Swett
Ellingson	Larvick	Tester
Elken	Levin	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Trubshaw
Ferris	McGauvran	Tweten
Fettig	McGinnis	Twichell
Flom	McManus	Van Berkom
Fowler	Martin	Veitch
Freeman	Meidinger	Watt
Frojen	Miller	Wedel
Gilchrist	Montgomery	Westford
Gudmestad	Muus	Wilson
Halcrow	Oberg	Worner
Hanson	Olafson	Zimmerman
Hauge	Opdahl	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Boeckel	Lofthus	Treffry
Holthusen	Lyon	Yeater
Lee	Owings	
Lillehaugen	Thatcher	

Absent and not voting:

Messrs.		
Rabe	Renner	Shurr

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 119. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employees of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for all Corporate Actions with Reference Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 60, nays 50, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Roberts
Bohnsack	Jardine	Rulon
Brown, Adams	Johnson, Traill	Sleight
Brown, Stutsman	Johnson, Ward	Sperry
Burns	Johnston	Standley
Cox	Kelly	Steedsman
Ehr	Larvick	Tester
Ellingson	Lynch	Thompson, Burleigh
Elken	McDowall	Thompson, Ramsey
Fettig	McGauvran	Traynor
Flom	McGinnis	Trubshaw
Fowler	Meidinger	Twichell
Freeman	Milier	Veitch
Frojen	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Olafson	Westford
Hauge	Peters	Wilson
Helbling	Plath	Worner
Henrickson	Polfuss	Zimmerman
Hoffman	Rabe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Opdahl
Anderson, Divide	Iverson, McKenzie	Owings
Anderson, Sargent	Johnson, Foster	Quam
Boeckel	Johnson, McKenzie	Renner
Bubel	Kamrath	Richardson
Burkhart	Kapfer	Signalness
Butt	Keierleber	Siverson
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Craig	Levin	Swett
Erickson, Kidder	Lillehaugen	Svingen
Frickson, McLean	Lofthus	Thatcher
Fedje	Lyon	Treffry
Ferris	McCay	Tweten
Gilchrist	McManus	Van Berkom
Hanson	Martin	Yeater
Hildebrand	Oberg	

Absent and not voting:

Messrs.	Messrs.
Bollinger	Shurr

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Jardine moved that the vote by which Senate Bill No. 119 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

Senate Bill No. 67. 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, the roll was called, and there were ayes 99, nays 10, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Opdahl
Anderson, Sargent	Henrickson	Peters
Bell	Hildebrand	Plath
Boeckel	Hoffman	Polfuss
Bohnsack	Holthusen	Quam
Bollinger	Iverson, Griggs	Rabe
Brown, Adams	Iverson, McKenzie	Renner
Brown, Stutsman	Jardine	Richardson
Bubel	Johnson, Foster	Roberts
Burkhart	Johnson, McKenzie	Rulon
Burns	Johnson, Traill	Sleigh
Butt	Johnson, Ward	Sperry
Carlson	Johnston	Standley
Conway	Kamrath	Streich
Cox	Kapfer	Swett
Craig	Keierleber	Svingen
Ehr	Kelly	Tester
Ellingson	Larvick	Thatcher
Elken	Lavik	Thompson, Burleigh
Erickson, Kidder	Lee	Thompson, Ramsey
Erickson, McLean	Levin	Traynor
Fedje	Lillehaugen	Treffry
Ferris	Lofthus	Trubshaw
Fettig	Lynch	Tweten
Flom	McDowall	Twichell
Fowler	McGauvran	Veitch
Freeman	McGinnis	Watt
Frojen	Meidinger	Wedel
Gilchrist	Miller	Westford
Gudmestad	Montgomery	Wilson
Halcrow	Muus	Worner
Hanson	Oberg	Zimmerman
Hauge	Olafson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Owings	Van Berkum
Lyon	Signalness	Yeater
McCay	Siverson	
Martin	Swendseid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
McManus	Shurr	Steedsman

So the bill passed and the title was agreed to. Emergency clause declared carried.

ROLL CALL

Senate Bill No. 110. A Bill For an Act Providing For the Compulsory Licensing of Non-residents Making Auction Sales Within this State; Providing for the Manner of Payment of License Fee, and Providing a Penalty 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 91, nays 16, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Peters
Bell	Hoffman	Piath
Bohnsack	Holthusen	Polfuss
Bollinger	Iverson, Griggs	Quam
Brown, Adams	Iverson, McKenzie	Roberts
Brown, Stutsman	Jardine	Rulon
Burkhart	Johnson, Foster	Siverson
Burns	Johnson, McKenzie	Sleight
Butt	Johnson, Traill	Sperry
Carlson	Johnson, Ward	Standley
Conway	Johnston	Streich
Cox	Kamrath	Svingen
Craig	Kapfer	Tester
Ehr	Keierleber	Thatcher
Ellingson	Kelly	Thompson, Burleigh
Erickson, Kidder	Larvick	Thompson, Ramsey
Erickson, McLean	Lavik	Traynor
Fedje	Lee	Treffry
Ferris	Levin	Trubshaw
Fettig	Lyon	Tweten
Flom	McDowall	Twichell
Fowler	McGauvran	Veitch
Freeman	McGinnis	Watt
Frojen	McManus	Wedel
Gilchrist	Martin	Westford
Gudmestad	Meidinger	Wilson
Halcrow	Montgomery	Worner
Hanson	Muus	Yeater
Hauge	Oberg	Mr. Speaker
Helbling	Olafson	
Henrickson	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	McCay	Signalness

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Miller	Swett
Boeckel	Owings	Van Berkom
Bubel	Rabe	Zimmerman
Lillehaugen	Renner	
Lofthus	Richardson	

Absent and not voting:		
Messrs.	Messrs.	Messrs.
Elken	Shurr	Swendseid
Lynch	Steedsman	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Mr. McCay explained his vote and asked that his remarks be recorded:

I am an auctioneer and I live in North Dakota, but I don't want a monopoly. If anyone wants some other auctioneer he should have the opportunity without paying a penalty. I vote "no".

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Ernest A. Bohrer, of Mannheim; O. B. Herigstad, of Minot; John Sad, of Cooperstown; C. H. Noltmier, of Valley City; and John Marshall, of Devils Lake.

Mr. Olafson moved that the House recess until 12:30 o'clock P. M. tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 16, 1927

The House re-assembled at 12:30 o'clock P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Roberts moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Roberts to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, to Provide for the Issuance of Licenses for the Sale of Snuff, Furnishing of Bonds therefor, and for the Levy, Assessment, Collection and Payment of a Tax thereon; Providing for the Regulation of the Sale thereof, and Penalties for the violation of this Act; 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 the Provisions of this Act shall be enjoined, and that any Building or Premises made Use of for Purposes in Violation of the Provisions of this Act shall be deemed a Nuisance and may be Abated by Injunction; and Providing for the Repeal of Chapter 91 of the Compiled Laws of North Dakota for the Year 1913, and Acts and Parts of Acts in conflict with the Provisions of this Act.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out all of the title of the bill after the comma following the figures 1925 in Line 2 thereof, and add as the remainder of the title "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 Provision 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 to include Snuff within the provision, and requirements thereof."

(Amendments are Made to the Printed Bill)

In Line 33, Page 3, of the printed bill, strike out the figure "\$10.00" and insert in lieu thereof "\$12.50".

In Line 46, Page 3, after the word "consumers" insert a "comma".

In Line 47, Page 3, strike out the words "or at".

In Line 60, Page 4, strike out the word "one cent" and insert "three cents".

In Line 66, Page 4, strike out the words "one and one-fourth" and insert in lieu thereof the word "twelve."

In Line 69, after the word "affixed thereto" insert a comma and the words "in such manner as to seal the opening of the package and be destroyed by the opening thereof."

Following the word "prescribe" at the end of Line 72, Page 4, insert the following: "Provided that cigarettes or snuff sold to a consumer in cartons, rolls or other containers having more than one package or box therein, shall have affixed thereto in the manner herein provided, stamps in the amount by this Act required to be placed upon the several packages, boxes or receptacles, therein contained. Each package of snuff or cigarettes and each package, or book or set of papers or of tubes displayed, exhibited, stored or possessed in original cartons or containers or otherwise, within or upon the premises from which the sale thereof may be made to consumers, shall be conclusively presumed to be intended for sale to the consumers and to be displayed, exhibited, stored or possessed for such purpose; and each such package of snuff or cigarettes and each such package, book or set of papers or of tubes, at the time the same is so displayed, exhibited, stored or possessed upon such premises, shall have securely affixed thereto a suitable stamp, or

stamps, denoting the tax thereon, which stamps shall be cancelled at the time and in the manner hereinbefore required; and the possession of any such package of snuff, cigarettes, package, book or set of cigarette papers or of tubes, within or upon any such premises except in an unbroken carton or container, shall be prima facie evidence of a sale made in violation of this Act; provided however, that such presumption and the requirements as to stamps shall not apply to wholesale dealers selling to retail dealers for resale by the latter to consumers. The premises from which such sale to consumers may be made shall be deemed to include basements, rooms and store rooms within and upon or adjacent and contiguous to the premises described in the permit of the person, firm or corporation owning or operating the premises described in the permit, when such basement rooms or store rooms are in the possession of or used by such person, firm or corporation."

Insert a comma after the word "business" in Line 80.

Insert a comma after the word "hereby" in Line 81.

Insert a comma after the word "state" in Line 82.

And the further amendment:

In the amendments as printed in the Journal for February 15th, on page 16, in line 13 of the paragraph starting with the word "Following," strike out the word "the" where it precedes the word "consumers."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 187. A Bill For an Act to Provide Protection on the Lives of Children by Fraternal Benefit Societies and to Repeal Section 5070a of the Supplement to the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 17 of the printed bill, after the second word "dollars" insert the following: "eleven, five hundred dollars; twelve, six hundred dollars".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 183. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to Estrays and the Sale Thereof.

And recommend the adoption of the Standing Committee's amendment, as follows:

The following amendments refer to the printed bill.

In line 3 after the word "in" strike out the words "the official" and insert in lieu thereof the words "a legal."

In line 9 strike out the word "weekly" and insert in lieu thereof the word "legal". In line 32 after the word "in" strike out the words "the official" and insert in lieu thereof the words "a legal."

In line 38 strike out the word "weekly" and insert in lieu thereof the word "legal."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

Senate Bill No. 12. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

And recommend that the same do pass.

H. H. ROBERTS,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Trubshaw moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

The House reverted to the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

Concurrent Resolution by Representative Sperry authorizing the State Commissioner of Agriculture and Labor of the State of North Dakota to declare quarantine measures if necessary to prevent the introduction of the European Core Borer.

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

GUY ELKEN,
Chairman.

Mr. Elken 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. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 155. A Bill For an Act Relating to Fur Bearing Animals; Regulating the Taking Thereof, and Fixing Penalties.

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

The following amendments refer to the printed bill.

On line 2, Section 5 strike out the words "first day of March" and insert the following: "fifteenth day of December."

On line 3, Section 5, strike out the words "fifteenth day of April" and insert "fifteenth day of February."

On line 4, Section 13, after the words "lakes"- strike out the words "that this be done" and insert the following: "notice of such closing to be posted at said lake or lakes."

On line 5, Section 5, strike out the words "cut into."

And when so amended recommend the same do pass.

A. J. RULON,
Chairman.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 199. A Bill For an Act to Amend and Re-enact Section 10322a4 of the Supplement to the Compiled Laws 1913 relating to the powers and duties of the North Dakota Game and Fish Board.

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

A. J. RULON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 205. A Bill For an Act to Regulate the Sale of Goods, Wares, Merchandise or Any Property Whatever by Persons who Travel or go From House to House or Place to Place in Any County in the State of North Dakota to sell, barter or exchange any Goods, Wares, Merchandise or Any Property Whatever; Providing for Issuing Licenses for Making Sale Thereof; Providing for the Levy, Assessment, Collection and Payment of Tax or License Fee; Providing for regulations of the sale thereof and penalty for Violation of this act; Defining the duties imposed upon Coun-

ty Officers under Provisions of this act and Providing for what purpose the revenue received from licenses or tax under the Provision of this act shall be used and repealing acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 215. A Bill For an Act relating to banking, regulating the administration of the affairs of insolvent banks, providing for their liquidation, vesting the proceedings and requesting it to assume original jurisdiction in Supreme Court with jurisdiction of such liquidation furtherance of the public interest, creating the position of Supreme Court Commissioner, fixing his compensation and defining his powers and authority, and providing for the appointment of receivers of insolvent banks and continuing receiverships, and making an appropriation to meet the expenses incident to carrying out the purpose of this Act, and directing the Supreme Court to exercise its supervisory authority over the District Court in proceedings for liquidating the affairs of insolvent banks, and providing for the reopening and reorganization of closed or suspended banks, and providing for liquidation of closed banks by the depositors therein, and designating a custodian of records and property after winding up receiverships, and providing for the covering into the general fund of the state of unclaimed dividends.

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

ALFRED O. BROWN,
Chairman.

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

The Majority Committee on Judiciary made the following report:

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred:

House Bill No. 231. A Bill (Regulating the Management of Hospitals, and the Practise of Medicine, surgery and chiropractic therein). An Act Defining a Public Hospital and Management Thereof; Governing the Practice of Medicine, Surgery and Chiropractic therein; authorizing Hospitals to Adopt Rules, Regulations and By-Laws; to Enforce the Same;

to Suspend Physicians, Surgeons and Chiropractics Practising Therein; Providing for Appeals to the Courts and Limiting the Damages, if any, for the Suspension of the Right to Practise Medicine, Surgery and Chiropractic in such hospital.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
GORDON COX,
M. H. LYNCH,
F. G. HILDEBRAND,
A. W. FOWLER,
P. R. TRUBSHAW,
T. E. SLEIGHT,
J. H. HENRICKSON,
JOSEPH RENNER,
JOHN G. PLATH,
H. E. WEDEL.

Mr. Cox moved that the report be adopted.

A Minority of the Committee on Judiciary to whom was referred:

House Bill No. 231. A Bill (Regulating the Management of Hospitals, and the Practise of Medicine, surgery and chiropractic therein). An Act Defining a Public Hospital and Management Thereof; Governing the Practice of Medicine, Surgery and Chiropractic therein; authorizing Hospitals to Adopt Rules, Regulations and By-Laws; to Enforce the Same; to Suspend Physicians, Surgeons and Chiropractics Practising Therein; Providing for Appeals to the Courts and Limiting the Damages, if any, for the Suspension of the Right to Practise Medicine, Surgery and Chiropractic in such hospital.

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

O. E. ERICKSON,
O. H. ANDERSON,
R. O. SIGNALNESS,
J. H. McCAY,
WM. A. THATCHER.

Mr. Erickson of Kidder moved that the report of the Minority be substituted for the report of the Majority.

Which motion was lost.

The question being on the motion by Mr. Cox that the report of the Majority be adopted.

Roll call demanded and granted.

ROLL CALL

The question being on the motion of Mr. Cox that the report of the Majority, recommending House Bill 231 for indefinite postponement be adopted, the roll was called, and there were ayes 81, nays 28, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Peters
Bohnsack	Holthusen	Plath
Bollinger	Iverson, Griggs	Polfuss
Brown, Adams	Iverson, McKenzie	Renner
Brown, Stutsman	Jardine	Roberts
Burkhart	Johnson, McKenzie	Rulon
Burns	Johnson, Traill	Sleight
Butt	Johnston	Sperry
Carlson	Kapfer	Steedsman
Cox	Keierleber	Swendseid
Craig	Kelly	Streich
Ehr	Larvick	Tester
Ellingson	Lavik	Thompson, Burleigh
Elken	Lee	Thompson, Ramsey
Ferris	Lynch	Traynor
Fettig	Lyon	Trubshaw
Flom	McDowall	Tweten
Fowler	McGauvran	Twichell
Freeman	McGinnis	Van Berkorn
Gilchrist	McManus	Veitch
Gudmestad	Martin	Watt
Halcrow	Meidinger	Wedel
Hanson	Miller	Westford
Hauge	Montgomery	Wilson
Helbling	Muus	Worner
Henrickson	Oberg	Mr. Speaker
Hildebrand	Olafson	Zimmerman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Kamrath	Signalness
Anderson, Divide	Levin	Siverson
Boeckel	Lillehaugen	Standley
Bubel	Lofthus	Svingen
Conway	McCay	Swett
Erickson, Kidder	Opdahl	Thatcher
Erickson, McLean	Owings	Treffry
Fedje	Quam	Yeater
Frojen	Rabe	
Johnson, Foster	Richardson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson, Ward	Shurr

So the Majority report was declared adopted.

Mr. Cox moved that the vote by which the Majority report on House Bill No. 231 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. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 167. A Bill For an Act Providing for Appeals from Final Decisions Rendered by the Depositors' Guaranty Fund Commission of the State of North Dakota to the District Court, and Appeals from the District Court to the Supreme Court, and Providing for the Procedure upon said Appeals.

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

Strike out everything after the words "A Bill" and place in lieu thereof the following:

"For an Act providing a hearing upon claims rejected by the Depositors' Guaranty Fund Commission of the State of North Dakota, for appeals from Final Decisions Rendered by said Commission to the District Court of Burleigh County and for Appeals from said District Court to the Supreme Court, and providing for the procedure upon such hearing and appeals.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1. The Depositors' Guaranty Fund Commission may provide for hearing upon rejected claims, either before the Commission or any member thereof, or a referee to be appointed by the Commission, at the State Capitol, or elsewhere within the State, upon majority vote of the Commission. Upon application of the attorney for the Guaranty Fund or of the claimant, the Commission or the Referee shall request the Clerk of the District Court of the county wherein any such hearing is to be held or of the county wherein the witness resides to issue a subpoena for any witness whose testimony is desired. Upon such request, the Clerk of said District Court shall issue such subpoena commanding him to appear at the time and place set for such hearing and answer questions. Such subpoena may be served anywhere within the State and such person, upon payment of the mileage and per diem required for witnesses in the District Courts shall attend such hearing. If any person so subpoenaed shall fail to appear or to obey such order, the Judge of the Court from which such subpoena is issued shall have authority and jurisdiction to punish such person for contempt.

Section 2. At any hearing where testimony is taken the Commission, or its Referee, shall have authority to administer oaths and may require a stenographic report to be taken and transcribed, or the testimony reduced to writing and subscribed by the witness. The Commission shall after hearing upon such rejected claims enter their order determining whether such rejected deposits shall be finally rejected or allowed as guaranteed. Upon such hearing the technical rules of evidence shall not be applied. The aim of the hear-

ing before the officer conducting the same shall be to ascertain the truth as to whether a claim is within the protection of the Guaranty Fund, and the extent thereof, and the officer shall exercise his sound discretion in admitting or excluding evidence with that aim in view.

If any claimant, whose claim has been rejected in whole or in part by the final action of the Commission, feels aggrieved thereby, he may within thirty days after notice of such rejection, appeal from the order of the Commission to the District Court of Burleigh County. Notice of appeal shall be served upon a member or upon the secretary of such Commission. The appealing party shall give good and sufficient bond in the sum of Two Hundred Fifty Dollars to be approved by the Clerk of the District Court, obligating said party to pay any and all costs, not exceeding said sum, which may be awarded against him upon said appeal by the District Court or by the Supreme Court, in the event a further hearing is had in the Supreme Court. Said bond shall run to the Depositors' Guaranty Fund Commission of the State of North Dakota for the benefit of the Depositors' Guaranty Fund of said State. Such appeal shall be deemed perfected upon filing such notice of appeal and bond with the Clerk of said District Court.

The record upon said appeal to the District Court shall consist of the entire record made upon the hearing before the Referee and the Commission, including the transcript of any and all testimony taken, all exhibits or copies thereof, and any affidavits or depositions received or considered by said Referee or Commission, and also the Findings of Fact and report of the Referee and the order of the Commission, and any other matter made a part of the record upon which the Commission has based its decision. It shall be the duty of the Commission to prepare and transmit to the Clerk of said District Court within thirty days after the perfection of such appeal such record on appeal, and upon the receipt of the same the Clerk shall forthwith place said appeal upon the calendar of said District Court for hearing at the next term thereof or at such time as the Supreme Court may by rule provide.

The District Court shall take judicial notice of the rules and regulations promulgated by the Commission relative to the manner of proof upon hearing of such claims and all proofs adduced in conformity with such rules or with this Act shall be deemed competent, but the Supreme Court shall have supervisory control over any rules promulgated by the Commission and any rule disapproved by the Supreme Court shall be deemed null and void. The Findings of the Commission upon all disputed primary facts shall have the same force and effect and be subject to the same review as the verdict of a jury in a civil action in the District Court, but the District Court upon appeal shall exercise its own independent judgment as to any ultimate facts, mixed questions of law and fact, and questions of law arising from the record an appeal. The term primary facts used herein shall be construed to mean those facts which make up the details of the transaction which is claimed to have resulted in a de-

posit. The terms "ultimate facts" and "mixed questions of law and fact" used herein shall be construed to mean all conclusions and deductions to be drawn from the primary facts as to the effect or result that should follow therefrom.

Upon the hearing of such appeal the District Court shall review the records and proceedings certified to its as herein provided and thereupon make its order either affirming, reversing, or modifying the order of the Commission. If the District Court shall be of the opinion that prejudicial error has been committed by the Referee or the Commission in the exclusion of evidence, the Court may return the record to the Commission with directions to have such evidence taken and new Findings of Fact made upon the entire record.

The right of appeal hereby granted shall apply only

(1) to any party whose claim has been rejected by the Commission and who has properly demanded a hearing as provided in Section One of this Act, and

(2) to any party whose claim has been finally rejected by the Commission prior to the effective date of this Act, provided that such last named party may, at any time within six (6) months after such effective date, apply to said Commission for a rehearing upon his claim and if said rehearing be denied, or if satisfactory relief be denied upon such rehearing, may appeal from the decision of the Commission within the time and in the manner herein provided.

If the claimant or the Commission feels aggrieved at the order of the said District Court, such aggrieved party may within thirty days after notice of such order make application to the Supreme Court for a writ of certiorari to review the decision and order of the said District Court and if from such application it shall appear to the Judges of the Supreme Court that there is probably reason to believe that the District Court has incorrectly decided a question of fact or has erroneously applied the law thereto they shall issue such writ directed to the District Court requiring it to certify to said Court the record on appeal together with the order of said District Court. The Supreme Court shall thereupon determine from the record whether or not there has been any error committed by the District Court in the decision of any question of fact or in the application of the law to the facts and after due consideration, shall make its order either affirming, reversing, or modifying the order of the District Court.

The Supreme Court under the exercise of its supervisory power over District Courts may designate one or more District Judges to hear and determine such appeals from the final decisions of the Commission and it may adopt such rules and regulations as to it may appear advisable for the expeditious hearing and determination of such appeals.

Section 3. 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 same do pass.

GORDON COX,
Chairman.

The Majority Committee on Appropriations made the following report:

Mr. Speaker: The Majority of your Committee on Appropriations to whom was referred:

House Bill No. 243. A Bill For an Act to Amend and Re-enact Section 189b3 of the Supplement to the Compiled Laws of 1913.

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

WM. WATT,
D. L. PETERS,
M. W. KELLY,
R. C. MONTGOMERY,
J. M. THOMPSON,
JOHN HALCROW,
IRA. J. WILSON,
EDWIN TRAYNOR,
ALFRED O. BROWN,
J. BOLLINGER.

Mr. Watt moved that the report of the Majority be adopted.

The Minority Committee on Appropriations made the following report:

Mr. Speaker: The Minority of your Committee on Appropriations to whom was referred:

House Bill No. 243. A Bill For an Act to Amend and Re-enact Section 189b3 of the Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ROY A. YEATER,
JAMES McMANUS,
JOHN QUAM,
HERMAN F. BUTT,
J. H. BURKHART,
FRANK J. LYON,
MINNIE D. CRAIG,
O. C. ANDERSON.

Mr. Burkhart moved that the report of the Minority be substituted for the report of the Majority.

Which motion was lost.

The question being on the motion of Mr. Watt that the report of the Majority be adopted, a vote was taken and the report of the Majority was declared adopted.

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 249. A Bill For an Act to Amend and Re-enact Section 6954a1 Supplement to the 1913 Compiled Laws, relating to the collection of items through banking channels and establishing the liability of collecting agencies.

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

The following amendments refer to the printed bill.

After the Enactment clause insert "Section 1 Amendment".

On the printed bill line 20, page 2, strike out the word "or" following the word "depositor".

At the end of bill add "Section 2. Emergency. This Act is hereby declared to be an emergency measure and shall take effect from and after its passage and approval."

And when so amended recommend the same do pass.

ALFRED O. BROWN,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 251. A Bill For an Act Providing that the Right of Any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to enforce the Collection of the Same shall be Suspended until July 1st, 1929; Providing the rate of Interest such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of All Tax Certificates or Tax Liens Held by the County on any Lands that have been Foreclosed Under Said Acts.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 252. A Bill For an Act to Provide for the Payment by the Bank of North Dakota of Taxes on Certain

Lands that the State Treasurer as Trustee of the State of North Dakota holds as Security under Chapter 154, of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory thereof; Making an Appropriation therefor; Providing for the Reimbursement of the Bank of North Dakota therefrom and Establishing a Revolving Fund Therefor.

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

L. L. TWICHELL,
Chairman.

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

A Majority of the Committee on State Affairs made the following report:

Mr. Speaker: A Majority of your Committee on State Affairs to whom was referred:

House Bill No. 257. A Bill For an Act authorizing the Bank of North Dakota to purchase the Tax Sale Certificates held by private purchasers on land upon which the Manager of the Bank of North Dakota has made foreclosure as Agent of the State Treasurer as Trustee of the State of North Dakota; for the creation of a revolving fund of \$300,000, to be used for such purpose; fixing the status of tax sale certificates held by the county on land upon which the Bank of North Dakota has foreclosed as agent of the State Treasurer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
A. J. RULON,
J. K. OLAFSON,
C. VERNON FREEMAN,
GUY L. ELKEN,
P. R. TRUBSHAW,
J. F. ZIMMERMAN,
A. N. FLOM,
CARL LARVICK,
C. A. MILLER.

Mr. Twichell moved that the report of the Majority be adopted.

A Minority of the Committee on State Affairs made the following report:

Mr. Speaker: A Minority of your Committee on State Affairs to whom was referred:

House Bill No. 257. A Bill For an Act authorizing the Bank of North Dakota to purchase the Tax Sale Certificates held by private purchasers on land upon which the Manager of the Bank of North Dakota has made foreclosure as Agent of the State Treasurer as Trustee of the State of North Da-

kota; for the creation of a revolving fund of \$300,000, to be used for such purpose; fixing the status of tax sale certificates held by the county on land upon which the Bank of North Dakota has foreclosed as agent of the State Treasurer.

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

ROY A. YEATER,
JAMES McMANUS,
FRED FERRIS,
C. N. LEE,
PETER KEIERLEBER,
CHAS. F. STREICH.

Mr. McManus moved as a substitute motion that the report of the Minority be adopted.

Roll call demanded and granted.

Mr. Twichell moved a call of the House.

Which motion prevailed.

Call of the House ordered.

Upon call of the House, Mr. Johnson of Ward was found to be absent.

Mr. Brown of Adams moved that the further proceedings under the call of the House be suspended.

Which motion prevailed.

ROLL CALL

The question being on substitute motion of Mr. McManus that the report of the Minority be adopted, the roll was called, and there were ayes 51, nays 60, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Opdahl
Anderson, Divide	Iverson, McKenzie	Owings
Anderson, Sargent	Johnson, Foster	Quam
Boeckel	Johnson, McKenzie	Renner
Bubel	Kamrath	Richardson
Burkhart	Kapfer	Shurr
Butt	Keierleber	Signalness
Carlson	Lavik	Siverson
Conway	Lee	Swendseid
Craig	Levin	Streich
Erickson, Kidder	Lillehaugen	Swett
Erickson, McLean	Lofthus	Svingen
Fedje	Lyon	Thatcher
Ferris	McCay	Treffry
Gilchrist	McManus	Tweten
Hanson	Martin	Van Berkom
Hildebrand	Oberg	Yeater

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Roberts
Bohnsack	Holthusen	Rulon
Bollinger	Jardine	Sleight
Brown, Adams	Johnson, Traill	Sperry
Brown, Stutsman	Johnston	Standley
Burns	Kelly	Steedsman
Cox	Larvick	Tester
Ehr	Lynch	Thompson, Burleigh
Ellingson	McDowall	Thompson, Ramsey
Elken	McGauvran	Traynor
Fettig	McGinnis	Trubshaw
Flom	Meidinger	Twichell
Fowler	Miller	Veitch
Freeman	Montgomery	Wedel
Frojen	Muus	Watt
Gudmestad	Olafson	Westford
Halcrow	Peters	Wilson
Hauge	Plath	Worner
Helbling	Polfuss	Zimmerman
Henrickson	Rabe	Mr. Speaker

Absent and not voting:

Messrs.
Johnson, Ward

So the motion was declared lost.

The question being on the motion of Mr. Twichell that the report of the Majority, recommending that House Bill No. 257 be indefinitely postponed be adopted, a vote was taken and the report of the Majority was declared adopted.

Mr. Twichell moved that the vote by which the House adopted the report of the Majority on House Bill No. 257 be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailtd.

A Majority of your Committee on Agriculture made the following report:

Mr. Speaker: A Majority of your Committee on Agriculture to whom was referred:

House Bill No. 265. For an Act to Define, Regulate and License Farmers to Create a Farm Council and to provide a penalty for a violation of the provisions hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. M. BROWN,
J. D. HOLTHUSEN,
LARS ELLINGSON,
HUGH McDOWALL,
THOS. GUDMESTAD,
GUY L. ELKEN,

CARL LARVICK,
R. C. MONTGOMERY,
J. M. THOMPSON,
G. W. HOFFMAN.

Mr. Elken moved that the report be adopted.

The Minority of your Committee on Agriculture made the following report:

Mr. Speaker: A Minority of your Committee on Agriculture to who was referred:

House Bill No. 265. For an Act to Define, Regulate and License Farmers to Create a Farm Council and to provide a penalty for a violation of the provisions hereof.

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

On page 2 of the printed bill, line 3, strike out the words "for a Compensation or valuable consideration".

And when so amended recommend the same do pass.

PETER KEIERLEBER,
ERNEST F. JOHNSON,
O. F. ANDERSON,
R. O. SIGNALNESS,
ALBERT VAN BERKOM

Mr. Martin moved that the report of the Minority be substituted for the report of the Majority.

Which motion was lost.

The question being on the motion of Mr. Elken that the report of the Majority, recommending that House Bill No. 265 be indefinitely postponed, be adopted, a vote was taken and the Majority report was declared adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 266. A Bill For an Act to Amend and Re-enact Section 2618 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913.

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

A. N. FLOM,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 275. 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 State of North Dakota, the Provinces of Saskatchewan and Manitoba and the Dominion of Canada and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Mouse River (named the Souris River in Canada) and the Rights of said State of North Dakota and said Provinces and the Dominion of Canada and the United States Thereto.

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

L. L. TWICHELL,
Chairman.

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

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 276. A Bill For an Act to Amend and Re-enact Section 1224, of the Supplement to the Compiled Laws of North Dakota for 1913 and Section 1225 of the Compiled Laws of North Dakota for 1913 Relating to a Tax of Two Mills for School Purposes; Creating a County Tuition Fund; Providing for the Apportionment thereof, and Repealing Chapter 107 of the Session Laws of North Dakota for 1921 and all Acts or Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

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

The Majority of the Committee on Election and Election Privileges made the following report:

Mr. Speaker: A Majority of your Committee on Election and Election Privileges to whom was referred:

House Bill No. 278. A Bill For an Act Prescribing Penalties for Failing, Neglecting or Refusing to Vote at Any General Election.

Have had the same under consideration and a Majority of the Committee recommend that the same be amended as follows:

On page 2 of the printed bill, Section 4, line 2 after the comma following the word "family" insert the following: "or other circumstances beyond his control."

And when so amended recommend the same do pass.

PETER BOECKEL,
J. K. OLAFSON,
CHAS. F. STREICH,
ANDREW JOHNSTON,
JOHN B. PLATH.
C. VERNON FREEMAN.

The Minority of the Committee on Election and Election Privileges made the following report:

Mr. Speaker: A Minority of your Committee on Election and Election Privileges to whom was referred:

House Bill No. 278. A Bill For an Act Prescribing Penalties for Failing, Neglecting or Refusing to Vote at Any General Election.

Have had the same under consideration and a Minority of the Committee recommend that the same be indefinitely postponed.

JOHN C. POLFUSS,
RICH. BUBEL,
W. J. GILCHRIST,
BEN FEDJE,
LARS ELLINGSON.

Mr. Freeman moved that the report of the Majority be adopted.

Mr. Ellingson moved as a substitute motion that the report of the Minority be adopted.

Roll call demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Ellingson that the Minority report recommending that House Bill No. 278 be indefinitely postponed, be adopted, the roll was called, and there were ayes 63, nays 47, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Polfuss
Anderson, Divide	Hoffman	Quam
Anderson, Sargent	Holthusen	Renner
Bohnsack	Iverson, Griggs	Richardson
Bubel	Iverson, McKenzie	Roberts
Burkhart	Johnson, Foster	Rulon
Burns	Johnson, McKenzie	Shurr
Butt	Johnson, Traill	Sperry
Carlson	Kamrath	Standley

Messrs.	Messrs.	Messrs.
Conway	Kapfer	Steedsman
Craig	Keierleber	Swendseid
Ellingson	Lavik	Swett
Ferris	Levin	Svingen
Fettig	Lillehaugen	Treffry
Frojen	Lofthus	Tweten
Gilchrist	McManus	Van Berkom
Gudmestad	Martin	Watt
Hanson	Miller	Wedel
Hauge	Muus	Westford
Helbling	Owings	Worner
Henrickson	Peters	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Kelly	Signalness
Boeckel	Larvick	Siverson
Bollinger	Lee	Sleight
Brown, Adams	Lynch	Streich
Brown, Stutsman	Lyon	Tester
Cox	McCay	Thatcher
Ehr	McDowall	Thompson, Burleigh
Elken	McGauvran	Thompson, Ramsey
Erickson, Kidder	McGinnis	Traynor
Erickson, McLean	Meldinger	Trubshaw
Flom	Montgomery	Twichell
Fowler	Oberg	Veitch
Freeman	Olafson	Wilson
Halcrow	Opdahl	Yeater
Jardine	Plath	Zimmerman
Johnston	Rabe	

Absent and not voting:

Messrs.	Messrs.
Fedje	Johnson, Ward

So the Minority report was declared adopted.

Mrs. Craig moved that the vote by which the report of the Minority on House Bill No. 278 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. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 279. A Bill For an Act to Permit the District Court to Parole Persons Confined in the County Jail, Serving a Sentence, to the County Commissioners of the Various Counties of the State for the Purpose of Performing Work and Labor upon the Construction, Maintenance and Up Keep of State, County and Township Roads, and Providing that Such Persons in Such Confinement in any County May Be Transferred by any Presiding District Judge, from One County to any Other County in the State, Upon an Order

Issued After a Proper Application and Hearing Before said Judge, and be Committed to the Sheriff of such County in Accordance with the Terms of his Sentence, and for the Paroles of such Persons Serving Sentence in any County Jail, and Providing for Maintenance and Support and Compensation, and Punishment of such Persons that may Violate their Paroles.

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

On page 2 of the printed bill, in line 12, after the word "county" strike out "or to any other district court within the state of North Dakota."

On page 2, line 18, before the word "county" insert the word "such."

On page 3 of the printed bill in line four, after the word "dollar" strike out the words "and fifty cents."

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

House Bill No. 280. A Bill For an Act Levying a Poll Tax upon all Citizens of the State Defining the Citizens Duty to Exercise his Franchise Right at Elections and Providing a Reduction of the Poll Tax for Such as Exercise the Right of Franchise, and Providing Penalties to such as Do Not Exercise the Right of Franchise Unless a Reasonable and Satisfactory Explanation of such Failure be Made to the Officers of the Township, Town or City in which such Citizen Resides.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. VERNON FREEMAN,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 281. A Bill For an Act Providing Motor Vehicle Liability Insurance, Upon Motor Vehicles in Connection with the Licensing Thereof; Providing for the Terms of such Insurance and the Approval of the Form Thereof, Conditions for the Cancellation of Such Insurance and Penalties for Violation of the Provisions of the Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 285. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to the salaries of County Auditor, County Treasurer, Sheriffs and county superintendents of schools.

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

L. L. TWICHELL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 291. A Bill For an Act Relating to the Use of Paint Spraying Machines Where it is Impracticable to Use Booths and Providing a Penalty.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 305. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 182 of the Session Laws of 1923, being Section 5235A1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be amended as follows:

The following amendments refer to the printed bill.

At the end of line 9 strike out the word "State" and the

word "Examiner" at the beginning of line 10 and insert in lieu thereof "Secretary of the Industrial Commission."

At the end of line 12 strike out the words "State Examiner" and insert in lieu thereof the following: "Secretary of the Industrial Commission."

After line 12 insert the following paragraph: "The office of such Secretary of the Securities Commission shall be in the office of the Industrial Commission."

Strike out all of lines 13, 14, 14a, all of line 15 to the word "In."

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 309. A Bill For an Act requiring agents of railroad companies to report to the Sheriffs of their respective counties the fact that emigrant cars are ordered, and relating further to the duties of the sheriffs and providing penalties therefor.

Have had the same under consideration and recommend that the same be amended as follows:

The following amendments refer to the printed bill.

In line 4, page 1, strike out the comma and insert in lieu thereof a period. And strike out the balance of Section 1.

In line 1a strike out the word "is" and insert in lieu thereof the word "are."

In line 5, page 2, strike out the word "perspective" and insert in lieu thereof "prospective."

In line 8, page 2, strike out the period and insert in lieu thereof a semi-colon and add the following: "and the Railroad shall be liable to the County for the amount of such personal tax, in the event of the failure of the agent to so notify the sheriff; such amount to be recovered by action."

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 310. A Bill For an Act to Amend and Re-enact Section 630a4 of the Supplement to the Compiled Laws of North Dakota, for 1913, relating to notice given

by Weed Commissioner, relative to the Sow Thistle and duties of Commissioner.

Have had the same under consideration and recommend that the same do pass.

GUY L. ELKEN,
Chairman.

Mr. Elken moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 314. A Bill For an Act to Amend and Re-enact Section 1370 of the Compiled Laws of North Dakota for the year 1913, Relating to Teachers' Examinations Conducted by County Superintendent and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend the same do pass.

EDWIN TRAYNOR,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 315. A Concurrent Resolution. For an Amendment to Section 82 of the Constitution of the State of North Dakota, Relating to the Election of State Officers and Fixing the Qualifications and Terms of said Officers.

Have had the same under consideration and recommend the same do pass.

EDWIN TRAYNOR,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 342. A Bill For an Act providing for Qualification of Teachers in City Schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Federal Relations made the following report:

Mr. Speaker: Your Committee on Federal Relations to whom was referred:

Concurrent Resolution "E", Introduced by Senator Whitman, relative to a commission to act with like commission of other states and a commission of the federal government with reference to the celebration of the two hundredth anniversary of the birth of George Washington.

Have had the same under consideration and recommend that the same do pass.

S. W. THOMPSON,
Chairman.

Mr. Thompson 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. Speaker: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 135. A Bill For an Act Forbidding any Person to Act or be Appointed as Game Warden, Deputy Game Warden, or Special Deputy Game Warden who is in the Employ or Acting Agent of any Person or Persons who Own, Operate, Hold or Possess any Land, or Lease upon Land, for Hunting Purposes within the State of North Dakota and Making the Violation thereof a Misdemeanor.

Have had the same under consideration and recommend the same do pass.

A. J. RULON,
Chairman.

Mr. Rulon moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 16, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. Davenport, acting in place of Rev. Vater.

Roll call.

All members present except: Messrs. Johnson of Ward and Yeater.

Mr. Helbling moved that the absentees be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-second Day after recess and Forty-third day and recommend that the same be corrected as follows:

Page 19, insert slug between lines 8 and 9:

Page 28, insert the letters "cu" before the syllables "lois" at the beginning of line 41.

Page 30, strike out the figure "1" in line 18 and insert in lieu thereof the figure "5".

Page 35, strike out lines "18 to 28" inclusive and insert in lieu thereof:

Senate Bill No. 83. A Bill For an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913, relating to Wolf Bounty.

And when so corrected recommend the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication from J. W. Hempel addressed to Mrs. Craig, favoring the passage of House Bill No. 222, the evolution bill, was referred to the Committee on Education.

A petition signed by Mrs. E. B. Knapp, and 91 others, protesting against the passage of the Sunday Moving Picture Bill, was referred to the Committee on State Affairs.

A petition signed by W. F. Prohal, and fourteen others, protesting against the passage of the anti-evolution bill, was referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

Also,

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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,

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

Also,

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the year 1913, providing that Townships and Municipalities may contribute to the support of District Fair Association.

Also,

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

Also,

House Bill No. 119. 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.

Also,

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Also,

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Also,

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

Also,

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

Were delivered to the Governor for his approval at the hour of 10:00 o'clock February 16.

E. E. VEITCH,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

Also,

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Sec-

tion 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Also,

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

Also,

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Resolution by Mr. Halcrow.

Also,

House Bill No. 209. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913, Relating to Special School Districts.

Also,

House Bill No. 25. A Bill For an Act to Provide for the Nomination and Election of Candidates for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions, United States Senator, Members of Congress, Judges of the Supreme and District Courts, all Elective State and County Officers, Members of the Legislative Assembly, County Commissioners, Party Precinct Committeemen and County Official Newspaper; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in Conflict Herewith, including Sections 910 to 916 inclusive, Compiled Laws 1913 and to Change the Date of Holding all General, City, Township and Village Elections.

Also,

House Bill No. 244. A Bill For an Act to Amend and Re-

enact Section 8887 of the Compiled Laws of North Dakota for the year 1913.

Also,

House Bill No. 245. A Bill For an Act to Amend and Re-enact Section 8895 of the Compiled Laws of North Dakota for the year 1913, and to Repeal Section 8896 of said Compiled Laws.

Also,

House Bill No. 247. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 101 of the Session Laws of 1925 relating to the signing of bonds by public officials.

Also,

House Bill No. 261. A Bill For an Act Authorizing and providing for the submission of controversies between the State Highway Commission of the State of North Dakota and parties contracting therewith to arbitration, and providing for the entry of judgment as in cases of arbitration between other parties and providing for the enforcement of such judgments.

Also,

House Bill No. 263. A Bill For an Act to Amend and Re-enact Section 2546a6 of the Supplement to the Compiled Laws of North Dakota, year 1913, for Application for Mothers Pension, and Hearing.

Also,

House Bill No. 267. A Bill For an Act to Amend and Re-enact Section 4550 of the Compiled Laws of North Dakota for the year 1913, Providing the Place of Holding of Stockholders and Directors meetings, and Repealing Section 4550 of the Compiled Laws of North Dakota for the year 1913.

Also,

House Bill No. 269. A Bill For an Act to Amend and Re-enact Section 9167 of the Compiled Laws of the State of North Dakota for 1913 relating to Stay of Execution in Forcible Detainer.

Also,

House Bill No. 271. A Bill For an Act Empowering Foreign Executors, Administrators, Guardians, Heirs and Legatees of Deceased Non-residents whose Estates have been Probated Outside this State to Assign Mortgages; and Confirming and Legalizing Assignments heretofore made by such Executors, Administrators, Guardians, Heirs and Legatees.

Also,

House Bill No. 274. A Bill For an Act Governing Specifications and Bids upon Paving, Requiring Bids upon Several Types to be asked for.

Also,

House Bill No. 296. A Bill For an Act to Amend and Re-enact Subdivision 6, of Section 381 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Duties of the State Historical Society.

Also,

House Bill No. 298. A Bill For an Act to Provide for the Renewal of Corporate Existence and Repealing Section No. 4562 of the Compiled Laws of North Dakota, 1913.

Also,

House Bill No. 313. A Bill For an Act Providing Additional Requirement for the office of County Coroner.

Also,

House Bill No. 225. A Bill For an Act Requiring the Board of Railroad Commissioners to Investigate and Fix Rates, Charges, Practices, Rules and Regulations of Carriers and Railroad Corporations for the Transportation of Fuel, Specifying the Proceedings therefor, Making an Appropriation for such Purpose and for the Defense of such Rates, and Repealing Sections 4798a1 to 4798a5, inclusive, of the Supplement to the Compiled Laws 1913, and Repealing Sections 4795a1 to 4795a11, inclusive, of the Supplement to the Compiled Laws 1913, so far as the same is Applicable to Rates for the Transportation of Fuel.

And find the same correctly engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 228. A Bill For an Act to Amend and Re-enact Section 544 of the Compiled Laws of 1913.

House Bill No. 51. A Bill For an Act to Amend and re-enact Section 1342 of supplement to the Compiled Laws of 1913.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 83. A Bill For an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913, relating to Wolf Bounty.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

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 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 the Federal Statutes.

Senate Bill No. 9. A Bill For an Act Making an Appropriation 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 Reenacted by Chapter 226, Laws of 1915, and as Amended and Reenacted by the Initiated Law approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923.

Senate Bill No. 26. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Special Fund Accruing from Fees collected by the State Securities Commission under the Provisions of Section 22 of Chapter 182, Session Laws 1923, the same being Section 5235a22 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 28. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Fund Accruing from Testers' License Fees Collected and Paid into the Treasury under the provisions of Chapter 103, Session Laws 1917, the same being Section 2863b7 of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925.

Senate Bill No. 95. A Bill For an Act Making an Appropriation for the Payment of Compiled Laws of 1913 Purchased by the Secretary of State for Official Purposes.

Senate Bill No. 7. A Bill For an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid into or Credited to the General Fund.

Senate Bill No. 97. A Bill For an Act to Amend and Re-enact Section 7844 of the Compiled Laws of North Dakota for the year 1913, Relating to the Power of and Proceedings had in the Supreme Court on Appeals.

Senate Bill No. 99. A Bill For an Act to Amend and Re-enact Section 8519, Compiled Laws of 1913, Relating to the Practice of Law by County Judges.

Senate Bill No. 30. A Bill For an Act to Transfer to the General Fund in the State Treasury the Balance on Hand July 1, 1927, in the Auto Transportation Fund from Moneys Collected and Credited under the Provisions of Chapter 91, Session Laws 1925, the same being Sections 2976v1 to 2976v16, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, 1913-1925, Relating to Auto Transportation Companies.

Senate Bill No. 50. A Bill For an Act to Amend and Re-enact Section 2163a7 of Supplement to Compiled Laws of the State of North Dakota 1913, being Section Seven of Chapter 318 Laws 1923.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 119. A Bill For an Act Relating to Insurance upon Lives of Directors, Officers, Agents and Employes of Corporations and Prescribing What Shall Constitute Evidence of Due Authority for all Corporate Actions with Reference Thereto.

Senate Bill No. 67. 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. 110. A Bill For an Act Providing For the Compulsory Licensing of Non-residents Making Auction Sales Within this State; Providing for the Manner of Payment of License Fee, and Providing a Penalty for the Violation Thereof.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 100. A Bill For An Act to Repeal Chapter 38 of the Session Laws of 1921, Being Sections 9191a1 to 9192a15 Inclusive, of the Supplement of the Laws of North Dakota for 1913, Relating to the Conciliation of Controversies.

Which the house has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 101. A Bill For an Act to Amend and Repeal Section 8849 of the Compiled Laws of North Dakota, 1913, Relating to Decrees of Distribution in County Court.

Which the House has amended as follows:

Strike out the word "his" following the word "in" contained in Section 8849 of the original Senate Bill. After the word "decree" where the word "decree" follows the word "such" in the original Senate Bill insert the following: "if the same effects the title to real estate". After the word "lands" following the word "register" in the original Senate Bill insert the following: "in every county where such land distributed is situated".

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 74. A Bill For an Act Authorizing and Empowering the Board of Railroad Commissioners to appoint Examiners for the Purpose of Holding Hearings, and Describing the Powers and Duties of Such Examiners.

Which the House has amended as follows:

In the engrossed bill as the same came from the Senate, strike out the words "or any employees of said Board" where the same occurs in lines 4 and 5 of Section 1, insert in lieu thereof "the Chief Statistician or the Chief Engineer of said Board".

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to return:

Senate Bill No. 47. A Bill For an Act to Amend and Re-

enact Section 2898, Compiled Laws of North Dakota for 1913, Relating to the Manner of Labeling and Branding Seeds Offered for Sale Within the State of North Dakota.

Which the House has amended as follows:

Strike out lines 24, 25 and 26 of the bill as passed by the Senate and insert in lieu thereof the following: "Third: the percentage of germination and the date of last testing of all seed corn, sweet clover, red clover and alfalfa. "Fourth: The name of the county and state where grown in the case of seed corn, or the name of the state where grown in the case of alfalfa seed".

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. President: I have the honor to transmit herewith the following:

A Concurrent Resolution by Mr. Signalness and Mr. Tester.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 37. A Bill For an Act Making an Appropriation 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. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

House Bill No. 98. A Bill For an Act to Repeal Section 7 of Chapter 203, Session Laws 1919, relating to Vocational Education.

Which the Senate has passed unchanged.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 16, 1927.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 112. A Bill for an Act Providing for the Establishment, Maintenance and Operation, for the Benefit of the State, of a Plant at the State Penitentiary for the Manufacture of Automobile License Tags and Road Markers, and Making an Appropriation Therefor.

House Bill No. 147. A Bill For an Act to amend and re-enact Section 4220 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913 relating to the compensation of the township clerks and supervisors.

Which the Senate has indefinitely postponed.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, N. D.
February 16, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 169. A Bill For an Act Limiting the Time in Which to File Claims Against the Returned Soldiers Fund Under the Provisions of Chapter 206, Laws of 1919, and Laws Amendatory Thereto.

Senate Bill No. 175. A Bill For an Act Empowering and Authorizing Cities under the Commission Form of Government to Refund and Reissue special improvement warrants upon the Surrender of the Outstanding Warrants by the Holders Thereof.

Senate Bill No. 182. A Bill For an Act to amend and re-

enact Section 3812 of the Compiled Laws of the State of North Dakota for 1913, relating to additional duties of City Auditors under the Commission System of Government.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
W. D. AUSTIN,
Secretary.

MOTIONS AND RESOLUTIONS

Mr. Erickson of Kidder asked permission to withdraw the Concurrent Resolution introduced by him, and explained his reasons for withdrawing the Concurrent Resolution:

Mr. Speaker: I am about to ask for withdrawal of my Concurrent Resolution demanding that the Bank of North Dakota should invest some of its surplus money now outside of the State.

Before making this motion I would like permission to state why this resolution was introduced; also why I now ask to have it withdrawn.

This resolution demanding that the Bank of North Dakota invest some of the money it now has on deposit was introduced for the following reasons:

- (1) The bank has over \$8,000,000.00 outside the state drawing 1¼% interest.
- (2) It has over \$1,000,000.00 of Bank of North Dakota bonds drawing 4¼%.
- (3) It has over \$1,000,000.00 in closed banks drawing nothing.

We contend, Mr. Speaker, that if half of the first two items was invested in tax certificates, the difference in the rate of interest would take care of the money in closed banks which will ultimately have to be charged off.

Now, Mr. Speaker, as to the reason for withdrawing this resolution: The majority faction of this Legislature will be held responsible for the legislation passed here this winter. We find nothing has been done to clear up or take care of the present mixup as to hail insurance taxes due. We feel we would not want to be parties to causing the Bank of North Dakota to get into possible litigation over this matter. So we ask permission to withdraw this resolution.

The House acceded to the request of Mr. Erickson of Kidder that the Concurrent Resolution be withdrawn.

CONCURRENT RESOLUTION

Introduced by R. O. Signalness
and Walter Tester

Memorializing the Congress of the United States to Establish the Roosevelt National Park in Billings County,

North Dakota; and to Provide for the Substitution of Public Lands of the United States for the State School Lands located Within the Proposed Park Area.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING:

Whereas, there is now pending in the Congress of the United States a bill to establish the Roosevelt National Park in Billings County, North Dakota, introduced by Congressman Sinclair of North Dakota, December 7th, 1925, being H. R. 3942, and,

Whereas, the tract of land in such proposed park consists of the petrified forest and the famous "Badlands," lying on both sides of the Little Missouri River in Billings County, North Dakota, where Theodore Roosevelt operated his historic cattle ranches and hunted wild game in the early history of Dakota territory, and which tract is admirably fitted by nature for scenic purposes, and preserves in its natural state the mountainous character and the wild unchanged condition which existed in the West fifty years ago, and which tract it is practicable and appropriate to preserve as a National Park in the honor of Theodore Roosevelt, in the interest of American scenic beauty and as a relic of the traditional pioneer conditions of the West which have all but disappeared from the North American Continent; and,

Whereas, there is included in said proposed park area approximately forty-two thousand (42 000) acres of public lands belonging to the State of North Dakota known as State School lands, which was granted to it by the United States under Sections 10 and 11 of the Enabling Act of February 22nd, 1889, to be held in trust by the State of North Dakota for the common schools, which lands, on account of its rough and barren character, cannot be sold for the minimum price of ten dollars (\$10.00) per acre as prescribed in Section 11 of said Enabling Act, and from which the State of North Dakota gets only a nominal income; and, it further appearing that it would be expedient to exchange the said State school lands located within such proposed park area, for public lands of the United States of like quality, character, and value located in the vicinity of such proposed park;

Now, Therefore, Be It Resolved, that this Twentieth Legislative Assembly of the State of North Dakota, hereby endorses said Roosevelt National Park Project, and respectfully urges the Congress of the United States to establish a National Park as provided for in said H. R. 3942; and,

Be It Further Resolved, that Congress, in furtherance of said park project, make appropriate provision for exchanging with the State of North Dakota public lands of the United States, of equal quantity, character and value for the State school lands lying within said proposed park area heretofore granted to the State of North Dakota under the Provisions of Sections 10 and 11 of the Enabling Act of February 22nd, 1889; and,

Be It Further Resolved, that the Secretary of State transmit copies of this Memorial to the President of the United States, to the Senate and House of Representatives of the United States, and to the Senators and Congressmen for the State of North Dakota.

Mr. Twichell moved the adoption of the resolution.

Which motion prevailed.

Mr. Signalness asked to have his remarks recorded:

For a good many years I have lived in North Dakota. When I first came out here and saw this great scenery we have in the Little Missouri Valley, I thought it was the most interesting thing I had ever seen. For years, as we went by it got to be more common and I didn't think so much about it. We heard about the great scenery they have in the southern part of the United States, in Mexico and on the western coast. In 1918 I got to thinking it wou'd be fine to see this great scenery they have out there, so I did. But I found that we have in North Dakota more interesting scenery than you can find anywhere else. And it is natural scenery. it is not built up. In the Little Missouri country we have some of the most wonderful things any man would want to look upon. I think it would be worth while for our state to establish a park there.

It would be a great agricultural development advertisement for our state to have people from the east, who have heard about our country that it is supposed to grow nothing but cactus and wild men of no account, to see what we can produce out here. We have good roads leading into this part of the country.

We placed maps on the desks showing the exact location of this park.

When I took this up with Mr. Sinclair the first snag we ran up against was the question of the school land. The lands cannot be sold for less than \$10.00 an acre. Last summer I had Mr. Sinclair out there and he came to me and wanted to know if I thought an appropriation could be gotten through, and I told him no, but I believe I have an idea.

The government has land of a similar quality. Do you think you could induce them to trade the government land for school land? He said he believed it could be done; and he has taken that step since we have been down here. They said they were more than willing to do so. And they say they have sufficient lands they will trade. The school land will, in fact, be benefited by the trade. Now we are asking Congress to sanction our proposition here and see what can be done. I believe this will be a fine thing if we can put this across. Everyone of us will be benefited.

The House reverted to the Fifth Order of Business.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 194. A Bill For an Act to Amend and Re-enact Section 3688, Compiled Laws of North Dakota, 1913, relating to Vacation of Streets, Alleys and Public Grounds in Cities.

Have had the same under consideration and recommend that the same do pass.

HERMAN RABE,
Chairman.

Mr. Rabe moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: A Majority of your Committee on Education to whom was referred:

House Bill 273. An Act to abolish training, parading, teaching and preventing the use of the grounds and buildings of any institution receiving state aid, of war, and providing penalty for the violation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN G. FLATH,
W. F. BELL,
MARY MCGINNIS,
T. E. SLEIGHT,
IRA J. WILSON,
G. W. HOFFMAN,
L. W. SPERRY,
J. H. FROJEN,
GUY L. ELKEN.
EDWIN TRAYNOR.

Mr. Traynor moved that the report of the Majority be adopted.

The Committee on Education made the following report:

Mr. Speaker: A Minority of your Committee on Education to whom was referred:

House Bill 273. An Act to abolish training, parading, teaching and preventing the use of the grounds and buildings of any institution receiving state aid, of war, and providing penalty for the violation.

Have had the same under consideration and recommend that the same do pass.

R. A. OWINGS,
HERBERT F. SWETT,
R. J. SIVERSON,
J. H. BURKHART,
GEO. ALJETS,
MINNIE D. CRAIG.

Mr. Swett moved that the report of the Minority be substituted for the report of the Majority.

Which motion was lost.

The question being on the motion of Mr. Traynor that the report of the Majority be adopted, a vote was taken and the Majority report was declared adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 300. A Bill For an Act relating to contracts for the furnishing of proceedings and the performance of services in connection with authorized or contemplated issues of bonds or other securities of municipalities.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN RABE,
Chairman.

Mr. Rabe 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. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 320. A Bill For an Act to Amend Section 3711 of the Compiled Laws of the State of North Dakota for the year 1913 as amended by Chapter 287 of the Laws of 1923. and to Provide for Special Assessment Funds, the Issuance and Payment of Warrants.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN RABE,
Chairman.

Mr. Rabe 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. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 329. A Bill For an Act to amend and reenact Section 3704 Supplement to the 1913 Compiled Laws relating to public work and improvements.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN RABE,
Chairman.

Mr. Rabe 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. Speaker: Your Committee on Cities and Municipal Corporations to who was referred:

House Bill No. 330. A Bill For an Act to amend and re-enact Section 3740 of the Supplement to the Compiled Laws of 1913 of the State of North Dakota, relating to special assessments for sewer and connections, and the payment of assessments therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN RABE,
Chairman.

Mr. Rabe moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD READING OF HOUSE BILLS

The Concurrent Resolution introduced by Mr. Halcrow was read.

Mr. Twichell moved that the resolution introduced by Mr. Halcrow be adopted.

Which motion prevailed.

ROLL CALL

House Bill No. 209. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913, Relating to Special School Districts.

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 71, nays 40, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Renner
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnston	Sleight
Brown, Stutsman	Keierleber	Sperry
Bubel	Kelly	Standley
Burns	Larvick	Steedsman
Cox	Lynch	Swett
Craig	Lyon	Tester
Ehr	McDowall	Thompson, Burleigh
Ellingson	McGauvran	Thompson, Ramsey
Elken	McGinnis	Traynor
Ferris	McManus	Trubshaw
Fettig	Meidinger	Tweten
Flom	Miller	Twichell
Fowler	Montgomery	Veitch
Freeman	Muus	Watt
Frojen	Oberg	Wedel
Gudmestad	Olafson	Westford
Halcrow	Opdahl	Wilson
Hauge	Peters	Worner
Helbling	Plath	Zimmerman
Henrickson	Polfuss	Mr. Speaker
Hoffman	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Quam
Anderson, Divide	Iverson, McKenzie	Richardson
Anderson, Sargent	Johnson, Foster	Shurr
Boeckel	Johnson, McKenzie	Signalness
Burkhart	Kamrath	Siverson
Butt	Kapfer	Swendseid
Carlson	Lavik	Streich
Conway	Lee	Svingen
Erickson, Kidder	Levin	Thatcher
Erickson, McLean	Lillehaugen	Treffry
Fedje	Lofthus	Van Berkom
Gilchrist	McCay	Yeater
Hanson	Martin	
Hildebrand	Owings	

Absent and not voting:

Messrs.
Johnson, Ward

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which House Bill No. 209 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Jardine moved a call of the House.

Which motion prevailed.

Call of the House ordered.

Upon a call of the House the following were found to be absent: Messrs. Johnson of Ward and Standley.

Mr. Jardine moved that further proceedings under the call of the House be suspended.

Which motion prevailed.

ROLL CALL

House Bill No. 25. A Bill For an Act to Provide for the Nomination and Election of Candidates for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions, United States Senator, Members of Congress, Judges of the Supreme and District Courts, all Elective State and County Officers, Members of the Legislative Assembly, County Commissioners, Party Precinct Committeemen and County Official Newspaper; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in Conflict Herewith, including Sections 910 to 916 inclusive, Compiled Laws 1913 and to Change the Date of Holding all General, City, Township and Village 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 60, nays 51, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Sleight
Bohnsack	Jardine	Sperry
Bollinger	Johnson, Traill	Standley
Brown, Adams	Johnston	Steedsman
Brown, Stutsman	Kelly	Tester
Burns	Larvick	Thompson, Burleigh
Cox	Lynch	Thompson, Ramsey
Ehr	McDowall	Traynor
Ellingson	McGauvran	Trubshaw
Elken	McGinnis	Twichell
Fettig	Meidinger	Veitch
Flom	Miller	Watt
Fowler	Montgomery	Wedel
Freeman	Muus	Westford
Frojen	Olafson	Wilson
Gudmestad	Peters	Worner
Halcrow	Plath	Zimmerman
Hauge	Polfuss	Mr. Speaker
Helbling	Rabe	
Henrickson	Roberts	
Hoffman	Rulon	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Opdahl
Anderson, Divide	Iverson, McKenzie	Owings
Anderson, Sargent	Johnson, Foster	Quam
Boeckel	Johnson, McKenzie	Renner
Bubel	Kamrath	Richardson
Burkhart	Kapfer	Shurr
Butt	Keierleber	Signalness
Carlson	Lavik	Siverson
Conway	Lée	Swendseid
Craig	Levin	Streich
Erickson, Kidder	Lillehaugen	Sweet
Erickson, McLean	Lofthus	Svingen
Fedje	Lyon	Thatcher
Ferris	McCay	Treffry
Gilchrist	McManus	Tweten
Hanson	Martin	Van Berkorn
Hildebrand	Oberg	Yeater

Absent and not voting:

Messrs.
Johnson, Ward

So the bill passed and the title was agreed to.

Mr. Fowle moved that the vote by which House Bill No. 25 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Conway explained his vote and asked to have his remarks recorded:

I vote "no" on this bill because it is a measure attempting to bring back into power the professional politician and

eliminate as much as possible, the influence of the farmers' vote in politics.

Mrs. Craig explained her vote and asked that her remarks be recorded:

I vote "no" because: I do not believe any law just, which legislates a faction into control.

I vote "no" because: The placing of the election precinct committeemen in March instead of in June is placing the farmer at a disadvantage, especially in time of a blizzard.

I vote "no" because: When the towns and cities elect a precinct committeeman "for each 100 votes or fraction thereof" the country is outvoted and has nothing whatever to say about party organization.

I vote "no" because: This bill proposed to enact into law the I. V. A. idea that towns and cities should absolutely control the country, and that the fool farmers should be taxed without representation in any party organization.

I vote "no" because: The people spoke in March, 1924, in no uncertain terms that they did not want this measure enacted into law.

Mr. Fedje explained his vote and asked that his remarks be recorded:

With this bill enacted into law the Progressive movement will be strangled because of unfair representation. This law is simply an attempt to bring the state under the control of ruthless political bossism. I vote "no".

ROLL CALL

House Bill No. 244. A Bill For an Act to Amend and Re-enact Section 8887 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 108, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	P.ath
Anderson, Divide	Holthusen	Polfuss
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bohnsack	Jardine	Renner
Bollinger	Johnson, Foster	Richardson
Brown, Adams	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Bubel	Johnston	Shurr
Burkhart	Kamrath	Signalness
Burns	Kapfer	Siverson
Butt	Keierleber	Sleight
Carlson	Kelly	Sperry
Conway	Larvick	Standley

Messrs.	Messrs.	Messrs.
Cox	Lavik	Steedsman
Craig	Lee	Streich
Ehr	Levin	Swett
Ellingson	Lillehaugen	Svingen
Elken	Lofthus	Tester
Erickson, Kidder	Lynch	Thatcher
Erickson, McLean	Lyon	Thompson, Burleigh
Fedje	McCay	Thompson, Ramsey
Ferris	McDowall	Traynor
Fettig	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkorn
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Wedel
Halcrow	Muus	Westford
Hanson	Oberg	Wilson
Hauge	Olafson	Worner
Helbling	Opdahl	Yeater
Henrickson	Owings	Zimmerman
Hildebrand	Peters	Mr. Speaker

Those voting in the negative were:

Messrs.
Anderson, Sargent

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Swendseid	Watt

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 245. A Bill For an Act to Amend and Re-enact Section 8895 of the Compiled Laws of North Dakota for the year 1913, and to Repeal Section 8896 of said Compiled Laws.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 109, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman

Messrs.	Messrs.	Messrs.
Carlson	Lavik	Swendseid
Conway	Lee	Streich
Cox	Levin	Sweet
Craig	Lillehaugen	Svingen
Ehr	Lofthus	Tester
Ellingson	Lynch	Thatcher
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Henrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	
Holthusen	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Halcrow	Johnson, Ward

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 247. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 101 of the Session Laws of 1925 relating to the signing of bonds by public officials.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 110, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Polfuss	Quam
Anderson, Divide	Hoffman	Rabe
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, Griggs	Richardson
Boeckel	Iverson, McKenzie	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, Foster	Shurr
Brown, Adams	Johnson, McKenzie	Signalness
Brown, Stutsman	Johnson, Traill	Siverson
Bubel	Johnston	Sleight
Burkhart	Kamrath	Sperry
Burns	Kapfer	Standley
Butt	Keierleber	Steedsman
Carlson	Kelly	Swendseid

Messrs.	Messrs.	Messrs.
Conway	Larvick	Streich
Cox	Lavik	Swett
Craig	Lee	Svingen
Ehr	Levin	Tester
Ellingson	Lillehaugen	Thatcher
Elken	Lofthus	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkorn
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Henrickson	Peters	Mr. Speaker
Hildebrand	Plath	

Absent and not voting:

Messrs.	Messrs.
Johnson, Ward	McCay

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 261. A Bill For an Act Authorizing and providing for the submission of controversies between the State Highway Commission of the State of North Dakota and parties contracting therewith to arbitration, and providing for the entry of judgment as in cases of arbitration between other parties and providing for the enforcement of such judgments.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 74, nays 35, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Henrickson	Rabe
Bell	Hoffman	Renner
Bohnsack	Holthusen	Roberts
Bollinger	Jardine	Rulon
Brown, Adams	Johnson, Trail	Sleight
Brown, Stutsman	Johnston	Sperry
Burns	Kamrath	Standley
Cox	Kelly	Steedsman
Craig	Larvick	Streich
Ellingson	Levin	Tester
Elken	Lynch	Thompson, Burleigh
Ehr	McCay	Thompson, Ramsey

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McDowall	Traynor
Fedje	McGauvran	Trubshaw
Ferris	McGinnis	Tweten
Fettig	Meidinger	Twichell
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Oberg	Westford
Gilchrist	Olafson	Wilson
Gudmestad	Opdahl	Worner
Halcrow	Peters	Zimmerman
Hauge	Plath	Mr. Speaker
Helbling	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, Foster	Quam
Anderson, Sargent	Johnson, McKenzie	Richardson
Boeckel	Kapfer	Shurr
Bubel	Keierleber	Signalness
Burkhart	Lavik	Siverson
Butt	Lee	Swett
Carlson	Lillehaugen	Svingen
Conway	Lofthus	Thatcher
Erickson, McLean	Lyon	Treffry
Hanson	McManus	Van Berkom
Hildebrand	Martin	Yeater
Iverson, Griggs	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Iverson, McKenzie	Johnson, Ward	Swendseid

So the bill passed and the title was agreed to. Emergency clause declared carried.

ROLL CALL

House Bill No. 263. A Bill For an Act to Amend and Re-enact Section 2546a6 of the Supplement to the Compiled Laws of North Dakota, year 1913, for Application for Mothers Pension, and Hearing.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 110, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnston	Signalness

Messrs.	Messrs.	Messrs.
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Streich
Cox	Lee	Swett
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, McLean	Lyon	Thompson, Ramsey
Erickson, Kidder	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Yeater
Helbling	Owings	Zimmerman
Henrickson	Petér	Mr. Speaker
Hildebrand	Plath	

Absent and not voting:

Messrs.	Messrs.
Johnson, Ward	Swendseid

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 267. A Bill For an Act to Amend and Re-enact Section 4550 of the Compiled Laws of North Dakota for the year 1913, Providing the Place of Holding of Stockholders and Directors meetings, and Repealing Section 4550 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 108, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Polfuss
Anderson, Divide	Hoffman	Quam
Anderson, Sargent	Holthusen	Rabe
Bell	Iverson, Griggs	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr

Messrs.	Messrs.	Messrs.
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Streich
Cox	Lee	Svingen
Craig	Levin	Swett
Ehr	Lillehaugen	Tester
Ellingson	Lofthus	Thatcher
Elken	Lynch	Thompson, Burleigh
Erickson, Kidder	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Tweten
Flom	McManus	Twichell
Fowler	Martin	Van Berkom
Freeman	Meidinger	Veitch
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Yeater
Helbling	Peters	Zimmerman
Henrickson	Plath	Mr. Speaker

Those voting in the negative were:

Messrs.
Owings

Absent and not voting:

Messrs.	Messrs.	Messrs.
Iverson, McKenzie	Johnson, Ward	Swendseid

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 269. A Bill For an Act to Amend and Re-enact Section 9167 of the Compiled Laws of the State of North Dakota for 1913 relating to Stay of Execution in Forcible Detainer.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 63, nays 47, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Plath
Bell	Henrickson	Rabe
Bohnsack	Hoffman	Roberts
Bollinger	Holthusen	Rulon
Brown, Adams	Jardine	Sleight
Brown, Stutsman	Johnson, Traill	Sperry
Burns	Johnston	Standley

Messrs.	Messrs.	Messrs.
Carlson	Kamrath	Steedsman
Cox	Kelly	Tester
Craig	Larvick	Thompson, Burleigh
Ehr	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Elken	McGauvran	Trubshaw
Ferris	McGinnis	Twichell
Fettig	McManus	Veitch
Flom	Meidinger	Watt
Fowler	Miller	Wedel
Freeman	Montgomery	Westford
Frojen	Muus	Wilson
Gudmestad	Olafson	Worner
Halcrow	Peters	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Johnson, McKenzie	Renner
Anderson, Sargent	Kapfer	Richardson
Boeckel	Keierleber	Shurr
Bubel	Lavik	Signalness
Burkhart	Lee	Siverson
Butt	Levin	Swendseid
Conway	Lillehaugen	Streich
Erickson, Kidder	Lofthus	Swett
Erickson, McLean	Lyon	Svingen
Fedje	McCay	Thatcher
Gilchrist	Martin	Treffry
Hanson	Oberg	Tweten
Hauge	Opdahl	Van Berkum
Hildebrand	Owings	Yeater
Iverson, Griggs	Polfuss	Zimmerman
Johnson, Foster	Quam	

Absent and not voting:

Messrs.	Messrs.
Iverson, McKenzie	Johnson, Ward

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 271. A Bill For an Act Empowering Foreign Executors, Administrators, Guardians, Heirs and Legatees of Deceased Non-residents whose Estates have been Probated Outside this State to Assign Mortgages; and Confirming and Legalizing Assignments heretofore made by such Executors, Administrators, Guardians, Heirs and Legatees.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 99, nays 10, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Rabe
Anderson, Divide	Hoffman	Renner
Bell	Holthusen	Richardson

Messrs.	Messrs.	Messrs.
Boeckel	Iverson, Griggs	Roberts
Bohnsack	Jardine	Rulon
Bollinger	Johnson, McKenzie	Shurr
Brown, Adams	Johnson, Traill	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Sleight
Burkhart	Kapfer	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Streich
Cox	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lynch	Tester
Elken	Lyon	Thatcher
Erickson, Kidder	McCay	Thompson, Burleigh
Erickson, McLean	McDowall	Thompson, Ramsey
Fedje	McGauvran	Traynor
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Peters	Worner
Hauge	Plath	Yeater
Helbling	Polfuss	Zimmerman
Henrickson	Quam	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Keierleber	Owings
Conway	Lillehaugen	Treffry
Craig	Lofthus	
Johnson, Foster	Opdahl	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Iverson, McKenzie	Johnson, Ward	Swendseid

So the bill passed and the title was agreed to. Emergency clause declared carried.

ROLL CALL

House Bill No. 274. A Bill For an Act Governing Specifications and Bids upon Paving, Requiring Bids upon Several Types to be asked for.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Polfuss
Anderson, Divide	Holthusen	Quam
Anderson, Sargent	Iverson, Griggs	Rabe
Bell	Jardine	Renner
Boeckel	Johnson, Foster	Richardson
Bohnsack	Johnson, McKenzie	Roberts
Bollinger	Johnson, Traill	Rulon
Brown, Adams	Johnston	Shurr
Brown, Stutsman	Kamrath	Signalness
Bubel	Kapfer	Siverson
Burns	Keierleber	Sleight
Butt	Kelly	Sperry
Carlson	Larvick	Standley
Conway	Lavik	Steedsman
Cox	Lee	Swendseid
Craig	Levin	Streich
Ehr	Lillehaugen	Swett
Ellingson	Lofthus	Svingen
Elken	Lynch	Tester
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Thompson, Burleigh
Fedje	McDowall	Thompson, Ramsey
Ferris	McGauvran	Traynor
Fettig	McGinnis	Treffry
Flom	McManus	Trubshaw
Fowler	Martin	Tweten
Freeman	Meidinger	Twichell
Frojen	Miller	Van Berkom
Gilchrist	Montgomery	Veitch
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Henrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Burkhart	Johnson, Ward
Iverson, McKenzie	Watt

So the bill passed and the title was agreed to, and the emergency clause declared carried.

ROLL CALL

House Bill No. 296. A Bill For an Act to Amend and Re-enact Subdivision 6, of Section 381 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Duties of the State Historical Society.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 105, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Polfuss
Anderson, Divide	Iverson, Griggs	Quam
Anderson, Sargent	Iverson, McKenzie	Rabe
Bell	Johnson, Foster	Renner
Boeckel	Johnson, McKenzie	Richardson
Bohnsack	Johnson, Traill	Roberts
Bollinger	Johnston	Rulon
Brown, Adams	Kamrath	Shurr
Brown, Stutsman	Kapfer	Signalness
Bubel	Keierleber	Siverson
Burns	Kelly	Sleight
Butt	Larvick	Sperry
Carlson	Lavik	Standley
Conway	Lee	Steedsman
Craig	Levin	Swendseid
Ehr	Lillehaugen	Streich
Ellingson	Lofthus	Svingen
Elken	Lynch	Tester
Erickson, Kidder	Lyon	Thatcher
Erickson, McLean	McCay	Thompson, Burleigh
Fedje	McDowall	Thompson, Ramsey
Fettig	McGauvran	Traynor
Flom	McGinnis	Treffry
Fowler	McManus	Trubshaw
Freeman	Martin	Tweten
Projen	Meidinger	Twichell
Gilchrist	Miller	Van Berkom
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Helbling	Opdahl	Worner
Henrickson	Owings	Yeater
Hildebrand	Peters	Zimmerman
Hoffman	Plath	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Jardine	Veitch
Cox	Johnson, Ward	
Ferris	Swett	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 298. A Bill For an Act to Provide for the Renewal of Corporate Existence and Repealing Section No. 4562 of the Compiled Laws of North Dakota, 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 108, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divdie	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Bubel	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Fettig	McGauvran	Treffry
Flom	McGinnis	Trubshaw
Fowler	McManus	Tweten
Freeman	Martin	Twichell
Frojen	Meidinger	Van Berkom
Gilchrist	Miller	Veitch
Gudmestad	Montgomery	Watt
Halcrow	Muus	Wedel
Hanson	Oberg	Westford
Hauge	Olafson	Wilson
Helbling	Opdahl	Worner
Henrickson	Peters	Yeater
Hildebrand	Plath	Zimmerman
Hoffman	Polfuss	Mr. Speaker

Those voting in the negative were:

Messrs.

Owings

Absent and not voting:

Messrs.

Burkhart

Messrs.

Ferris

Messrs.

Johnson, Ward

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 313. A Bill For an Act Providing Additional Requirement for the office of County Coroner.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 92, nays 18, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Rabe
Bell	Hoffman	Richardson
Boeckel	Iverson, Griggs	Roberts
Bohnsack	Iverson, McKenzie	Rulon
Bollinger	Jardine	Shurr
Brown, Adams	Johnson, McKenzie	Signalness
Brown, Stutsman	Johnson, Traill	Sleight
Bubel	Johnston	Sperry
Burkhart	Kamrath	Standley
Burns	Kaper	Steedsman
Butt	Kelly	Swendseid
Carlson	Larvick	Streich
Conway	Lee	Swett
Cox	Levin	Syngen
Craig	Lillehaugen	Tester
Ehr	Lofthus	Thatcher
Ellingson	Lynch	Thompson, Burleigh
Elken	McCay	Thompson, Ramsey
Erickson, Kidder	McDowall	Traynor
Erickson, McLean	McGauvran	Tweten
Fedje	McGinnis	Twichell
Fettig	McManus	Van Berkom
Flom	Martin	Veitch
Fowler	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Muus	Westford
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Owings	Zimmerman
Helbling	Plath	Mr. Speaker
Henrickson	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Divdie	Keierleber	Quam
Anderson, Sargent	Lavik	Renner
Gilchrist	Lyon	Siverson
Gudmestad	Meidinger	Treffry
Holthusen	Oberg	Trubshaw
Johnson, Foster	Peters	Wilson

Absent and not voting:

Messrs.	Messrs.
Ferris	Johnson, Ward

So the bill passed and the title was agreed to.

Mr. Erickson of Kidder moved that the vote by which House Bill No. 313 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

House Bill No. 225. A Bill For an Act Requiring the Board of Railroad Commissioners to Investigate and Fix Rates, Charges, Practices, Rules and Regulations of Carriers and Railroad Corporations for the Transportation of Fuel, Speci-

fyng the Proceedings therefor, Making an Appropriation for such Purpose and for the Defense of such Rates, and Repealing Sections 4798a1 to 4798a5, inclusive, of the Supplement to the Compiled Laws 1913, and Repealing Sections 4795a1 to 4795a11, inclusive, of the Supplement to the Compiled Laws 1913, so far as the same is Applicable to Rates for the Transportation of Fuel.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 94, nays 17, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Roberts
Anderson, Divdie	Iverson, Griggs	Rulon
Anderson, Sargent	Iverson, McKenzie	Shurr
Bell	Jardine	Siverson
Boeckel	Johnson, Traill	Sleight
Bollinger	Johnston	Sperry
Brown, Adams	Kamrath	Standley
Brown, Stutsman	Kapfer	Steedsman
Bubel	Keierleber	Swendseid
Burkhart	Kelly	Streich
Burns	Larvick	Swett
Butt	Lavik	Svingen
Carlson	Lee	Tester
Conway	Levin	Thatcher
Cox	Lynch	Thompson, Burleigh
Ehr	Lyon	Thompson, Ramsey
Ellingson	McCay	Traynor
Erickson, Kidder	McDowall	Trubshaw
Fedje	McGauvran	Tweten
Ferris	McGinnis	Twichell
Flom	McManus	Van Berkom
Fowler	Martin	Veitch
Freeman	Meidinger	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Peters	Zimmerman
Henrickson	Plath	Mr. Speaker
Hildebrand	Polfuss	
Hoffman	Rabe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, Foster	Quam
Craig	Johnson, McKenzie	Renner
Elken	Lillehaugen	Richardson
Erickson, McLean	Lofthus	Signalness
Fettig	Miller	Treffry
Helbling	Owings	

Absent and not voting:

Messrs.
Johnson, Ward

So the bill passed and the title was agreed to. Emergency clause declared carried.

Upon request the House reverted to the Seventh Order of Business.

Mr. Twichell moved that the bill for flowers for Mr. O'Neill be approved and allowed as legislative expense.

ROLL CALL

The question being on the motion of Mr. Twichell, the roll was called, and there were ayes 110, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divdie	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Boeckel	Jardine	Richardson
Bohnsack	Johnson, Foster	Roberts
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Sperry
Butt	Kelly	Standley
Carlson	Larvick	Steedsman
Conway	Lavik	Swendseid
Cox	Lee	Streich
Craig	Levin	Swett
Ehr	Lillehaugen	Svingen
Ellingson	Lofthus	Tester
Elken	Lynch	Thatcher
Erickson, Kidder	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Fedje	McDowall	Traynor
Ferris	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Tweten
Fowler	Martin	Twichell
Freeman	Meidinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Henrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Absent and not voting:

Messrs.	Messrs.
Bell	Johnson, Ward

So the motion was declared carried.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 138. A Bill For an Act to Amend and Re-enact Sections 10804 and 10805 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Criminal Cases.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 3382 of the Compiled Laws of North Dakota for 1913 Providing for a Contingent Fund for the State's Attorney of Each County.

House Bill No. 124. A Bill For an Act to Authorize and Empower Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease from any Person, Firm or Corporation, or Sell or Lease to any Person, Firm or Corporation, any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or any Electric Distribution System and Equipment Thereof, or any Electric Transmission Line and Equipment Thereof, or all or any Part or Parts of any of Such Plants, Systems and Lines, and any Interest in any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection with the Exercise of any of the Powers above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, being Section 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

House Bill No. 53. A Bill For an Act Providing for the Issuance of Duplicate Bonds, Warrants or other Obligations of the State of North Dakota, or of Any of the Political Subdivisions thereof in Case the Originals are Mutilated, Defaced, or Lost, and Prescribing the Procedure Therefor.

And the Speaker signed the same in the presence of the House.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: E. K. Shafer, County Auditor of Foster County; C. D. Weikert, of Raub; E. J. Pegg, of Valley City; and John W. Robinson, D. V. M., of Garrison.

Mr. Sleight moved that the House recess until 12:30 o'clock P. M. tomorrow.

Mr. Lynch moved as a substitute motion that the House recess until 1:00 o'clock P. M., tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-FOURTH DAY AFTER RECESS AND
FORTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 17, 1927.

The House re-assembled at 1:00 P. M., pursuant to recess taken, the Speaker, John W. Carr, presiding.

The House referred to the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Miller moved that the House resolve itself into a committee of the Whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Miller to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 155. A Bill For an Act Relating to Fur Bearing Animals; Regulating the Taking Thereof, and Fixing Penalties.

And recommend the adoption of the Standing Committee's amendment, as follows:

The following amendments refer to the printed bill.

On line 2, Section 5 strike out the words "first day of March" and insert the following: "fifteenth day of December".

On line 3, Section 5, strike out the words "fifteenth day of April" and insert "fifteenth day of February".

On line 4, Section 13, after the words "lakes" strike out the words "that this be done" and insert the following: "notice of such closing to be posted at said lake or lakes".

On line 5, Section 5, strike out the words "cut into".

And the further amendments:

In line 4 of Section 13, place a "comma" after the word "lakes".

In line 13 of Section 9, after the word "to" insert the word "knowingly".

In line 3 of Section 3, strike out the words "thirty-first day of December" and insert in lieu thereof the words "twenty-eighth day of February".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 167. A Bill For an Act Providing for Appeals from Final Decisions Rendered by the Depositors' Guaranty Fund Commission of the State of North Dakota to the District Court, and Appeals from the District Court to the Supreme Court, and Providing for the Procedure upon said Appeals.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out everything after the words "A Bill" and place in lieu thereof the following:

For an Act providing a hearing upon claims rejected by the Depositors' Guaranty Fund Commission of the State of North Dakota, for appeals from Final Decisions Rendered by said Commission to the District Court of Burleigh County and for Appeals from said District Court to the Supreme Court, and providing for the procedure upon such hearing and appeals.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:**

Section 1. The Depositors' Guaranty Fund Commission may provide for hearing upon rejected claims, either before the Commission or any member thereof, or a referee to be appointed by the Commission, at the State Capitol, or elsewhere within the State, upon majority vote of the Commission. Upon application of the attorney for the Guaranty Fund or of the claimant, the Commission or the Referee shall request the Clerk of the District Court of the county wherein any such hearing is to be held or of the county wherein the witness resides to issue a subpoena for any witness whose testimony is desired. Upon such request, the Clerk of said District Court shall issue such subpoena commanding him to appear at the time and place set for such hearing and answer questions. Such subpoena may be served anywhere within the State and such person, upon payment of the mileage and per diem required for witnesses

in the District Courts shall attend such hearing. If any person so subpoenaed shall fail to appear or to obey such order, the Judge of the Court from which such subpoena is issued shall have authority and jurisdiction to punish such person for contempt.

Section 2. At any hearing where testimony is taken the Commission, or its Referee, shall have authority to administer oaths and may require a stenographic report to be taken and transcribed, or the testimony reduced to writing and subscribed by the witness. The Commission shall after hearing upon such rejected claims enter their order determining whether such rejected deposits shall be finally rejected or allowed as guaranteed. Upon such hearing the technical rules of evidence shall not be applied. The aim of the hearing before the officer conducting the same shall be to ascertain the truth as to whether a claim is within the protection of the Guaranty Fund, and the extent thereof, and the officer shall exercise his sound discretion in admitting or excluding evidence with that aim in view.

If any claimant, whose claims has been rejected in whole or in part by the final action of the Commission, feels aggrieved thereby, he may within thirty days after notice of such rejection, appeal from the order of the Commission to the District Court of Burleigh County. Notice of appeal shall be served upon a member or upon the secretary of such Commission. The appealing party shall give good and sufficient bond in the sum of Two Hundred Fifty Dollars to be approved by the Clerk of the District Court, obligating said party to pay any and all costs, not exceeding said sum, which may be awarded against him upon said appeal by the District Court or by the Supreme Court, in the event a further hearing is had in the Supreme Court. Said bond shall run to the Depositors' Guaranty Fund Commission of the State of North Dakota for the benefit of the Depositors' Guaranty Fund of said State. Such appeal shall be deemed perfected upon filing such notice of appeal and bond with the Clerk of said District Court.

The record upon said appeal to the District Court shall consist of the entire record made upon the hearing before the Referee and the Commission, including the transcript of any and all testimony taken, all exhibits or copies thereof, and any affidavits or depositions received or considered by said Referee or Commission, and also the Findings of Fact and report of the Referee and the order of the Commission, and any other matter made a part of the record upon which the Commission has based its decision. It shall be the duty of the Commission to prepare and transmit to the Clerk of said District Court within thirty days after the perfection of such appeal such record on appeal, and upon the receipt of the same the Clerk shall forthwith place said appeal upon the calendar of said District Court for hearing at the next term thereof or at such time as the Supreme Court may by rule provide.

The District Court shall take judicial notice of the rules and regulations promulgated by the Commission relative

to the manner of proof upon hearing of such claims and all proofs adduced in conformity with such rules or with this Act shall be deemed competent, but the Supreme Court shall have supervisory control over any rules promulgated by the Commission and any rule disapproved by the Supreme Court shall be deemed null and void. The Findings of the Commission upon all disputed primary facts shall have the same force and effect and be subject to the same review as the verdict of a jury in a civil action in the District Court, but the District Court upon appeal shall exercise its own independent judgment as to any ultimate facts, mixed questions of law and fact, and questions of law arising from the record on appeal. The term "primary facts" used herein shall be construed to mean those facts which make up the details of the transaction which is claimed to have resulted in a deposit. The terms "ultimate facts" and "mixed questions of law and fact" used herein shall be construed to mean all conclusions and deductions to be drawn from the primary facts as to the effect or result that should follow therefrom.

Upon hearing of such appeal the District Court shall review the records and proceedings certified to it as herein provided and thereupon make its order either affirming, reversing, or modifying the order of the Commission. If the District Court shall be of the opinion that prejudicial error has been committed by the Referee or the Commission in the exclusion of evidence, the Court may return the record to the Commission with directions to have such evidence taken and new Findings of Fact made upon the entire record.

The right of appeal hereby granted shall apply only:

(1) to any party whose claim has been rejected by the Commission and who has properly demanded a hearing as provided in Section One of this Act, and

(2) to any party whose claim has been finally rejected by the Commission prior to the effective date of this Act, provided that such last named party may, at any time within six (6) months after such effective date, apply to said Commission for a rehearing upon his claim and if said rehearing be denied, or if satisfactory relief be denied upon such rehearing, may appeal from the decision of the Commission within the time and in the manner herein provided.

If the claimant or the Commission feels aggrieved at the order of the said District Court, such aggrieved party may within thirty days after notice of such order make application to the Supreme Court for a writ of certioari to review the decision and order of the said District Court and if from such application it shall appear to the Judges of the Supreme Court that there is probably reason to believe that the District Court has incorrectly decided a question of fact or has erroneously applied the law thereto they shall issue such writ directed to the District Court requiring it to certify to said Court the record on appeal together with the order of

said District Court. The Supreme Court shall thereupon determine from the record whether or not there has been any error committed by the District Court in the decision of any question of facts or in the application of the law to the facts and after due consideration, shall make its order either affirming, reversing, or modifying the order of the District Court.

The Supreme Court under the exercise of its supervisory power over District Courts may designate one or more District Judges to hear and determine such appeals from the final decisions of the Commission and it may adopt such rules and regulations as to it may appear advisable for the expeditious hearing and determination of such appeals.

Section 3. 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.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 249. A Bill For an Act to Amend and Re-enact Section 6954a1 Supplement to the 1913 Compiled Laws, relating to the collection of items through banking channels and establishing the liability of collecting agencies.

And recommend the adoption of the Standing Committee's amendment, as follows:

The following amendments refer to the printed bill.

After the Enactment clause insert "Section 1 Amendment".

On the printed bill line 20, page 2, strike out the word "or" following the word "depositor".

At the end of bill add "Section 2. Emergency. This Act is hereby declared to be an emergency measure and shall take effect from and after its passage and approval".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 279. A Bill For an Act to Permit the District Court to Parole Persons Confined in the County Jail, Serving a Sentence, to the County Commissioners of the Various Counties of the State for the Purpose of Performing Work and Labor upon the Construction, Maintenance and Up-Keep of State, County and Township Roads, and Providing that Such Persons in Such Confinement in any County May Be Transferred by any Presiding District Judge, from One County to any Other County in the State, Upon an Order Issued After a Proper Application and Hearing Before said

Judge, and be Committed to the Sheriff of such County in Accordance with the Terms of his Sentence, and for the Paroles of such Persons Serving Sentence in any County Jail, and Providing for Maintenance and Support and Compensation, and Punishment of such Persons that may Violate their Paroles.

And recommend the adoption of the Standing Committee's amendment, as follows:

On page 2 of the printed bill, in line 12, after the word "county" strike out "or to any other district court within the state of North Dakota".

On page 2, line 18, before the word "county" insert the word "such".

On page 3 of the printed bill in line four, after the word "dollar" strike out the words "and fifty cents".

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 305. A Bill For an Act to Amend and Re-enact Section of Chapter 182 of the Session Laws of 1923, being Section 32. A1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913.

And recommend the adoption of the Standing Committee's amendment, as follows:

The following amendments refer to the printed bill.

At the end of line 9 strike out the word "State" and the word "Examiner" at the beginning of line 10 and insert in lieu thereof "Secretary of the Industrial Commission".

At the end of line 12 strike out the words "State Examiner" and insert in lieu thereof the following: "Secretary of the Industrial Commission".

After line 12 insert the following paragraph: "The office of such Secretary of the Securities Commission shall be in the office of the Industrial Commission".

Strike out all of line 13, 14, 14a, all of line 15 to the word "In".

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 309. A Bill For an Act requiring agents of railroad companies to report to the Sheriffs of their respective counties the fact that emigrant cars are ordered, and relating further to the duties of the sheriffs and providing penalties therefor.

And recommend the adoption of the standing Committee's amendment, as follows:

The following amendments refer to the printed bill.

In line 4, page 1, strike out the "comma" and insert in lieu thereof a "period". And strike out the balance of Section 1.

In line 1a strike out the word "is" and insert in lieu thereof the word "are".

In line 5, page 2, strike out the word "perspective" and insert in lieu thereof "prospective".

In line 8, page 2, strike out the period and insert in lieu thereof a "semi-colon" and add the following: "and the Railroad shall be liable to the County for the amount of such personal tax, in the event of the failure of the agent to so notify the sheriff; such amount to be recovered by action".

And when so amended, recommend that the same do pass.

C. A. MILLER,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Kelly moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Upon request the House referred to the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 17. A Bill For an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Department of Motor Vehicle Registration.

Have had the same under consideration and recommend that the same do pass.

WM. WATT,
Chairman.

Mr. Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 195. A Bill For an Act making an appropriation of \$25,000 to reimburse purchasers of tax sale certificates issued on Public Lands of the State of North Dakota in those cases where the State has re-possessed the land by cancellation of the contract for sale and where the tax sale certificate holder has lost the amount of his investment in said tax sale certificates or in taxes paid as subsequent thereto by failure of the contract holder or the State of North Dakota to make redemption of said land.

Have had the same under consideration and recommend that the same be re-referred to the Judiciary Committee.

WM. WATT,
Chairman.

Mr. Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 202. A Bill For an Act to Amend Sections 7, 8 and 13, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota Real Estate Series; and to Amend Sections 9 and 12, Chapter 292, of the Session Laws of 1923, as Amended by Sections 2 and 3 of Chapter 100 of the Session Laws of 1925, Relating to the Bonds of North Dakota Real Estate Series.

Have had the same under consideration and recommend that the same be amended as follows:

To adopt all previous amendments adopted by the House and in addition recommend the following amendment:

In line 6 of Section 13 of the engrossed bill strike out the words "thirty-three" and insert in lieu thereof the word "thirty."

And when so amended recommend the same do pass.

GORDON COX,
Chairman.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 130. A Bill For an Act to Amend and Re-enact Subdivision 3, of Section 1342 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Compulsory Education and Prescribing Exemptions from Compulsory Attendance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDWIN TRAYNOR,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 211. A Bill For an Act Creating the Department of State Highways, Defining Its Powers and Duties, Providing for its Government and Imposing Penalties for Violations Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Insert a period after the word "section" in line 15 of page 2, and strike out the balance of the sentence.

In line 7 of Section 4, page 4, strike out the word "abandon."

In line 34 of page 5 of the printed bill strike out the words "and abandon."

In line 50 of page 6 of the printed bill strike out the words "by condemnation."

In page 7 of the printed bill strike out all of line 74 to 78 inclusive.

In page 7 of the printed bill strike out all of lines 88 and 89 and on page 8 strike out all of line 90 to 93 inclusive.

In line 113 of page 8 of the printed bill strike out all of subsection 17 following the word "public."

On page 9 strike out all of lines 130 to 133 inclusive.

In line 11 of page 12 of the printed bill insert a period after the word "budget" and strike out balance of line 11 and 12.

In line 20 of page 15 of the printed bill strike out balance of sentence following the word "the" and insert in lieu thereof the following: "County Official Newspaper of the County in which the project is located."

In line 34 of page 15 of the printed bill after the word "by" insert the following: "a bidder's bond for the full amount of the bid and a."

In line 50 of page 16 of the printed bill insert a period after the word "account" and strike out the balance of the sentence.

In line 6 of page 16 of the printed bill insert a period after the word "for" and strike out the balance of the sentence.

In line 12 of page 16 of the printed bill strike out the word "may" and insert in lieu thereof the word "shall." In same line strike out the words "from time to" and in line 13 the words "time in such amounts as" and insert in lieu thereof the words "every thirty days by". Strike out the word "shall" in line 13 and the word "elect" in line 14 of the aforesaid page.

In Section 13 of the printed bill strike out the words and figures "exceeding thirty (30) feet in length" and insert in lieu thereof the following words "on the state highway system."

In line 3 of Section 14, page 17 of the printed bill after the word "bridges" insert the following: "on the state highway system."

In line 4 of the same page insert a period after the word "state" and strike out balance of the line and all of lines 5, 6, 7, 8 and 9 and all of line 10 up to and including the word "him."

In line 18 of page 17 of the printed bill strike out balance of Section 14 following the word "weight."

Strike out all of Sections 16 and 17 of the printed bill.

On page 22 of the printed bill strike out all of subsection "D" and all of subsection "E" down to and including all of line 42.

In line 21 of page 27 after the word "exceed" insert the following: "County's share of."

In line 35 of page 28 of the printed bill after the word "therefor" strike out period and insert semi-colon and add the following: "provided, however, that construction on such improvement shall be commenced within one year."

And when so amended recommend the same do pass.

JOS. McGAUVAN,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 212. A Bill For an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota, for 1913 as Amended by Chapter 212, Session Laws 1925, Providing for a Resolution Declaring Improvement Work to be done by Special Assessments Necessary and Require Petition in favor of Such Improvements to be Filed by Property Owners.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 224. A Bill For an Act to Amend and Re-enact Sections 2189, 2191, 2192 and 2197 and to repeal Section 2197a of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to tax sales and Redemption therefrom.

Have had the same under consideration and recommend that the same be amended as follows:

On page 5, line 32 change the figure and words "two per cent (2%)" to "one per cent (1%)."

On page 7, line 78 change the figure and words "two per cent (2%)" to "one per cent (1%)."

And when so amended recommend that the same do pass.

M. W. KELLY,
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 232. A Bill For an Act to Amend and Re-enact Sections 2836 and 2837 of the Compiled Laws of North Dakota for 1913 Relating to the Manufacture and Sale of Dairy Products.

Have had the same under consideration and recommend that the same be indefinitely postponed.

Wm. WATT,
Chairman.

Mr. Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 270. A Bill For an Act to Validate Sales of Real Estate Made by an Executor or Administrator pur-

suant to contract, which has not been confirmed by the County Court.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,
Chairman.

Mr. Cox 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. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 277. A Bill For an Act empowering and Authorizing Cities and Villages to Refund and Reissue Special Improvement Warrants upon the Surrender of the Outstanding Warrants by the Holders Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of printed bill, after the word "provide" insert the following: "Provided, however, that the rate of interest shall not be in excess of the rate on the refunded warrants."

And when so amended, recommend that the same do pass.

HERMAN RABE,
Chairman.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 282. A Bill For an Act to Repeal Sections 3753 and 3754 of the Supplement to the Compiled Laws of 1913 and to Re-enact Sections 3753 and 3754 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of the Corporate Limits of Cities and to Provide a Method of Procedure for the Extension of the Corporate Limits of Cities.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title of the printed bill, after the word "act" strike out the words "to repeal" and insert in lieu thereof "to amend and re-enact." And in line 2 of the title after figures "1913" strike out the balance of the line and in

line 3 of the title strike out the following words and figures: "the Compiled Laws of North Dakota for the year 1913."

In line 4 of the title of printed bill, after the word "cities" insert the words "or villages."

In line 5 of title of printed bill, after the word "cities" insert the words "or villages."

In line 9, of page 1 of printed bill, after word "council" insert the words "or village board."

In line 10, section 1 of printed bill, after the word "city" insert the word "or village."

In line 12, page 2 of printed bill, after word "city" insert the words "or village."

In line 16, page 2 of printed bill, after the word "city" insert the words "or village."

In line 5, Section 2 of printed bill, after the word "council" insert the words "or village board". And in same line, after the second word "city" insert the words "or village."

In line 9, Section 2 of printed bill, strike out "," after the word "annexed" and insert in lieu thereof ";provided that if no legal newspaper is published within said city or village, no publication shall be required, but in lieu thereof said resolution shall be posted in five of the most conspicuous places within the said corporation."

In line 10, Section 2 of printed bill, strike out the word "city."

In line 12, Section 2 of printed bill, after the first word "resolution" insert the following: "Or within 25 days after the date of posting of said notice in lieu of publication."

In line 13, Section 2 of printed bill, after the word "city" insert the words "or village."

In line 14 of Section 2, of the printed bill after the word "council" insert the words "or village board."

In line 17, Section 2 of printed bill after the word "council" insert the words "or village board."

In line 18, Section 2 of printed bill, after the word "council" insert the words "or village board."

In line 19, Section 2, of printed bill, after the word "council" insert the words "or village board."

In line 21, Section 2 of printed bill, after the word "city" insert the words "or village."

In line 24, Section 2 of printed bill, after word "city" insert the words "or village".

And after line 26 of Section 2 of printed bill, insert the following:

"Any person feeling aggrieved may appeal from the action of said city council or village board, within ten days from the date thereof, by the filing with the county judge of the county wherein such city or village is situated a notice of appeal and stating therein the grounds upon which the same is based. The appeal shall be heard and determined by a commission which is hereby created and designated as the annexation review commission, composed of three commissioners of which the county judge, state's attorney and the Chairman of the Board of County Commissioners of the county wherein such territory is situated, shall by virtue of their office be members, and the county judge shall be chairman of such commission. A copy of such appeal shall be served upon the proper officers of the city or village. The Chairman of such commission shall designate a time and place for such commission to meet and consider such appeal. At such time and place such commission shall hear the evidence for or against such annexation and render its decision accordingly."

And when so amended, recommend that the same do pass.

HERMAN RABE,
Chairman.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 292. A Bill For an Act Relating to the Recording of Sheriff's Deeds and Other Conveyances of Real Property Acquired by the Bank of North Dakota, as Agent for the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923, and Acts Amendatory thereof; Prescribing the Duties of the County Auditor and Register of Deeds in respect thereto; and Providing that Section 2212 of the Supplement to the Compiled Laws of North Dakota for 1913 shall not be Applicable Thereto.

. Have had the same under consideration and recommend that the same do pass.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 295. A Bill For an Act to Amend and Re-enact Section 7377 of the Compiled Laws of the State of North Dakota for 1913, relating to limitations of actions.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 297. A Bill For an Act to Amend Section 2123 of the Supplement to the Compiled Laws of North Dakota for the year 1913; Relating to duties of County Auditors and duties and Compensation of Assessors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. W. KELLY,
Chairman.

Mr. Kelly moved that the report be adopted.

Mr. Twichell moved as a substitute motion that House Bill No. 297 be placed on the calendar for final passage.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 299. A Bill For an Act to Amend and Re-enact Section 6763, of the Compiled Laws of the State of North Dakota, for 1913, relating to the manner of execution of Chattel Mortgage.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 303. A Bill For an Act to Amend Sections 817 and 819 of the Compiled Laws of North Dakota for the year 1913, providing for the selection of jurors for service in the district courts and county courts of increased jurisdiction.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 304. A Bill For an Act providing for a to the county for the taxes of 1925 or any prior year and reduced rate of interest upon redemption of real estate sold still held by the county, provided such redemption is made on or before November first, 1927.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. W. KELLY,
Chairman.

Mr. Kelly moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 306. A Bill For an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks or Trust Companies.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Drainage and Irrigation made the following report:

Mr. Speaker: Your Committee on Drainage and Irrigation to whom was referred:

House Bill No. 311. A Bill For an Act to Provide for the Payment of Outstanding Warrants issued by any Board of Drain Commissioners for expenses incurred and for services of surveyors, engineers and other persons or corporations, contracted for and rendered prior to the establishment of drains for the purpose of draining agricultural lands, in cases where any such Board has established such drain or drains, and same has thereafter been abandoned, or the construction thereof postponed for a period of more than two years, and providing for the reconveyance of land no longer required for Drainage purposes.

Have had the same under consideration and recommend that the same do pass.

J. K. OLAFSON,
Chairman.

Mr. Olafson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs made the following report:

Mr. Speaker: Your Committee on Military Affairs to whom was referred:

House Bill No. 317. A Bill For an Act Authorizing the State Board of Armory Supervisors to Convey the Armory Located in the City of Hillsboro, State of North Dakota, to the City of Hillsboro.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9 of the original bill strike out the period following the figures "1913" and insert in lieu thereof a semi-colon, and add the following: "Provided, however, that either the present company or any future company of the National Guard of the City of Hillsboro shall have the right to use such building as an Armory at a rental of not to exceed \$40.00 per month."

And when so amended, recommend that the same do pass.

M. H. LYNCH,
Chairman.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 319. A Bill For an Act Providing for Special assessments for the construction of Sewer and Water Connections, and Providing for a Special Assessment fund for that purpose.

Have had the same under consideration and recommend that the same be amended as follows:

In Line 2 of printed bill strike out the words "sewers and" and insert in lieu thereof "sewer,".

In line 7 of printed bill, after the second word "such" insert the words "special assessments for".

In line 8 of printed bill, strike out the words "special assessments,".

In line 11 of printed bill, after the word "certify" insert the words "up to the county treasurer for collection,".

In line 12 of the printed bill strike out the words "up to the county treasurer" also strike out the first two words of line 13.

And when so amended recommend that the same do pass.

HERMAN RABE,
Chairman.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 321. A Bill For an Act Providing for Advertising for Bids for Special Improvements.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the title after the words "A Bill, for an Act" and insert in lieu thereof the following: "to amend and re-enact Section 3705 of the Compiled Laws of North Dakota for 1913, relating to the Advertising for bids for special improvements."

After the words "North Dakota" in the enacting clause, insert the following:

"Section 1. Amendment. That Section 3705 of the Compiled Laws of North Dakota for 1913 be amended and re-enacted to read as follows:"

On line 1 of printed bill after the word "for" insert the word "Section."

And when so amended recommend that the same do pass.

HERMAN RABE,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 323. A Bill For an Act Providing for the

sale of certain beverages, sold by dealers and providing for the levy, assessment, collection and payment of a tax thereon, and providing for the regulation of the sale thereof and penalties for the violation thereof and providing for the duties of the State Tax Commissioner, State Auditor and State Treasurer imposed under the provisions of this Act, and providing any person violating this Act shall be enjoined, and that any buildings or premises used for the 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 indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 324. A Bill For an Act providing for the sale of toilet and medical preparations and cosmetics, patent and proprietary medicines sold by dealers and providing for the levy and assessment, collection and payment of a tax thereon, and providing for the regulation of the sale thereof and penalties for the violation thereof, and providing for the duties of the State Tax Commissioner, 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 buildings or premises used for the 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 indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill 325. A Bill For an Act Providing for the sale of cigars and tobacco manufactured in or shipped into the State of North Dakota for consumption or sale, and providing for the levy, assessment and collection and payment of the tax thereon and providing for the regulation of the sale

thereof and penalties for the violation thereof and providing the duties of the State Tax Commissioner, 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 buildings or premises used for the 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 indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill 326. A Bill For an Act Providing for the operating of moving picture shows, theatres, lectures, operas, roller skating rinks, chautauquas, public dances or any other place where amusement is paid for, by season ticket or otherwise, and providing penalty for violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 332. A Bill For an Act amending and re-enacting Section 2178 of the 1913 Compiled Laws of North Dakota, prescribing the fees of sheriffs for making distress and sale of goods and chattels for the payment of taxes and prohibiting the county commissioners from entering into any contract with the sheriff to pay a percentage of delinquent personal property taxes as compensation for collecting the same. Repealing Section 2173 of the 1913 Compiled Laws.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 335. A Bill For an Act to prevent fraud and deception in the manufacture and sale of concentrated commercial feeding stuffs and providing for registration and labeling thereof and repealing Chapter 37 of the Session Laws of 1921, Sections 1 to 13, inclusive, and all other acts or parts of acts inconsistent herewith.

Have had the same under consideration and recommend that the same be amended as follows:

The following amendments refer to the printed bill.

Page 5, Section 4, in line 10, change the date "December 21st" to read "December 31st."

On page 10, line 10, strike out the word "maximum" and insert in lieu thereof the word "minimum."

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 338. A Bill For an Act providing for filing of reports, and subjecting all cooperative associations, organized under the laws of the State of North Dakota, to the Supervision of the State Bank Examiner.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 339. A Bill For an Act to Amend and reenact Section Number 1 of Chapter 52 of the 1921 Session Laws of North Dakota, in regard to salaries of County Officers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 340. A Bill For an Act, to amend and reenact Sections No. 2976t12 and 2976t13 of the Supplement to the Compiled Laws of North Dakota for 1913, relating to glaring lights on Automobiles and providing penalty therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 348. A Bill For an Act Amending Section 375b3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the duties of the State Printer.

Have had the same under consideration and recommend that the same be amended as follows:

In line 15 of page 2 of the printed bill, strike out the words "Three Thousand," and insert in lieu thereof the words "Two Thousand Seven Hundred."

And when so amended, recommend that the same do pass.

L. W. SPERRY,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 350. A Bill For an Act to Repeal Sections 578c1, 578a2, 578a3, 578a4, relating to Commissioner of Immigration, appointment, term of office, salary and bond;

Duties; Quarters; assistants; statement of salaries; Appropriation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 351. A Joint Resolutoin to Amend and Re-enact Section 179 of Article 11 of the Constitution of the State of North Dakota as Amended by Article 20 of the Amendments thereto, Relating to Revenue and Taxation.

Have had the same under consideration and recommend that the same do pass.

M. W. KELLY,
Chairman.

Mr. Kelly moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 352. A Bill For an Act to Amend and Re-enact Sections 10180, 10181, 10182 and 10183 of the Compiled Laws of North Dakota for 1913 Prohibiting the Sale, Bartering or Giving Away of Snuff to Minors, Providing Penalties Therefor and Repealing Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 356. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 213, of the Compiled Laws of

North Dakota for 1925 Regulating the Expenditure of money for Traveling Expenses of Members, Officers, and Employees of State Departments.

Have had the same under consideration and recommend that the same do pass.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 46. A Bill For an Act to Amend and Re-enact Sections 2, 4 and 7 of Chapter 123 of the Sessions 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 amended as follows:

In line 13, Section 4 of the Engrossed Bill change the words and figures "three dollars (\$3.00)" to "five dollars (\$5.00)."

In line 13 and 14, Section 4 of the Engrossed Bill change the word and figures "five dollars (\$5.00)" to "three dollars (\$3.00)."

And when so amended recommend that the same do pass.

L. L. TWICHELL,
Chairman.

The Majority of the Committee on State Affairs made the following report:

Mr. Speaker: The Majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 59. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
C. A. MILLER,
A. J. RULON,
J. K. OLAFSON,
A. N. FLOM,
C. VERNON FREEMAN,
JOHN F. ZIMMERMAN,
GUY L. ELKEN,
P. R. TRUBSHAW,
CARL LARVICK.

Mr. Twichell moved that the report be adopted.

The Minority of the Committee on State Affairs made the following report:

Mr. Speaker: The Minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 59. A Bill For an Act relating to and concerning the labeling and branding of flour offered or exposed for sale, or sold, within this state, prescribing regulations and providing penalties for violation thereof.

Have had the same under consideration and recommend that the same do pass.

FRED FERRIS,
C. N. LEE,
ROY A. YEATER,
CHAS. F. STREICH,
PETER KEIERLEBER.

Mr. Ferris moved that the report of the Minority be adopted.

Mr. Twichell moved as a substitute motion that Senate Bill No. 59 be re-referred to the Committee on State Affairs.

Which motion prevailed.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 108. A Bill For an Act to Amend and Re-enact Section 9 of Chapter 159 of the Session Laws for the Year 1919, Relating to Readjustment of Rates.

Have had the same under consideration and recommend that the same do pass.

D. L. PETERS,
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs made the following report:

Mr. Speaker: Your Committee on Military Affairs to whom was referred:

Concurrent Resolution "H".

Have had the same under consideration and recommend that the same do pass.

M. H. LYNCH,
Chairman.

Mr. Lynch moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Concurrent Resolution introduced by Erickson of Kidder and Mr. Fowler, memorializing the Congress of the United State to abolish the federal estate tax.

Have had the same under consideration and recommend that the same do pass.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved that the Concurrent Resolution introduced by Mr. Erickson of Kidder and Mr. Fowler be passed at this time.

Which motion prevailed.

Roll call demanded and granted.

ROLL CALL

Concurrent Resolution introduced by Mr. Erickson of Kidder and Mr. Fowler.

The question being on the final passage of the Concurrent Resolution introduced by Mr. Erickson of Kidder and Mr. Fowler, the roll was called, and there were ayes 49, nays 56, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Be'l	Hoffman	Roberts
Bohnsack	Holthusen	Sleight
Bollinger	Jardine	Sperry
Brown of Adams	Johnson, Traill	Standley
Brown, Stutsman	Kelly	Tester
Burns	Larvick	Thompson, Burleigh
Cox	Johnston	Thompson, Ramsey

Messrs.	Messrs.	Messrs.
Ehr	McDowall	Traynor
Ellingson	McGauvran	Trubshaw
Elken	McGinnis	Twichell
Fettig	Meidinger	Veitch
Flom	Montgomery	Watt
Fowler	Muus	Wedel
Gudmestad	Olafson	Westford
Halcrow	Peters	Wilson
Hauge	Plath	
Henrickson	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Renner
Anderson, Divide	Iverson, Griggs	Richardson
Anderson, Sargent	Johnson, Foster	Rulon
Boeckel	Johnson, McKenzie	Shurr
Bubel	Kapfer	Signalness
Burkhart	Keierleber	Siverson
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Conway	Levin	Streich
Craig	Lillehaugen	Swett
Erickson, Kidder	Lynch	Svingen
Erickson, McLean	Lyon	Thatcher
Fedje	McCay	Treffry
Ferris	McManus	Tweten
Freeman	Martin	Van Berkom
Frojen	Oberg	Worner
Gilchrist	Opdahl	Yeater
Hanson	Owings	Mr. Speaker
Helbling	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Iverson, McKenzie	Lofthus	Zimmerman
Johnson, Ward	Miller	
Kamrath	Rabe	

So the Concurrent Resolution was declared lost.

Mr. Burkhart moved that the vote by which the Concurrent Resolution introduced by Mr. Erickson of Kidder and Mr. Fowler was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Majority of your Committee on Appropriations made the following report:

Mr. Speaker: The Majority of your Committee on Appropriations to whom was referred:

House Bill No. 240. A Bill For an Act to appropriate \$3,000.00 for the Payment of the Expenses to be Incurred by Boys and Girls Club Work at State Fairs.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
JAMES McMANUS,
HERMAN F. BUTT,
FRANK J. LYON,
J. H. BURKHART,
J. M. THOMPSON,
ROY A. YEATER,
D. L. PETERS,
JACOB BOLLINGER,
A. O. BROWN,
M. W. KELLY,
MINNIE D. CRAIG.

Mr. Burkhart moved that the report of the Majority be adopted.

The Minority of your Committee on Appropriations made the following report:

Mr. Speaker: The Minority of your Committee on Appropriations to whom was referred:

House Bill No. 240. A Bill For an Act to appropriate \$3,000.00 for the Payment of the Expenses to be Incurred by Boys and Girls Club Work at State Fairs.

Have had the same under consideration and recommend that the same be amended as follows:

That in line 1 of the Title, the figures 3,000.00 be stricken out and the figures 2,000.00 be substituted in lieu thereof.

That in line 1 of Section 1 of the Printed Bill, the words "fifteen hundred" be stricken out and the words "one thousand" be substituted in lieu thereof.

That in line 2 of Section 1 of the Printed Bill, after the word "annually", the following be inserted "for the biennium beginning July 1, 1927 and ending June 30, 1929".

And when so amended, recommend that the same do pass.

EDWIN TRAYNOR,
JOHN QUAM,
JOHN HALCROW,
R. C. MONTGOMERY,
WM. WATT,
IRA J. WILSON.

Mr. Watt moved that the report of the Minority be substituted for the report of the Majority and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 264. A Bill For an Act Authorizing and Empowering the Board of Park Commissioners of the Park District of any City, to Contract for the Purchase of Lands for Park Purposes, upon Deferred and Installment payments; Limiting the Amount of such Purchases; and Requiring all payments so made therefor, to be made from Revenues derived from the Tax Levy of such District authorized by Law; Repeal.

Have had the same under consideration and recommend that the same do pass.

HERMAN RABE,
Chairman.

Mr. Rabe moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bill made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill For an Act to Amend and Re-enact Section 3786 of the Compiled Laws of the State of North Dakota for 1913; Relating to terms of office of city officers under commission form of government. Proposed by Mrs. Craig.

Have had the same under consideration and recommend that the same be permitted to be introduced.

C. A. MILLER,
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Watt moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 17, 1927.

The House re-assembled at 2:00 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

Roll call.

All members present except: Mr. Johnson of Ward.

Mr. Helbling moved that the absentee be excused.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third day after recess and Forty-fourth day and recommend that the same be corrected as follows:

Page 6, line 2, strike out the exclamation point after the word "act".

Page 25, strike out lines 23, 24, 25 and 26 and insert in lieu thereof:

Senate Bill No. 135. A Bill For an Act Forbidding any Person to Act or be Appointed as Game Warden, Deputy Game Warden, or Special Deputy Game Warden who is in the Employ or Acting Agent of any Person or Persons who Own, Operate, Hold or Possess any Land, or Lease upon Land, for Hunting Purposes and Making a Violation thereof a Misdemeanor.

Page 2, line 2 from bottom of the page, transpose the second and third letters in the last word in the line.

Page 38, remove slug between lines 38 and 39.

Page 44, transfer the name "Opdahl" in the roll call from under the heading "Those voting in the affirmative were:" to its proper position under the heading "those voting in the negative were:" and correct the result of the vote to conform thereto where it appears at the bottom of page 43.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted.

Which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

STATE OF NORTH DAKOTA
OFFICE OF THE GOVERNOR
BISMARCK

February 16, 1927.

To The House of Representatives Of The State of North Dakota:

I have to inform you that I have this day approved the following House Bills and have transmitted the same to the Secretary of State for filing:

House Bill No. 1. A Bill For an Act to provide for the Election and Appointment of United States Senator in Congress from this State in case of a Vacancy in such Office.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

House Bill No. 21. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws for 1913.

House Bill No. 22. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 26. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 30. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 31. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of North Dakota for 1917.

House Bill No. 36. A Bill For an Act Making an Appropriation to Provide a State Contingency 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.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Sections 4089a1, 4089a2, 4089a3 and 4089a4 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Providing that Townships and Municipalities May Contribute to the Support of District Fair Association.

House Bill No. 66. A Bill For an Act to Amend and Re-enact Section 2262 of Chapter 34 of the Supplement of the Compiled Laws of 1913.

House Bill No. 119. 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.

House Bill No. 128. A Bill For an Act to Amend and Re-enact Section 10833 of the Compiled Laws of North Dakota for 1913 Providing for Separate Trials When Two or More Defendants are Jointly Charged with Any Criminal Action.

Very truly yours,
A. G. SORLIE,
Governor.

A communication from Mrs. E. T. May and Mrs. Frank Richards, of Dickinson, protesting against the passage of

the Sunday Moving Picture Bill, was referred to the Committee on State Affairs.

A communication from Mark H. Amundson, State's Attorney of Bowman County, protesting against the passage of Senate Bill No. 109, was referred to the Committee on Military Affairs.

A communication from Rev. O. C. Hogfelt, of Lisbon, protesting against the passage of the Sunday Moving Pictures Bill, was referred to the Committee on State Affairs.

A petition signed by E. McQuerry and forty-five others, of Velva, favoring the passage of House Bill No. 287, was referred to the Committee on State Affairs.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 17, 1927.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 209. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913, Relating to Special School Districts.

House Bill No. 25. A Bill For an Act to Provide for the Nomination and Election of Candidates for the Offices of Presidential Electors, National Committeeman, Delegates to National Party Conventions, United States Senator, Members of Congress, Judges of the Supreme and District Courts, all Elective State and County Officers, Members of the Legislative Assembly, County Commissioners, Party Precinct Committeemen and County Official Newspaper; to Provide for Forms of Ballots and Requirements of New Parties with Reference Thereto; to Repeal All Acts or Parts of Acts in Conflict Herewith, including Sections 910 to 916 inclusive, Compiled Laws 1913 and to Change the Date of Holding all General, City, Township and Village Elections.

House Bill No. 244. A Bill For an Act to Amend and Re-enact Section 8887 of the Compiled Laws of North Dakota for the year 1913.

House Bill No. 245. A Bill For an Act to Amend and Re-enact Section 8895 of the Compiled Laws of North Dakota for the year 1913, and to Repeal Section 8896 of said Compiled Laws.

House Bill No. 247. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 101 of the Session Laws of 1925 relating to the signing of bonds by public officials.

House Bill No. 261. A Bill For an Act Authorizing and providing for the submission of controversies between the State Highway Commission of the State of North Dakota and parties contracting therewith to arbitration, and providing for the entry of judgment as in cases of arbitration be-

tween other parties and providing for the enforcement of such judgments.

House Bill No. 263. A Bill For an Act to Amend and Re-enact Section 2546a6 of the Supplement to the Compiled Laws of North Dakota, year 1913, for Application for Mothers Pension, and Hearing.

House Bill No. 267. A Bill For an Act to Amend and Re-enact Section 4550 of the Compiled Laws of North Dakota for the year 1913, Providing the Place of Holding of Stockholders and Directors meetings, and Repealing Section 4550 of the Compiled Laws of North Dakota for the year 1913.

House Bill No. 269. A Bill For an Act to Amend and Re-enact Section 9167 of the Compiled Laws of the State of North Dakota for 1913 relating to Stay of Execution in Forcible Detainer.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 17, 1927.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 271. A Bill For an Act Empowering Foreign Executors, Administrators, Guardians, Heirs and Legatees of Deceased Non-residents whose Estates have been Probated Outside this State to Assign Mortgages; and Confirming and Legalizing Assignments heretofore made by such Executors, Administrators, Guardians, Heirs and Legatees.

House Bill No. 274. A Bill For an Act Governing Specifications and Bids upon Paving, Requiring Bids upon Several Types to be asked for.

House Bill No. 296. A Bill For an Act to Amend and Re-enact Subdivision 6, of Section 381 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Duties of the State Historical Society.

House Bill No. 298. A Bill For an Act to Provide for the Renewal of Corporate Existence and Repealing Section No. 4562 of the Compiled Laws of North Dakota, 1913.

House Bill No. 313. A Bill For an Act Providing Additional Requirement for the office of County Coroner.

House Bill No. 225. A Bill For an Act Requiring the Board of Railroad Commissioners to Investigate and Fix Rates, Charges, Practices, Rules and Regulations of Carriers and Railroad Corporations for the Transportation of Fuel, Specifying the Proceedings therefor, Making an Appropriation for such Purpose and for the Defense of such Rates, and Repealing Sections 4798a1 to 4798a5, inclusive, of the Supple-

ment to the Compiled Laws 1913, and Repealing Sections 4795a1 to 4795a11, inclusive, of the Supplement to the Compiled Laws 1913, so far as the same is Applicable to Rates for the Transportation of Fuel.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 17, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 134. A Bill For an Act to Repeal Sections 917, 918 and 919 of the Compiled Laws of North Dakota of the year 1913; Relating to Registration of Voters.

Senate Bill No. 140. A Bill For an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Senate Bill No. 148. A Bill For an Act to amend and re-enact Section 2193a of the Supplement to the 1913 Compiled Laws relating to abatements to purchasers of tax sale certificates on state land.

Senate Bill No. 180. A Bill For an Act to Amend and Re-enact Sections 909a2 and 909a5 of the Supplement to the Compiled Laws of 1913.

Senate Bill No. 188. A Bill For an Act to Provide for the Closing of Schools in Certain Towns and Villages Upon the Consolidation of the Schools in Such School Districts and Providing the Procedure Therefor.

Concurrent Resolution F printed in Senate Journal of Sixteenth day, page 6.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
W. D. AUSTIN,
Secretary.

House Chamber,
Bismarck, North Dakota,
February 17, 1927.

Mr. President: I have the honor to return herewith the following bill:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

Which the Senate has passed unchanged.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota
February 17, 1927.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 113.—Concurrent Resolution.—A Joint 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 the Senate has indefinitely postponed.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 17, 1927.

Mr. Speaker: I have the honor to return:

House Bill No. 106. A Bill for an Act to Amend and Re-enact sections 8651-8657 and 8682 of the Compiled Laws of 1913 relating to the qualification, appointment, removal and discharge of Executors, Administrators and Guardians, and to repeal all acts and parts of acts in conflict herewith.

Which the Senate has amended as follows:

On page 5 of the printed bill, strike out the last two words of line 11, all of line 12 and the first three words of line 13.

Very respectfully,
W. D. AUSTIN,
Secretary.

REPORTS OF STANDING COMMITTEES

HOUSE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 28. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 37. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

Also,

House Bill No. 46. A Bill For an Act Making an Appropriation to Defray the Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Also,

House Bill No. 47. A Bill For an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

House Bill No. 48. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915.

Also,

House Bill No. 49. A Bill For an Act Making an Appropriation to Pay for the Burial Expense of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Also,

House Bill No. 88. A Bill For an Act to Repeal Sections 1707 and 1708 of the Compiled Laws of North Dakota for 1913, Relating to the Care, Maintenance and Instruction of Blind Children under School Age.

Also,

House Bill No. 98. A Bill For an Act to Repeal Section 7 of Chapter 203, Session Laws 1919, relating to Vocational Education.

Resolution introduced by Mr. Halcrow.

And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Concurrent Resolution introduced by Representative Sperry.

Also,

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, 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 Provision 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 to include Snuff within the provisions and requirements thereof.

Also,

House Bill No. 187. A Bill For an Act to Provide Protection on the Lives of Children by Fraternal Benefit Societies and to Repeal Section 5070a of the Supplement to the Compiled Laws of 1913.

Also,

House Bill No. 188. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to Estrays and the Sale Thereof.

Also,

House Bill No. 199. A Bill For an Act to Amend and Re-enact Section 10322a4 of the Supplement to the Compiled Laws 1913 relating to the powers and duties of the North Dakota Game and Fish Board.

Also,

House Bill No. 215. A Bill For an Act relating to banking, regulating the administration of the affairs of insolvent banks, providing for their liquidation, vesting the proceedings and requesting it to assume original jurisdiction in Supreme Court with jurisdiction of such liquidation pro-furtherance of the public interest, creating the position of Supreme Court Commissioner, fixing his compensation and

defining his powers and authority, and providing for the appointment of receivers of insolvent banks and continuing receiverships, and making an appropriation to meet the expenses incident to carrying out the purpose of this Act, and directing the Supreme Court to exercise its supervisory authority over the District Court in proceedings for liquidating the affairs of insolvent banks, and providing for the reopening and reorganization of closed or suspended banks, and providing for liquidation of closed banks by the depositors therein, and designating a custodian of records and property after winding up receiverships, and providing for the covering into the general fund of the state of unclaimed dividends.

Also,

House Bill No. 243. A Bill For an Act to Amend and Re-enact Section 189b3 of the Supplement to the Compiled Laws of 1913.

Also,

House Bill No. 251. A Bill For an Act Providing that the Right of Any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to enforce the Collection of the Same shall be Suspended until July 1st, 1929; Providing the rate of Interest such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of All Tax Certificates or Tax Liens Held by the County on any Lands that have been Foreclosed Under Said Acts.

Also,

House Bill No. 252. A Bill For an Act to Provide for the Payment by the Bank of North Dakota of Taxes on Certain Lands that the State Treasurer as Trustee of the State of North Dakota holds as Security under Chapter 154, of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory thereof; Making an Appropriation therefor; Providing for the Reimbursement of the Bank of North Dakota therefrom and Establishing a Revolving Fund Therefor.

Also,

House Bill No. 266. A Bill For an Act to Amend and Re-enact Section 2618 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913.

Also,

House Bill No. 275. 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 State of North Dakota, the Provinces of Saskatchewan and Manitoba and the Dominion of Canada and the United States of America, Respecting the Use, Control, Util-

ization and Disposition of the Waters of the Mouse River (named the Souris River in Canada) and the Rights of said State of North Dakota and said Provinces and the Dominion of Canada and the United States Thereto.

Also,

House Bill No. 285. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to the salaries of County Auditor, County Treasurer, Sheriffs and county superintendents of schools.

Also,

House Bill No. 310. A Bill For an Act to Amend and Re-enact Section 630a4 of the Supplement to the Compiled Laws of North Dakota, for 1913, relating to notice given by Weed Commissioner, relative to the Sow Thistle and duties of Commissioner.

Also,

House Bill No. 314. A Bill For an Act to Amend and Re-enact Section 1370 of the Compiled Laws of North Dakota for the year 1913, Relating to Teachers' Examinations Conducted by County Superintendent and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 315. A Concurrent Resolution. For an Amendment to Section 82 of the Constitution of the State of North Dakota, Relating to the Election of State Officers and Fixing the Qualifications and Terms of said Officers.

Also,

House Bill No. 194. A Bill For an Act to Amend and Re-enact Section 3688, Compiled Laws of North Dakota, 1913, relating to Vacation of Streets, Alleys and Public Grounds in Cities.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

MOTIONS AND RESOLUTIONS

The Committee on Insurance asked an extension of time on Senate Bill No. 55 and House Bills Nos. 250, 256, and 259.

Which request was granted.

FIRST AND SECOND READING OF HOUSE BILL

Introduced by Minnie D. Craig, by request:

House Bill No. 360. A Bill For an Act to amend and re-enact Section 3786 of the Compiled Laws of the State of North Dakota for 1913 relating to terms of office of city officers under commission form of government.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

THIRD READING OF HOUSE BILLS

The Concurrent Resolution introduced by Mr. Sperry was read.

Mr. Sperry moved that we defer action on this Resolution for three days.

Which motion prevailed.

ROLL CALL

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, 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 Provision 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 to include Snuff within the provisions and requirements 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 65, nays 45, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Quam
Anderson, Divide	Hildebrand	Rabe
Anderson, Sargent	Holthusen	Renner
Bell	Iverson, Griggs	Roberts
Boeckel	Iverson, McKenzie	Shurr
Bohnsack	Kapfer	Sleight
Brown, Adams	Keierleber	Sperry
Brown, Stutsman	Kelly	Steedsman
Bubel	Johnson, Foster	Swendseid
Butt	Johnson, McKenzie	Streich
Cox	Johnson, Traill	Swett
Ehr	Lavik	Svingen
Elken	Lofthus	Tester
Erickson, Kidder	Lynch	Thatcher
Erickson, McLean	Martin	Thompson, Ramsey

Messrs.	Messrs.	Messrs.
Fedje	Meidinger	Traynor
Ferris	Miller	Tweten
Fettig	Montgomery	Van Berkom
Gilchrist	Oberg	Wedel
Gudmestad	Opdahl	Yeater
Hanson	Plath	Zimmerman
Hauge	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bollinger	Johnston	Richardson
Burkhart	Larvick	Rulon
Burns	Lee	Signalness
Carlson	Levin	Siverson
Conway	Lillehaugen	Standley
Craig	Lyon	Thompson, Burleigh
Ellingson	McCay	Treffry
Flom	McDowall	Trubshaw
Fowler	McGauvran	Twichell
Freeman	McGinnis	Veitch
Frojen	McManus	Watt
Halcrow	Muus	Westford
Henrickson	Olafson	Wilson
Hoffman	Owings	Worner
Jardine	Peters	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Johnson, Ward	Kamrath

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Streich moved that the vote by which House Bill No. 52 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lee explained his vote and asked that his remarks be recorded:

I vote "no" because I am not in favor of legalizing the sale of a drug that has proved harmful to many people. If this bill is passed it will let down the bars and the habit will therefore be extended.

Mr. Worner explained his vote and asked that his remarks be recorded:

I cannot conscientiously vote for House Bill No. 52. Our young boys are growing into manhood and I would not want them to see my name as voting for such a law. I believe it to be a detriment to our rising generation. I vote "no."

ROLL CALL

House Bill No. 187. A Bill For an Act to Provide Protection on the Lives of Children by Fraternal Benefit Societies

and to Repeal Section 5070a of the Supplement to the Compiled Laws of 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 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnson, McKenzie	Shurr
Brown, Adams	Johnson, Traill	Signalness
Brown, Stutsman	Kapfer	Siverson
Bubel	Keierleber	Sleight
Burkhart	Kelly	Sperry
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Conway	Levin	Swett
Cox	Lillehaugen	Svingen
Craig	Lofthus	Tester
Ehr	Lynch	Thatcher
Ellingson	Lyon	Thompson, Burleigh
Erickson, McLean	McCay	Thompson, Ramsey
Erickson, Kidder	McDowall	Traynor
Fedje	McGauvran	Treffry
Ferris	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Owings	Yeater
Helbling	Peters	Zimmerman
Henrickson	Plath	Mr. Speaker
Hildebrand	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Elken	Johnston	Streich
Johnson, Ward	Kamrath	

So the bill passed and the title was agreed to.

Mr. Twichell asked the unanimous consent of the House to amend House Bill No. 188, as follows: After the enacting clause insert the following:

"Section 1. Amendment. That Section 2664 of the Supplement to the Compiled Laws of North Dakota for the year 1913, be amended and re-enacted to read as follows:"

Which amendment was allowed.

Mr. Swett asked the unanimous consent of the House to amend House Bill No. 188, as follows: In every place where the word "legal" occurs insert in lieu thereof the word "official".

Mr. Trubshaw objected to the amendment.

Mr. Twichell moved that the rules be suspended and that House Bill No. 188 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 188. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to 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 106, nays 4, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnson, McKenzie	Shurr
Brown, Adams	Johnson, Traill	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kapfer	Sleight
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Swendseid
Carlson	Lavik	Steedsman
Conway	Lee	Streich
Cox	Levin	Svingen
Craig	Lillehaugen	Tester
Ehr	Lofthus	Thatcher
Ellingson	Lynch	Thompson, Burleigh
Elken	Lyon	Thompson, Ramsey
Erickson, McLean	McCay	Traynor
Fedje	McDowall	Treffry
Ferris	McGauvran	Trubshaw
Fettig	McGinnis	Twetén
Flom	McManus	Twichell
Fowler	Martin	Van Berkorn
Freeman	Meidinger	Veitch

Messrs.	Messrs.	Messrs.
Frojen	Miller	Watt
Gilchrist	Montgomery	Wedel
Gudmestad	Muus	Westford
Halcrow	Oberg	Wilson
Hanson	Olafson	Worner
Hauge	Opdahl	Zimmerman
Helbling	Peters	Mr. Speaker
Henrickson	Plath	
Hildebrand	Polfuss	

Those voting in the negative were:

Messrs.	Messrs.
Erickson, Kidder	Swett
Owings	Yeater

Absent and not voting:

Messrs.	Messrs.
Johnson, Ward	Kamrath

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 199. A Bill For an Act to Amend and Re-enact Section 10322a4 of the Supplement to the Compiled Laws 1913 relating to the powers and duties of the North Dakota 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 109, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Quam
Anderson, Divide	Holthusen	Rabe
Anderson, Sargent	Iverson, Griggs	Renner
Bell	Iverson, McKenzie	Richardson
Boeckel	Jardine	Roberts
Bohnsack	Johnson, Foster	Rulon
Bollinger	Johnison, McKenzie	Shurr
Brown, Adams	Johnson, Traill	Signalness
Brown, Stutsman	Johnston	Siverson
Bubel	Kapfer	Sleight
Burkhart	Keierleber	Sperry
Burns	Kelly	Standley
Butt	Larvick	Steedsman
Carlson	Lavik	Streich
Conway	Levin	Swendseid
Cox	Lee	Svingen
Craig	Lillehaugen	Tester
Ehr	Lofthus	Thatcher
Ellingson	Lynch	Thompson, Burleigh
Elken	Lyon	Thompson, Ramsey
Erickson, Kidder	McCay	Traynor
Erickson, McLean	McDowall	Treffry

Messrs.	Messrs.	Messrs.
Fedje	McGauvran	Trubshaw
Ferris	McGinnis	Tweten
Fettig	Martin	Twichell
Flom	McManus	Van Berkom
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gilchrist	Muus	Westford
Gudmestad	Oberg	Wilson
Halcrow	Olafson	Worner
Hanson	Opdahl	Yeater
Hauge	Owings	Zimmerman
Helbling	Peters	Mr. Speaker
Henrickson	Plath	
Hildebrand	Polfuss	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Kamrath	Swett

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 215. A Bill For an Act relating to banking, regulating the administration of the affairs of insolvent banks, providing for their liquidation, vesting the ceedings and requesting it to assume original jurisdiction in Supreme Court with jurisdiction of such liquidation pro-furtherance of the public interest, creating the position of Supreme Court Commissioner, fixing his compensation and defining his powers and authority, and providing for the appointment of receivers of insolvent banks and continuing receiverships, and making an appropriation to meet the expenses incident to carrying out the purpose of this Act, and directing the Supreme Court to exercise its supervisory authority over the District Court in proceedings for liquidating the affairs of insolvent banks, and providing for the re-opening and reorganization of closed or suspended banks, and providing for liquidation of closed banks by the depositors therein, and designating a custodian of records and property after winding up receiverships, and providing for the covering into the general fund of the state of unclaimed dividends.

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 107, nays 2, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hildebrand	Rabe
Anderson, Divide	Hoffman	Renner
Anderson, Sargent	Iverson, Griggs	Richardson
Bell	Iverson, McKenzie	Plath
Boeckel	Johnson, Foster	Roberts

Messrs.	Messrs.	Messrs.
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown, Adams	Johnston	Signalness
Brown, Stutsman	Kapfer	Siverson
Bubel	Keierleber	Sleight
Burkhart	Kelly	Sperry
Burns	Larvick	Standley
Butt	Lavik	Steedsman
Carlson	Lee	Swendseid
Conway	Levin	Streich
Cox	Lillehaugen	Swett
Craig	Lofthus	Svingen
Ehr	Lynch	Tester
Ellingson	Lyon	Thatcher
Elken	McDowall	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McGauvran	Treffry
Fedje	McGinnis	Trubshaw
Fettig	McManus	Tweten
Ferris	Martin	Twichell
Flom	Meidinger	Van Berkom
Fowler	Miller	Veitch
Freeman	Montgomery	Watt
Frojen	Muus	Wedel
Gilchrist	Oberg	Westford
Gudmestad	Olafson	Wilson
Halcrow	Opdahl	Worner
Hanson	Owings	Yeater
Hauge	Peters	Zimmerman
Helbling	Polfuss	Mr. Speaker
Henrickson	Quam	

Those voting in the negative were:

Messrs.	Messrs.
Holthusen	Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jardine	Johnson, Ward	Kamrath

So the bill passed and the title was agreed to and the emergency clause declared carried.

ROLL CALL

House Bill No. 243. A Bill For an Act to Amend and Re-enact Section 189b3 of the Supplement to the Compiled Laws of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 55, nays 54, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Sleight
Bohnsack	Jardine	Sperry
Bollinger	Johnson, Traill	Standley

Messrs.	Messrs.	Messrs.
Brown of Adams	Johnston	Steedsman
Brown, Stutsman	Kelly	Tester
Burns	Larvick	Thompson, Burleigh
Cox	Lynch	Thompson, Ramsey
Ellingson	McDowall	Traynor
Elken	McGauvran	Trubshaw
Fettig	McGinnis	Twichell
Flom	Meidinger	Veitch
Fowler	Miller	Watt
Freeman	Montgomery	Wedel
Frojen	Muus	Westford
Gudmestad	Olafson	Wilson
Halcrow	Peters	Worner
Hauge	Plath	Mr. Speaker
Helbling	Roberts	
Henrickson	Rulon	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Polfuss
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Johnson, Foster	Rabe
Boeckel	Johnson, McKenzie	Renner
Bubel	Kapfer	Richardson
Burkhart	Keierleber	Shurr
Butt	Lavik	Signalness
Carlson	Lee	Siverson
Conway	Levin	Swendseid
Craig	Lillehaugen	Streich
Ehr	Lofthus	Swett
Erickson, Kidder	Lyon	Svingen
Erickson, McLean	McCay	Thatcher
Fedje	McManus	Treffry
Ferris	Martin	Tweten
Gilchrist	Oberg	Van Berkorn
Hanson	Opdahl	Yeater
Holthusen	Owings	Zimmerman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hildebrand	Johnson, Ward	Kamrath

So the bill was declared lost.

Mr. McCay moved that the vote by which House Bill No. 243 was lost 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 Mr. McCay that the vote by which House Bill No. 243 was lost be reconsidered and the motion to reconsider be laid on the table, the roll

was called, and there were ayes 53, nays 57, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Owings
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Johnson, Foster	Rabe
Boeckel	Johnson, McKenzie	Renner
Bubel	Kapfer	Richardson
Burkhart	Keierleber	Shurr
Butt	Lavik	Signalness
Carlson	Lee	Siverson
Conway	Levin	Swendseid
Craig	Lillehaugen	Streich
Ehr	Lofthus	Swett
Erickson, Kidder	Lyon	Svingen
Erickson, McLean	McCay	Thatcher
Fedje	McManus	Treffry
Ferris	Martin	Tweten
Gilchrist	Muus	Van Berkom
Hanson	Oberg	Yester
Hildebrand	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Rulon
Bohnsack	Holthusen	Sleight
Bollinger	Jardine	Sperry
Brown, Adams	Johnson, Traill	Standley
Brown, Stutsman	Johnston	Steedsman
Burns	Kelly	Tester
Cox	Larvick	Thompson, Burleigh
Ellingson	Lynch	Thompson, Ramsey
Elken	McDowall	Traynor
Fettig	McGauvran	Trubshaw
Flom	McGinnis	Twichell
Fowler	Meidinger	Veitch
Freeman	Miller	Watt
Frojen	Montgomery	Wedel
Gudmestad	Olafson	Westford
Halcrow	Peters	Wilson
Hauge	Plath	Worner
Helbling	Polfuss	Zimmerman
Henrickson	Roberts	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Johnson, Ward	Kamrath

So the motion was declared lost.

ROLL CALL

House Bill No. 251. A Bill For an Act Providing that the Right of Any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions

of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to enforce the Collection of the Same shall be Suspended until July 1st, 1929; Providing the rate of Interest such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of All Tax Certificates or Tax Liens Held by the County on any Lands that have been Foreclosed Under Said Acts.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 61, nays 49, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Holthusen	Sleight
Bohnsack	Jardine	Sperry
Bollinger	Johnson, Traill	Standley
Brown, Adams	Johnston	Steedsman
Brown, Stutsman	Kelly	Swendseid
Burns	Larvick	Tester
Cox	Lynch	Thompson, Burleigh
Ehr	McDowall	Thompson, Ramsey
Ellingson	McGauvran	Traynor
Elken	McGinnis	Trubshaw
Fettig	Meidinger	Twitchell
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Olafson	Westford
Gudmestad	Peters	Wilson
Halcrow	Plath	Worner
Hauge	Polfuss	Zimmerman
Helbling	Rabe	Mr. Speaker
Henrickson	Roberts	
Hoffman	Rulon	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Owings
Anderson, Divide	Iverson, McKenzie	Quam
Anderson, Sargent	Johnson, Foster	Renner
Boeckel	Johnson, McKenzie	Richardson
Bubel	Kapfer	Shurr
Burkhart	Keterleber	Signalness
Butt	Lavik	Siverson
Carlson	Lee	Streich
Conway	Levin	Swett
Craig	Lillehaugen	Svingen
Erickson, Kidder	Lofthus	Thatcher
Erickson, McLean	Lyon	Treffry
Fedje	McCay	Tweten
Ferris	McManus	Van Berkom
Gilchrist	Martin	Yeater
Hanson	Oberg	
Hildebrand	Opdahl	

Absent and not voting:

Messrs.		Messrs.
Johnson, Ward		Kamrath

So the bill passed and the title was agreed to. Emergency clause declared lost.

Mr. Trubshaw moved that the vote by which House Bill No. 251 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Burkhart explained his vote and asked that his remarks be recorded:

I believe that the Bank of North Dakota Act is sufficient to take care of the provisions that are made in both House Bill No. 251 and House Bill No. 252. I vote "no".

Upon request the House reverted to the Seventh Order of Business.

Mr. Signalness moved that the vote by which the House adopted the report of the Committee on Tax and Tax Laws, by which House Bill No. 304 was indefinitely postponed, be reconsidered.

Which motion was lost.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Chris J. Hill, P. H. Miller, G. A. Lindell, John Bibelheimer, and Aug. Johnson, of Washburn; Mrs. F. R. Scott, of Fargo; C. O. Russel, of Devils Lake.

Mr. Elken moved that the House recess until 1:00 o'clock P. M., tomorrow.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 18, 1927.

The House re-assembled at 1:00 P. M., pursuant to recess taken, Speaker John W. Carr, presiding.

The House referred to the Fifteenth Order of Business.

GENERAL ORDERS

Mr. Thompson of Ramsey moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders; which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Thompson to the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 202. A Bill For an Act to Amend Sections 7, 8 and 13, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota Real Estate Series; and to Amend Sections 9 and 12, Chapter 292, of the Session Laws of 1923, as Amended by Sections 2 and 3 of Chapter 100 of the Session Laws of 1925, Relating to the Bonds of North Dakota Real Estate Series.

And recommend the adoption of the Standing Committee's amendment, as follows:

To adopt all previous amendments adopted by the House and in addition recommend the following amendment:

In line 6 of Section 13 of the engrossed bill strike out the words "thirty-three" and insert in lieu thereof the word "thirty".

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 211. A Bill For an Act Creating the Department of State Highways, Defining Its Powers and Duties, Providing for its Government and Imposing Penalties for Violations Thereof.

And recommend that no action be taken on this bill at this time.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 224. A Bill For an Act to Amend and Re-enact Sections 2189, 2191, 2192 and 2197 and to repeal Section 2197a of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to tax sales and Redemption therefrom.

And recommend the adoption of the Standing Committee's amendment, as follows:

On page 5, line 32 change the figure and words "two per cent (2%)" to "one per cent (1%)."

On page 7, line 78 change the figure and words "two per cent (2%)" to "one per cent (1%)."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 277. A Bill For an Act empowering and Authorizing Cities and Villages to Refund and Reissue Special Improvement Warrants upon the Surrender of the Outstanding Warrants by the Holders Thereof.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 6 of printed bill, after the word "provide" insert the following: "Provided, however, that the rate of interest shall not be in excess of the rate on the refunded warrants."

And when so amended, recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 282. A Bill For an Act to Repeal Sections 3753 and 3754 of the Supplement to the Compiled Laws of 1913 and to Re-enact Sections 3753 and 3754 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of the Corporate Limits of Cities and to Provide a Method of Procedure for the Extension of the Corporate Limits of Cities.

And recommend that the same be indefinitely postponed.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 317. A Bill For an Act Authorizing the State Board of Armory Supervisors to Convey the Armory Located in the City of Hillsboro, State of North Dakota, to the City of Hillsboro.

And recommend the adoption of the Standing Committee's amendment, as follows:

In line 9 of the original bill strike out the period following the figures "1913" and insert in lieu thereof a semi-colon, and add the following: "Provided, however, that either the present company or any future company of the National Guard of the City of Hillsboro shall have the right to use such building as an Armory at a rental of not to exceed \$40.00 per month."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 319. A Bill For an Act Providing for Special assessments for the construction of Sewer and Water Connections, and Providing for a Special Assessment fund for that purpose.

And recommend the adoption of the Standing Committee's amendment, as follows:

In Line 2 of printed bill strike out the words "sewers and" and insert in lieu thereof "sewer,".

In line 7 of printed bill, after the second word "such" insert the words "special assessments for".

In line 8 of printed bill, strike out the words "special assessments,".

In line 11 of printed bill, after the word "certify" insert the words "up to the county treasurer for collection,".

In line 12 of the printed bill strike out the words "up to the county treasurer" also strike out the first two words of line 13.

And when so amended recommend that the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 321. A Bill For an Act Providing for Advertising for Bids for Special Improvements.

And recommend the adoption of the Standing Committee's amendment, as follows:

Strike out all of the title after the words "A Bill, for an Act," and insert in lieu thereof the following: "to amend and re-enact Section 3705 of the Compiled Laws of North

Dakota for 1913, relating to the Advertising for bids for special improvements."

After the words "North Dakota" in the enacting clause, insert the following:

"Section 1. Amendment. That Section 3705 of the Compiled Laws of North Dakota for 1913 be amended and re-enacted to read as follows:"

On line 1 of printed bill after the word "for" insert the word "Section."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 535. A Bill For an Act to prevent fraud and deception in the manufacture and sale of concentrated commercial feeding stuffs and providing for registration and labeling thereof and repealing Chapter 37 of the Session Laws of 1921, Sections 1 to 13, inclusive, and all other acts or parts of acts inconsistent herewith.

And recommend the adoption of the Standing Committee's amendment, as follows:

The following amendments refer to the printed bill.

Page 5, Section 4, in line 10, change the date "December 21st" to read "December 31st."

On page 10, line 10, strike out the word "maximum" and insert in lieu thereof the word "minimum."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 348. A Bill For an Act Amending Section 375b3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the duties of the State Printer.

And recommend that it be amended as follows:

Strike out all of line 15 beginning with the word "He" and also all of line 16 up to the word "He."

And when so amended recommend the same do pass.

Also, Mr. Speaker, the Committee of the Whole have had under consideration:

House Bill No. 240. A Bill For an Act to Appropriate \$3,000.00 for the Payment of the Expenses to be Incurred by Boys and Girls Club Work at State Fairs.

And recommend the adoption of the Standing Committee's amendment, as follows:

That in line 1 of the Title, the figures 3,000.00 be stricken out and the figures 2,000.00 be substituted in lieu thereof.

That in line 1 of Section 1 of the Printed Bill, the words "fifteen hundred" be stricken out and the words "one thousand" be substituted in lieu thereof.

That in line 2 of Section 1 of the Printed Bill, after the word "annually", the following be inserted: "for the biennium beginning July 1, 1927 and ending June 30, 1929."

And the further amendment:

Strike out the words "Commission of Agricultural and Labor" in lines 6 and 7 of the printed bill and insert in lieu thereof the words "Extension Department of the Agricultural College."

And when so amended recommend that the same do pass.

S. W. THOMPSON,
Chairman.

Speaker John W. Carr resumed the chair.

Mr. Kelly moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Peters moved that we do now adjourn.

Which motion prevailed.

C. R. VERRY,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 18, 1927.

The House re-assembled at 2 o'clock P. M., pursuant to adjournment, Speaker John W. Carr, presiding.

Prayer by the Chaplain, Rev. W. E. Vater.

Roll call.

All members present except: Mr. Johnson of Ward.

Mr. Sleight moved that the absentee be excused.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

A communication from Elmore Wecker, of Dickinson, protesting against the passage of House Bills No. 323, 324, and 325, was read.

A communication from Axel Johnson, of Washburn, favoring the hail tax bill introduced by Senator Tofsrud, was referred to the Committee on Tax and Tax Laws.

Communications from Alex Johnson, A. W. Stewart, Tom McIwran, Mrs. F. Smith, and Mrs. E. J. Shaw, all of Grand Forks, opposing Sunday moving pictures, was referred to the Committee on State Affairs.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 18, 1927.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 52. A Bill For an Act Amending and Re-enacting Chapter 107, Laws of North Dakota for the year 1925, 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 Provision 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 to include Snuff within the provisions and requirements thereof.

House Bill No. 187. A Bill For an Act to Provide Protection on the Lives of Children by Fraternal Benefit Societies and to Repeal Section 5070a of the Supplement to the Compiled Laws of 1913.

House Bill No. 183. A Bill For an Act to Amend Section 2664, Supplement to the Compiled Laws of 1913, Relating to Estrays and the Sale Thereof.

House Bill No. 199. A Bill For an Act to Amend and Re-enact Section 10322a4 of the Supplement to the Compiled Laws 1913 relating to the powers and duties of the North Dakota Game and Fish Board.

House Bill No. 215. A Bill For an Act relating to banking, regulating the administration of the affairs of insolvent banks, providing for their liquidation, vesting the proceedings and requesting it to assume original jurisdiction in Supreme Court with jurisdiction of such liquidation pro-furtherance of the public interest, creating the position of Supreme Court Commissioner, fixing his compensation and defining his powers and authority, and providing for the appointment of receivers of insolvent banks and continuing receiverships, and making an appropriation to meet the expenses incident to carrying out the purpose of this Act, and directing the Supreme Court to exercise its supervisory authority over the District Court in proceedings for liquidating the affairs of insolvent banks, and providing for the re-

opening and reorganization of closed or suspended banks, and providing for liquidation of closed banks by the depositors therein, and designating a custodian of records and property after winding up receiverships, and providing for the covering into the general fund of the state of unclaimed dividends.

House Bill No. 251. A Bill For an Act Providing that the Right of Any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to enforce the Collection of the Same shall be Suspended until July 1st, 1929; Providing the rate of Interest such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of All Tax Certificates or Tax Liens Held by the County on any Lands that have been Foreclosed Under Said Acts.

Which the House has passed and your favorable consideration is respectively requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
February 18, 1927.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 174. A Bill For an Act to Prescribe the Manner of Taking and Killing Game Birds and Animals, Prohibiting the Use of Traps, Snares, Lights and Other Artificial Means, and Repealing Sections 10332a24 and 10322a25 of the Supplement to the Compiled Laws 1913, and Any and All Acts in Conflict.

Which the Senate has passed unchanged.

Very respectfully,
W. D. AUSTIN,
Secretary.

Senate Chamber,
Bismarck, North Dakota.
February 18, 1927.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 187. A Bill For an Act Limiting the Time within which any Action may be Brought to Void a Foreclosure of a Mortgage, a Mortgage Foreclosure set Aside, or any Defense Interposed in any Action, by Virtue of any de-

fect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Senate Bill No. 190. A Bill For an Act to Amend and Re-enact Section 4795 of the Compiled Laws of the State of North Dakota for 1913, Relating to Executive Officers and Financial Statements of Cities Organized Under the Commission System of Government.

Senate Bill No. 200. A Bill For an Act to Amend and Re-enact Section 2163a5 of the Supplement to the Compiled Laws of 1913 relating to the rate of mills which may be levied by counties; and to amend and re-enact Section 1945 of the Compiled Laws of 1913 relating to county road funds and Section 1946 relating to the expenditure of county road funds and repealing Section 2150 of the Supplement to the Compiled Laws of 1913.

Senate Bill No. 206. A Bill For an Act to Validate and Legalize Certain Acts of Certain City Officials in Respect to Special Assessment Water Works Districts, and to Prescribe the Procedure to be Taken in Respect to Assessments therein and the Issuance of Warrants.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,
W. D. AUSTIN,
Secretary.

REPORTS OF STANDING COMMITTEES HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 189c6 of the Supplement to the Compiled Laws 1913, Relating to Insurance on Municipally Owned Property.

And find the same correctly enrolled.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

House Bill No. 252. A Bill For an Act to Provide for the Payment by the Bank of North Dakota of Taxes on Certain Lands that the State Treasurer as Trustee of the State of North Dakota holds as Security under Chapter 154, of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory thereof; Making an Appropriation therefor; Providing for the Reimbursement of the Bank of North Dakota therefrom and Establishing a Revolving Fund Therefor.

Also,

House Bill No. 266. A Bill For an Act to Amend and Re-enact Section 2618 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913.

Also,

House Bill No. 275. 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 State of North Dakota, the Provinces of Saskatchewan and Manitoba and the Dominion of Canada and the United States of America; Respecting the Use, Control, Utilization and Disposition of the Waters of the Mouse River (named the Souris River in Canada) and the Rights of said State of North Dakota and said Provinces and the Dominion of Canada and the United States Thereto.

Also,

House Bill No. 285. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to the salaries of County Auditor, County Treasurer, Sheriffs and county superintendents of schools.

Also,

House Bill No. 310. A Bill For an Act to Amend and Re-enact Section 630a4 of the Supplement to the Compiled Laws of North Dakota, for 1913, relating to notice given by Weed Commissioner, relative to the Sow Thistle and duties of Commissioner.

Also,

House Bill No. 314. A Bill For an Act to Amend and Re-enact Section 1370 of the Compiled Laws of North Dakota for the year 1913, Relating to Teachers' Examinations Conducted by County Superintendent and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 315. A Concurrent Resolution. For an Amendment to Section 82 of the Constitution of the State of

North Dakota, Relating to the Election of State Officers and Fixing the Qualifications and Terms of said Officers.

Also,

House Bill No. 194. A Bill For an Act to Amend and Re-enact Section 3688, Compiled Laws of North Dakota, 1913, relating to Vacation of Streets, Alleys and Public Grounds in Cities.

Also,

House Bill No. 155. A Bill For an Act Relating to Fur Bearing Animals; Regulating the Taking Thereof, and Fixing Penalties.

Also,

House Bill No. 167. A Bill for an Act Providing for Appeals from Final Decisions Rendered by the Depositors' Guaranty Fund Commission of the State of North Dakota to the District Court, and Appeals from the District Court to the Supreme Court, and Providing for the Procedure upon said Appeals.

Also,

House Bill No. 249. A Bill For an Act to Amend and Re-enact Section 6954a1 Supplement to the 1913 Compiled Laws, relating to the collection of items through banking channels and establishing the liability of collecting agencies.

Also:

House Bill No. 279. A Bill For an Act to Permit the District Court to Parole Persons Confined in the County Jail, Serving a Sentence, to the County Commissioners of the Various Counties of the State for the Purpose of Performing Work and Labor upon the Construction, Maintenance and Up Keep of State, County and Township Roads, and Providing that Such Persons in Such Confinement in any County May Be Transferred by any Presiding District Judge, from One County to any Other County in the State, Upon an Order Issued After a Proper Application and Hearing Before said Judge, and be Committed to the Sheriff of such County in Accordance with the Terms of his Sentence, and for the Paroles of such Persons Serving Sentence in any County Jail, and Providing for Maintenance and Support and Compensation, and Punishment of such Persons that may Violate their Paroles.

Also:

House Bill No. 305. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 182 of the Session Laws of 1923, being Section 5235A1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913.

Also,

House Bill No. 309. A Bill For an Act requiring agents of railroad companies to report to the Sheriffs of their

respective counties the fact that emigrant cars are ordered, and relating further to the duties of the sheriffs and providing penalties therefor.

Also,

House Bill No. 17. A Bill For an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Department of Motor Vehicle Registration.

Also,

House Bill No. 270. A Bill For an Act to Validate Sales of Real Estate Made by an Executor or Administrator pursuant to contract, which has not been confirmed by the County Court.

Also,

House Bill No. 292. A Bill For an Act Relating to the Recording of Sheriff's Deeds and Other Conveyances of Real Property Acquired by the Bank of North Dakota, as Agent for the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923, and Acts Amendatory thereof; Prescribing the Duties of the County Auditor and Register of Deeds in respect thereto; and Providing that Section 2212 of the Supplement to the Compiled Laws of North Dakota for 1913 shall not be Applicable Thereto.

Also,

House Bill No. 295. A Bill For an Act to Amend and Re-enact Section 7377 of the Compiled Laws of the State of North Dakota for 1913, relating to limitations of actions.

Also,

House Bill No. 297. A Bill For an Act to Amend Section 2123 of the Supplement to the Compiled Laws of North Dakota for the year 1913; Relating to duties of County Auditors and duties and Compensation of Assessors.

Also,

House Bill No. 303. A Bill For an Act to Amend Sections 817 and 819 of the Compiled Laws of North Dakota for the year 1913, providing for the selection of jurors for service in the district courts and county courts of increased jurisdiction.

Also,

House Bill No. 306. A Bill For an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks or Trust Companies.

Also,

House Bill No. 311. A Bill For an Act to Provide for the Payment of Outstanding Warrants issued by any Board of

Drain Commissioners for expenses incurred and for services of surveyors, engineers and other persons or corporations, contracted for and rendered prior to the establishment of drains for the purpose of draining agricultural lands, in cases where any such Board has established such drain or drains, and same has thereafter been abandoned, or the construction thereof postponed for a period of more than two years, and providing for the reconveyance of land no longer required for Drainage purposes.

Also,

House Bill No. 351. A Joint Resolutoin to Amend and Re-enact Section 179 of Article 11 of the Constitution of the State of North Dakota as Amended by Article 20 of the Amendments thereto, Relating to Revenue and Taxation.

Also,

House Bill No. 352. A Bill For an Act to Amend and Re-enact Sections 10180, 10181, 10182 and 10183 of the Compiled Laws of North Dakota for 1913 Prohibiting the Sale, Bartering or Giving Away of Snuff to Minors, Providing Penalties Therefor and Repealing Acts in Conflict Therewith.

Also,

House Bill No. 356. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 213, of the Compiled Laws of North Dakota for 1925 Regulating the Expenditure of money for Traveling Expenses of Members, Officers, and Employees of State Departments.

Also,

House Bill No. 264. A Bill For an Act Authorizing and Empowering the Board of Park Commissioners of the Park District of any City, to Contract for the Purchase of Lands for Park Purposes, upon Deferred and Installment payments; Limiting the Amount of such Purchases; and Requiring all payments so made therefor, to be made from Revenues derived from the Tax Levy of such District authorized by Law; Repeal.

And find the same correctly Engrossed.

E. E. VEITCH,
Chairman.

Mr. Veitch moved the adoption of the report, which motion prevailed.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 162. A Bill For an Act Creating a State Highway Commission, Defining its Powers and Duties and Fixing the Compensation of the Commission.

Have had the same under consideration and recommend that the same be amended as follows:

On line 3 of Section 2 of the printed bill strike out the word "December" and insert in lieu thereof the word "January".

On line 5 of Section 2 of the printed bill strike out the word "December" and insert in lieu thereof the word "January".

On line 10, page 2 of the printed bill strike out the entire sentence following the word "Governor".

Strike out all of Sections seven, eight, nine and ten of the printed Bill.

And when so amended recommend the same do pass.

JOS. MCGAUVVRAN,
Chairman.

Mr. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

The Majority of your Committee on Appropriations made the following report:

Mr. Speaker: The Majority of your Committee on Appropriations to whom was referred:

House Bill No. 227. A Bill For an Act Making an Appropriation for Agricultural Fair purposes and providing for the division, expenditure and disbursement thereof.

Have had the same under consideration and recommend that the same be amended as follows:

That in line 3 of Section 1 of the Printed Bill, the words, "Twenty Five" and the figures "25,000.00" be stricken out and the word "Thirty" and the figures "30,000.00" be substituted in lieu thereof.

That at the end of the Bill, the following be added:

The Sum of Five Thousand (\$5,000.00) Dollars, as an additional appropriation, payable Two Thousand Five Hundred (\$2,500.00) Dollars July 1st, 1927 and Two Thousand Five Hundred (\$2,500.00) Dollars July 1st, 1928 to The Northwest Agricultural, Livestock and Fair Association of Minot to be expended for maintenance and premiums for livestock, poultry and agricultural exhibits at fairs held by said Association in each of said years.

And when so amended recommend the same do pass.

J. H. BURKHART,
IRA J. WILSON,
R. C. MONTGOMERY,
EDWIN TRAYNOR,
HERMAN F. BUTT,
J. M. THOMPSON,
ALFRED O. BROWN,
M. W. KELLY,
JOHN HALCROW,
WM. WATT.

Mr. Watt moved that the report of the Majority be adopted.

The Minority of your Committee on Appropriations made the following report:

Mr. Speaker: The Minority of your Committee on Appropriations to whom was referred:

House Bill No. 227. A Bill For an Act Making an Appropriation for Agricultural Fair purposes and providing for the division, expenditure and disbursement thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JAMES McMANUS,
MINNIE D. CRAIG,
JOHN QUAM,
FRANK J. LYON,
O. C. ANDERSON.

Mr. Quam moved that the report of the Minority be substituted for the report of the Majority.

Mr. Fowler moved a call of the House.

Which motion prevailed.

Call of the House ordered.

Upon a call of the House the following were found to be absent: Aljets, Ellingson, Hanson, Iverson of Griggs, Johnson of Ward, Lee and Lofthus.

Mr. Jardine moved that further proceedings under the call of the House be dispensed with.

Which motion prevailed.

Roll call demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Quam that the report of the Minority be substituted for the report of the Majority, the roll was called, and there were ayes 49, nays 62, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Johnson, Foster	Quam
Anderson, Divide	Kamrath	Rabe
Anderson, Sargent	Kapfer	Richardson
Boeckel	Keierleber	Signalness
Bubel	Lavik	Swendseid
Conway	Lee	Swett
Craig	Lofthus	Svingen
Erickson, Kidder	Lyon	Tester
Erickson, McLean	McCay	Thatcher
Ferris	McDowall	Treffry

Messrs.	Messrs.	Messrs.
Fettig	McGauvran	Tweten
Flom	McManus	Van Berkom
Gudmestad	Martin	Worner
Hanson	Miller	Yeater
Hildebrand	Oberg	Zimmerman
Holthusen	Opdahl	
Iverson, Griggs	Owings	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bell	Henrickson	Roberts
Bohnsack	Hoffman	Rulon
Bollinger	Iverson, McKenzie	Shurr
Brown, Adams	Jardine	Siverson
Brown, Stutsman	Johnson, McKenzie	Sleight
Burkhart	Johnson, Traill	Sperry
Burns	Johnston	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Streich
Cox	Levin	Thompson, Burleigh
Ehr	Lillehaugen	Thompson, Ramsey
Ellingson	Lynch	Traynor
Elken	McGinnis	Trubshaw
Fedje	Meidinger	Twichell
Fowler	Montgomery	Veitch
Freeman	Muus	Watt
Frojen	Olafson	Wedel
Gilchrist	Peters	Westford
Halcrow	Plath	Wilson
Hauge	Polfuss	Mr. Speaker
Helbling	Renner	

Absent and not voting:

Messrs.
Johnson, Ward

So the motion was declared lost and the report of the Majority declared adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your committee on Appropriations to whom was referred:

House Bill No. 234. A Bill For an Act Making an Appropriation to the North Dakota Dairymen's Association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT,
Chairman.

Mr. Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 236. A Bill For an Act to appropriate \$1,000.00 for the Payment of the Expenses to be Incurred by the North Dakota Live Stock Association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

Wm. WATT,
Chairman.

Mr. Watt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 239. 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 city of Washburn, Between McLean County, North Dakota and the town of Hensler, Oliver 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.

JOS. McGAUVRAN,
Chairman.

Mr. McGauvran moved that the report be adopted.

Mr. Erickson of McLean moved as a substitute motion that further consideration of House Bill No. 239 be indefinitely postponed.

Roll call demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Erickson of McLean, that House Bill No. 239 be indefinitely postponed, the roll was called, and there were ayes 54, nays 55, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Divide	Helbling	Martin
Anderson, Sargent	Henrickson	Opdahl
Boeckel	Hildebrand	Owings
Bohnsack	Holthusen	Quam
Bollinger	Iverson, Griggs	Rabe
Bubel	Johnson, Foster	Renner
Burkhart	Johnson, Traill	Richardson
Burns	Johnston	Signalness

Messrs.	Messrs.	Messrs.
Butt	Kapfer	Standley
Carlson	Keierleber	Swendseid
Conway	Larvick	Swett
Craig	Lavik	Tejter
Erickson, Kidder	Lee	Treffry
Erickson, McLean	Lillehaugen	Tweten
Ferris	Lofthus	Van Berkom
Fettig	Lyon	Worner
Gudmestad	McCay	Yeater
Hanson	McManus	Zimmerman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Kamrath	Siverson
Bell	Kelly	Sleight
Brown, Adams	Levin	Sperry
Brown, Stutsman	Lynch	Steedsman
Cox	McDowall	Streich
Ehr	McGauvran	Svingen
Ellingson	McGinnis	Thatcher
Elken	Meidinger	Thompson, Burleigh
Fedje	Miller	Thompson, Ramsey
Flom	Montgomery	Trubshaw
Fowler	Muus	Twichell
Freeman	Oberg	Veitch
Frojen	Olafson	Watt
Gilchrist	Peters	Wedel
Halcrow	Plath	Westford
Hauge	Polfuss	Wilson
Hoffman	Roberts	Mr. Speaker
Iverson, McKenzie	Rulon	
Jardine	Shurr	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, McKenzie	Johnson, Ward	Traynor

So the substitute motion was declared lost.

The question being on the report of the committee recommending House Bill No. 259 for passage, a vote was taken and the report was declared adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 260. A Bill For an Act to Amend and Re-enact Chapter 44 of the 1919 Session Laws of 1919 to Provide for the Tagging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department instead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the abolishing of State Motor Vehicle Registration Department; Defining the Duties imposed upon State and County officials and their compensation; Establishing the method of collecting and distributing of fees received therefrom; Fixing Penalties for violation

of this act; Providing an Appropriation for Administering the same and for use of State Highway Commission; For making of license tags and for repealing all acts and parts of acts in conflict therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 262. A Bill For an Act to Amend and Re-enact Section 8822 of the Compiled Laws of North Dakota for 1913, providing for Compensation of Executors and Administrators.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 272. A Bill For an Act Regulating the Renting of Motor Vehicles Without Drivers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 289. A Concurrent Resolution Providing for the Amendment of Article II of the Constitution and the following Sections thereof: Section 25, 26, 27, 28, 29, 30, 31, 32, 40, 44, 45, 46, 47, 48, 49, 50, 52, 53, 54, 55, 57, 77, Providing for the Repeal of the following Sections of Article II: Section 34, 35, 36, and 51.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banking made the following report:

Mr. Speaker: Your Committee on Banking to whom was referred:

House Bill No. 293. A Bill For an Act relating to the consolidation or merger of banks.

Have had the same under consideration and recommend that the same do pass.

ALFRED O. BROWN,
Chairman.

Mr. Brown moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 294. A Bill For an Act Requiring the Investment by Life Insurance Companies of not less than Seventy-five Per Cent of their legal Reserve, Based on Policies of Insurance Issued to Residents of this State, in Loans or Investments Secured by Property or other Securities located in this State; Fixing a Minimum of Paid in Capital for such Companies, Authorizing the Cancellation of Authority to Transact business in this State for violation of the Provisions of this Act, and Repealing all Acts or Parts of Acts insofar as the same Conflict with the Provisions of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. L. PETERS,
Chairman.

Mr. Peters moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 322. A Bill For an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 207 of the Session Laws of 1925, Relating to Delinquent Personal Property Taxes, and Amending and Re-enacting Section 2173 of

the Compiled Laws of 1913 Relating to the Collection of Delinquent Taxes, and Providing the Duty of the Sheriff in Relation thereto, and Fixing his Compensation therefor, and Amending and Re-enacting Chapter 198 of the Session Laws of 1925 providing Compensation to the Sheriff if he shall Discover and Cause to be Assessed Property which has Escaped Taxation, or which shall have been Grossly Under-valued in the Assessment thereof in any Previous Year.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. W. KELLY,
Chairman.

Mr. Kelly moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 327. A Bill For an Act to Provide for the Protection of River Bottom Lands and Defining the Powers and Duties of the Boards of County Commissioners in Connection Therewith.

Have had the same under consideration and recommend that the same be amended as follows:

(The following amendments refer to the printed bill.)

On line 5, page 2 strike out the words "a majority" and insert in lieu thereof "two-thirds."

On page 7, line 15, strike out the word "official" and insert in lieu thereof "legal."

And when so amended recommend the same do pass.

M. W. KELLY,
Chairman.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 334. A Bill For an Act to amend and re-enact Section 2642 of the Compiled Laws of North Dakota of 1913, relating to the liability of owners of dogs killing sheep and other domestic animals.

Have had the same under consideration and recommend that the same do pass.

A. N. FLOM,
Chairman.

Mr. Flom moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 337. A Bill For an Act Legalizing and Validating all Sales of Real Estate hereto before made under Mortgage Foreclosure where the Power of Attorney has been executed prior to the Commencement of Foreclosure Proceedings though not filed for record until the time of the issuance of the Sheriff's Deed.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted:

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 341. A Bill For an Act to be known as the Estate Tax Act, to establish a tax on gifts, legacies, inheritances, bequests, successions and transfers, to provide for its collection and to direct the disposition of its proceeds, to provide for the enforcement of liens created by this act, and by any act hereby repealed; and to repeal sections 2364b1, 2346b2, 2346b3, 2346b4, 2346b5, 2346b6, 2346b7, 2346b8, 2346b9, 2346b10, 2346b11, 2346b12, 2346b13, 2346b14, 2346b15, 2346b16, 2346b17, 2346b18, 2346b19, 2346b20, 2346b21, 2346b22, 2346b23, 2346b24, 2346b25, 2346b26, 2346b27, 2346b28, 2346b29, 2346b30, 2346b31, 2346b32, 2346b33, 2346b34, 2346b35, 2346b36, 2346b37, 2346b38, 2346b39, 2346b40, 2346b41, 2346b42, 2346b43, 2346b44, 2346b45, 2346b46, 2346b47, 2346b48, 2346b49, 2346b50, 2346b51, 2346b52, 2346b53, 2346b54, 2346b55, 2346b56, 2346b57, of the Supplement to the Compiled Laws of 1913, and all acts or parts of acts in conflict with this act are hereby repealed.

Have had the same under consideration and recommend that the same be amended as follows:

On page 4 of the printed bill after line 70 insert the following: "(8) Proceeds from Life Insurance Policies. All proceeds from Life Insurance Policies shall be exempt from Taxation."

GORDON COX,
Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 343. A Bill For an Act to amend and reenact Section 2290c13 of the Supplement to the 1913 Compiled Laws of North Dakota relating to the bonds of North Dakota real estate series.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 345. For an Act requiring printers to show the number of words contained on legal blanks, and providing penalty for violation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 349. Hotel and Restaurant Inspection Act. An Act Providing for the inspection of hotels, lodging houses, boarding houses and restaurants; Prescribing sanitary requirements therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

(The following amendments refer to the printed bill.)

On page 6, in line 44 strike out the balance of the line after the word "and."

On page 7, in line 1, strike out the word "Inspection" and insert in lieu thereof the word "Inspectors."

On page 10, line 16, as it first appears strike out the words "five dollars" and insert in lieu thereof the words "two dollars and fifty cents."

On page 10, in line 6, as it first appears, after the word "Fund" strike out the period and insert a comma followed by the following words: "in manner as by law now provided."

And when so amended recommend the same do pass.

L. L. TWICHELL,
Chairman.

Mr. Twichell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill For an Act Relating to Livestock Passes across Railroads.

Have had the same under consideration and recommend that the same be permitted to be introduced.

C. A. MILLER,
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Delayed Bills made the following report:

Mr. Speaker: Your Committee on Delayed Bills to whom was referred:

A Bill For an Act authorizing the Commissioner of Agriculture and Labor to Declare Quarantine Measures, should it be necessary, to prevent the introduction of the European Corn Borer into North Dakota, and prescribing penalty for violation.

Have had the same under consideration and recommend that the same be permitted to be introduced.

C. A. MILLER,
Chairman.

Mr. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Concurrent Resolution introduced by Mr. Swendseid.

Have had the same under consideration and recommend

that the same be referred to the House without recommendation.

GORDON COX,
Chairman.

Mr. Cox moved that the report be adopted, which motion prevailed and the report was adopted.

The Resolution introduced by Mr. Swendseid was read.

Mr. Lyon moved that the Resolution be adopted.

Which motion was lost.

The Committee on Counties made the following report:

Mr. Speaker: Your Committee on Counties to whom was referred:

Senate Bill No. 118. A Bill For an Act to Amend and Re-enact Section 2125, Compiled Laws 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. C. MONTGOMERY,
Chairman.

Mr. Montgomery moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fourth day after recess and Forty-fifth day and recommend that the same be corrected as follows:

Page 19, line 5, strike out the letter "c" in the word "ciolation" and insert in lieu thereof the letter "v."

Page 35, remove slug between lines 31 and 32.

And when so corrected recommend that the same be approved.

H. H. ROBERTS,
Chairman.

Mr. Roberts moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS AND RESOLUTIONS

Mr. Hoffman asked an extension of time on Senate Bill No. 87.

Which request was granted.

FIRST AND SECOND READING OF HOUSE BILLS

Introduced by Rulon, by request:

House Bill No. 361. A Bill For an Act Relating to Live Stock Passes across Railroads.

Was read the first and second times and referred to the Committee on Railroads.

Introduced by L. W. Sperry:

House Bill No. 362. A Bill For an Act authorizing the Commissioner of Agriculture and Labor to Declare Quarantine Measures, should it be necessary, to prevent the introduction of the European Corn Borer into North Dakota, and prescribing penalty for violations.

Was read the first and second times.

Upon request the House reverted to the Seventh Order of Business.

Mr. Sperry moved that the Concurrent Resolution introduced by him yesterday be withdrawn.

Which motion prevailed.

Mr. Sperry moved that the rules be suspended and that House Bill No. 362 be placed at the foot of tomorrow's calendar.

Which motion prevailed.

Upon request the House reverted to the Fifth Order of Business.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 35. A Bill For an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Building, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

That in Line 60 of Section 1 of the Printed Bill, the figures "300,000.00" be stricken out and the figures "225,000.00" be substituted in lieu thereof.

That in Line 61 of Section 1 of the Printed Bill, the figures "10,000.00" be stricken out and the figures "8,000.00" be substituted in lieu thereof.

That in Lines 3 and 86 of the Printed Bill, the figures "1,415,210.00" be stricken out and the figures "1,333,210.00" be substituted in lieu thereof.

Wm. WATT,
Chairman.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 40. A Bill For an Act Making an Appropriation 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:

That in line 13 of Section 1 of the Printed Bill, the figures "3,000.00" be stricken out and the figures "5,000.00" be substituted in lieu thereof.

That in line 25 of Section 1 of the Printed Bill, the figures "18,900.00" be stricken out and the figures "20,000.00" be substituted in lieu thereof.

That in line 39 of Section 1 of the Printed Bill, the figures "911,520.00" be stricken out and the figures "914,620.00" be substituted in lieu thereof.

That in line 42 of Section 1 of the Printed Bill, the figures "526,520.00" be stricken out and the figures "529,620.00" be substituted in lieu thereof.

That in line 3 of Section 1 of the Printed Bill, the figures "595,672.00" be stricken out and the figures "774,772.00" be substituted in lieu thereof.

That in line 45 of Section 1 of the Printed Bill, the figures "3,043.10" be corrected to read "3,403.10".

That in line 53 of Section 1 of the Printed Bill, the figures "5,725.00" be corrected to read "5,752.00".

That lines 76 and 77 of Section 1 of the Printed Bill be stricken out and new lines numbered from 76 to 81 inclusive be added as follows:

76	New Buildings:	
77	1—Wing on Agricultural Building	\$ 85,000.00
78	2—Wing on Science Hall	85,000.00
79	3—Equipment	6,000.00
80		<hr/>
81	Total for all Purposes	\$774,772.00

And when so amended, recommend that the same do pass.

Wm. WATT,
Chairman.

THIRD READING OF HOUSE BILLS

ROLL CALL.

House Bill No. 252. A Bill For an Act to Provide for the Payment by the Bank of North Dakota of Taxes on Certain

Lands that the State Treasurer as Trustee of the State of North Dakota holds as Security under Chapter 154, of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory thereof; Making an Appropriation therefor; Providing for the Reimbursement of the Bank of North Dakota therefrom and Establishing a Revolving Fund Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 61, nays 48, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bell	Hoffman	Rulon
Bohnsack	Holthusen	Sleight
Bollinger	Jardine	Sperry
Brown, Adams	Johnson, Traill	Standley
Brown, Stutsman	Johnson	Steedsman
Bubel	Kelly	Streich
Burns	Larvick	Tester
Cox	Lynch	Thompson, Burleigh
Ehr	McDowall	Thompson, Ramsey
Ellingson	McGauvran	Traynor
Elken	McGinnis	Trubshaw
Fettig	Meidinger	Twichell
Flom	Miller	Veitch
Fowler	Montgomery	Watt
Freeman	Muus	Wedel
Frojen	Olafson	Westford
Gudmestad	Peters	Wilson
Halcrow	Plath	Worner
Hauge	Polfuss	Mr. Speaker
Helbling	Rabe	
Henrickson	Roberts	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Oberg
Anderson, Divide	Iverson, McKenzie	Opdahl
Anderson, Sargent	Johnson, Foster	Owings
Boeckel	Johnson, McKenzie	Quam
Burkhart	Kamrath	Renner
Butt	Kapfer	Richardson
Carlson	Keierleber	Shurr
Conway	Lavik	Signalness
Craig	Lee	Siverson
Erickson, Kidder	Levin	Swendseid
Erickson, McLean	Lillehaugen	Swett
Fedje	Lofthus	Svingen
Ferris	Lyon	Thatcher
Gilchrist	McCay	Tweten
Hanson	McManus	Van Berkom
Martin	Hildebrand	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson, Ward	Treffry	Zimmerman

So the bill passed and the title was agreed to. Emergency clause declared lost.

ROLL CALL

House Bill No. 266. A Bill For an Act to Amend and Re-enact Section 2618 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 98, nays 3, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Helbling	Owings
Anderson, Divide	Henrickson	Peters
Anderson, Sargent	Hildebrand	Plath
Bell	Hoffman	Polfuss
Bohnsack	Holthusen	Quam
Bollinger	Iverson, Griggs	Renner
Brown, Adams	Iverson, McKenzie	Richardson
Brown, Stutsman	Jardine	Roberts
Bubel	Johnson, Foster	Rulon
Burkhart	Johnson, McKenzie	Shurr
Burns	Johnson, Traill	Signalness
Butt	Kamrath	Siverson
Carlson	Kapfer	Standley
Conway	Keierleber	Steedsman
Cox	Kelly	Streich
Craig	Larvick	Swett
Ehr	Lavik	Svingen
Ellingson	Lee	Tester
Elken	Lillehaugen	Thompson, Burleigh
Erickson, Kidder	Lofthus	Thompson, Ramsey
Erickson, McLean	Lynch	Traynor
Fedje	Lyon	Treffry
Ferris	McCay	Trubshaw
Fettig	McDowall	Tweten
Flom	McGauvran	Van Berkom
Fowler	McManus	Veitch
Freeman	Martin	Wedel
Frojen	Meidinger	Westford
Gilchrist	Miller	Wilson
Gudmestad	Montgomery	Worner
Halcrow	Oberg	Yeater
Hanson	Olafson	Mr. Speaker
Hauge	Opdahl	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Johnston	Levin	Sleight

Absent and not voting:

Messrs.	Messrs.	Messrs.
Boeckel	Rabe	Twichell
Johnson, Ward	Sperry	Watt
McGinnis	Swendseid	Zimmerman
Muus	Thatcher	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 275. 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 State of North Dakota, the Provinces of Saskatchewan and Manitoba and the Dominion of Canada and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Mouse River (named the Souris River in Canada) and the Rights of said State of North Dakota and said Provinces and the Dominion of Canada and the United States Thereto.

Was read the third time.

The question being on the final pasage of the bill, as amended, the roll was called, and there were ayes 102, nays 0, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Peters
Anderson, Divide	Holthusen	Plath
Anderson, Sargent	Iverson, Griggs	Polfuss
Bell	Iverson, McKenzie	Quam
Boeckel	Jardine	Rabe
Bohnsack	Johnson, Foster	Renner
Bollinger	Johnson, McKenzie	Roberts
Brown, Stutsman	Johnson, Traill	Rulon
Bubel	Johnston	Shurr
Burkhart	Kamrath	Signalness
Burns	Kapfer	Siverson
Butt	Keierleber	Sleight
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Craig	Lavik	Streich
Ehr	Lee	Swett
Ellingson	Levin	Svingen
Elken	Lillehaugen	Tester
Erickson, McLean	Lofthus	Thompson, Burleigh
Fedje	Lynch	Thompson, Ramsey
Ferris	Lyon	Traynor
Fettig	McCay	Treffry
Flom	McDowall	Trubshaw
Fowler	McGauvran	Tweten
Freeman	McManus	Twichell
Frojen	Martin	Van Berkorn
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Wedel
Halcrow	Montgomery	Westford

Messrs.	Messrs.	Messrs.
Hanson	Muus	Wilson
Hauge	Oberg	Worner
Helbling	Olafson	Zimmerman
Henrickson	Opdahl	Mr. Speaker
Hildebrand	Owings	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brown, Adams	McGinnis	Watt
Cox	Sperry	Yeater
Erickson, Kidder	Swendseid	
Johnson, Ward	Thatcher	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 285. A Bill For an Act to Amend and Re-enact Section 3551a1 of the Supplement to the Compiled Laws of North Dakota for the year 1913, relating to the salaries of County Auditor, County Treasurer, Sheriffs and county superintendents of schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 107, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Rulon
Brown, Adams	Johnson, Traill	Shurr
Brown, Stutsman	Johnston	Siverson
Bubel	Kamrath	Signalness
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Streich
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell
Fowler	McManus	Van Berkorn
Freeman	Martin	Veitch

Messrs.	Messrs.	Messrs.
Frojen	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Yeater
Helbling	Opdahl	Zimmerman
Henrickson	Owings	Mr. Speaker
Hildebrand	Peters	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Roberts	Thatcher
Johnson, Ward	Swendseid	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 310. A Bill For an Act to Amend and Re-enact Section 630a4 of the Supplement to the Compiled Laws of North Dakota, for 1913, relating to notice given by Weed Commissioner, relative to the Sow Thistle and duties of Commissioner.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 107, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Quam
Anderson, Divide	Iverson, Griggs	Rabe
Anderson, Sargent	Iverson, McKenzie	Renner
Bell	Jardine	Richardson
Boeckel	Johnson, Foster	Roberts
Bohnsack	Johnson, McKenzie	Rulon
Bollinger	Johnson, Traill	Shurr
Brown of Adams	Johnston	Signalness
Brown, Stutsman	Kamrath	Siverson
Burkhart	Kapfer	Sleight
Burns	Keierleber	Standley
Butt	Kelly	Steedsman
Carlson	Larvick	Swendseid
Conway	Lavik	Streich
Cox	Lee	Swett
Craig	Levin	Svingen
Ehr	Lillehaugen	Tester
Ellingson	Lynch	Thatcher
Elken	Lyon	Thompson, Burleigh
Erickson, Kidder	McCay	Thompson, Ramsey
Erickson, McLean	McDowall	Traynor
Fedje	McGauvran	Treffry
Fettig	McGinnis	Trubshaw
Flom	McManus	Twetten
Fowler	Martin	Twichell

Messrs.	Messrs.	Messrs.
Freeman	Meldinger	Van Berkom
Frojen	Miller	Veitch
Gilchrist	Montgomery	Watt
Gudmestad	Muus	Wedel
Halcrow	Oberg	Westford
Hanson	Olafson	Wilson
Hauge	Opdahl	Worner
Helbling	Owings	Yeater
Henrickson	Peters	Zimmerman
Hildebrand	Plath	Mr. Speaker
Hoffman	Polfuss	

Those voting in the negative were:

Messrs.
Lofthus

Absent and not voting:

Messrs.	Messrs.
Bubel	Johnson, Ward
Ferris	Sperry

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 314. A Bill For an Act to Amend and Re-enact Section 1370 of the Compiled Laws of North Dakota for the year 1913, Relating to Teachers' Examinations Conducted by County Superintendent 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 109, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Iverson, Griggs	Rabe
Anderson, Divide	Iverson, McKenzie	Renner
Anderson, Sargent	Jardine	Richardson
Bell	Johnson, Foster	Roberts
Boeckel	Johnson, McKenzie	Rulon
Bohnsack	Johnson, Traill	Shurr
Bollinger	Johnston	Signalness
Brown, Adams	Kamrath	Siverson
Brown, Stutsman	Kapfer	Sleight
Bubel	Keierleber	Sperry
Burkhart	Kelly	Standley
Burns	Larvick	Steedsman
Butt	Lavik	Swendseid
Carlson	Lee	Streich
Conway	Levin	Swett
Cox	Lillehaugen	Svingen
Craig	Lofthus	Tester
Ehr	Lynch	Thatcher

Messrs.	Messrs.	Messrs.
Ellingson	Lyon	Thompson, Burleigh
Elken	McCay	Thompson, Ramsey
Erickson, Kidder	McDowall	Traynor
Erickson, McLean	McGauvran	Treffry
Fedje	McGinnis	Trubshaw
Fettig	McManus	Tweten
Flom	Martin	Twichell
Fowler	Meidinger	Van Berkom
Freeman	Miller	Veitch
Frojen	Montgomery	Watt
Gilchrist	Muus	Wedel
Gudmestad	Oberg	Westford
Halcrow	Olafson	Wilson
Hanson	Opdahl	Worner
Hauge	Owings	Yeater
Helbling	Peters	Zimmerman
Henrickson	Plath	Mr. Speaker
Hildebrand	Polfuss	
Holthusen	Quam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ferris	Hoffman	Johnson, Ward

So the bill passed and the title was agreed to.

Upon request the House reverted to the Seventh Order of Business.

Mr. Zimmerman moved that the vote by which House Bill No. 243 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Twichell moved that House Bill No. 315 be referred to the Committee on Judiciary.

Which motion prevailed.

Mr. Freeman asked the unanimous consent to amend House Bill No. 194 as follows: Immediately following the enacting clause at the beginning of line 3 insert the words "Section 1. Amendment.

Which amendment was allowed.

Mr. Freeman moved that the rules be suspended and that House Bill No. 194 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 194. A Bill For an Act to Amend and Re-enact Section 3688, Compiled Laws of North Dakota, 1913, relating to Vacation of Streets, Alleys and Public Grounds in Cities.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 90, nays 15, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Bell	Iverson, Griggs	Quam
Boeckel	Iverson, McKenzie	Rabe
Bohnsack	Jardine	Roberts
Bollinger	Johnson, Foster	Rulon
Brown, Adams	Johnson, McKenzie	Shurr
Brown, Stutsman	Johnson, Traill	Siverson
Burkhart	Johnston	Sleight
Burns	Kamrath	Standley
Butt	Keierleber	Steedsman
Carlson	Kelly	Swendseid
Cox	Larvick	Streich
Ehr	Lavik	Svingen
Ellingson	Lee	Tester
Elken	Levin	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Ferris	Lyon	Traynor
Flom	McDowall	Treffry
Fowler	McGauvran	Tweten
Freeman	McManus	Twichell
Frojen	McGinnis	Van Berkorn
Gilchrist	Meidinger	Veitch
Gudmestad	Miller	Watt
Halcrow	Montgomery	Wedel
Hanson	Muus	Westford
Hauge	Oberg	Wilson
Helbling	Olafson	Worner
Henrickson	Opdahl	Zimmerman
Hildebrand	Peters	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fedje	Renner
Bubel	Lillehaugen	Richardson
Conway	Lofthus	Signalness
Craig	Martin	Thatcher
Erickson, McLean	Owings	Yeater

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fettig	McCay	Trubshaw
Johnson, Ward	Sperry	
Kapfer	Swett	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 155. A Bill For an Act Relating to Fur Bearing Animals; Regulating the Taking Thereof, and Fixing 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 107, nays 3, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hoffman	Plath
Anderson, Divide	Holthusen	Polfuss
Anderson, Sargent	Iverson, Griggs	Quam
Bell	Iverson, McKenzie	Rabe
Boeckel	Jardine	Renner
Bohnsack	Johnson, Foster	Richardson
Bollinger	Johnson, McKenzie	Roberts
Brown, Adams	Johnson, Traill	Rulon
Brown, Stutsman	Johnston	Signalness
Bubel	Kamrath	Siverson
Burns	Kapfer	Sleight
Butt	Keierleber	Sperry
Carlson	Kelly	Standley
Conway	Larvick	Steedsman
Cox	Lavik	Swendseid
Craig	Lee	Swett
Ehr	Levin	Svingen
Ellingson	Lillehaugen	Tester
Elken	Lofthus	Thompson, Burleigh
Erickson, Kidder	Lynch	Thompson, Ramsey
Erickson, McLean	Lyon	Traynor
Fedje	McCay	Treffry
Ferris	McDowall	Trubshaw
Fettig	McGauvran	Tweten
Flom	McGinnis	Twichell
Fowler	McManus	Van Berkom
Freeman	Martin	Veitch
Frojen	Meidinger	Watt
Gilchrist	Miller	Wedel
Gudmestad	Montgomery	Westford
Halcrow	Muus	Wilson
Hanson	Oberg	Worner
Hauge	Olafson	Yeater
Helbling	Opdahl	Zimmerman
Henrickson	Owings	Mr. Speaker
Hildebrand	Peters	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Shurr	Streich	Thatcher

Absent and not voting:

Messrs.	Messrs.
Burkhart	Johnson, Ward

So the bill passed and the title was agreed to.

Mr. Fowler asked the unanimous consent of the House to amend House Bill No. 167, as follows: In the amendments as printed on page 117 of the Journal for February 16th, in line