

STATE OF NORTH DAKOTA

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# Journal of the Senate

OF THE

FOURTEENTH SESSION

OF THE

LEGISLATIVE ASSEMBLY

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*Begun and held at the Capitol at Bismarck  
January 5 to March 5, 1915  
Inclusive*

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KNIGHT PRINTING COMPANY  
Fargo, North Dakota  
1915

OFFICERS AND MEMBERS  
OF THE  
**Senate of North Dakota**

FOR THE  
Fourteenth Legislative Assembly  
1915

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OFFICERS

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Lieutenant Governor .....	J. H. Fraine
President pro tem .....	Alfred Steele
Secretary .....	M. J. George
Assistant Sec. Senate .....	C. L. Dawson
Second Asst. Sec. Senate .....	Louis DeNault
Chief Enrolling and Engrossing Clerk .....	G. S. Reishus
Bill Clerk .....	Bert Scace
Asst. Bill Clerk .....	Elmer Scoville
Sargeant at Arms .....	W. L. Gill
Asst. Sargeant at Arms .....	Wm. Bickle
Second Asst. Sargeant at Arms .....	W. P. Mills
Night Watchman .....	Geo. Fisher
Messenger .....	F. A. McDonald
Doorkeeper .....	F. E. Craft
Postmaster .....	G. O. Quamme
Calendar Clerk .....	E. L. Penn

OFFICERS

Chaplain ..... Rev. R. E. Craig  
Voucher Clerk and Bookkeeper..... R. E. McCain  
Bill Room Clerk ..... Nels Sostrom  
Asst. Bill Room Clerk ..... Alex Froehlich  
Cloak Room Attendant ..... M. Skarrison  
Janitors ..... A. D. Brown and J. C. Olin

Stenographers:

Mrs. T. H. Montgomery, Miss Lavina Holmes, Miss Betty Kruse, Miss Ruth Morgan, Miss Laura Ellsworth, Miss Minnie Carlson, Miss Barbara Barnes, Miss May Disbrow.

Committee Clerks:

Judiciary ..... E. K. Mason  
Appropriation ..... Miss Katherine Coleman  
State Affairs ..... Mac. V. Traynor  
Educational ..... M. Skartson  
Ways and Means ..... Thos. Healy  
Railroad ..... A. C. Miller  
Tax and Tax Laws ..... George Mann  
Committee Clerk ..... D. C. Peterson  
Messenger to Committee Rooms ..... George Ward  
Mailing Clerk ..... Olaf Ringerud

Pages:

Robert White, Robert Lincoln, Wm. Ross, Charles Owens, Grosvenor Burgett.

## MEMBERS

Dist. No.	Name	County	Postoffice
1.	A. J. McFadden.....	Pembina .....	Neche
2.	J. A. Englund.....	Ward .....	Kenmare
3.	O. T. Loftsgaard.....	Walsh .....	Hoople
4.	P. J. Murphy.....	Walsh .....	Grafton
5.	O. O. Trageton.....	Grand Forks.....	Northwood
6.	Nick N. Nelson.....	Grand Forks .....	Emerado
7.	H. A. Bronson.....	Grand Forks.....	Grand Forks
8.	John E. Paulson.....	Trail .....	Hillsboro
9.	Wm. Porterfield .....	Cass .....	Fargo
10.	H. J. Rowe.....	Cass .....	Casselton
11.	B. H. Mallough.....	Cass .....	Embden
12.	Edward M. Nelson.....	Richland .....	Fairmount
13.	F. W. Vail .....	Sargent .....	Milnor
14.	Chas. O. Heckle.....	Ransom .....	Lisbon
15.	C. F. Mudgett.....	Barnes .....	Valley City
16.	Charles Ellingson.....	Steele & Griggs.....	Sharon
17.	R. J. Gardiner.....	Nelson .....	Brocket
18.	Henry McLean .....	Cavalier .....	Hannah
19.	A. L. Nelson.....	Rolette .....	Rolette
20.	A. J. Kirkeide.....	Benson .....	Churchs Ferry
21.	Frank H. Hyland.....	Ramsey .....	Devils Lake
22.	A. S. Gibbens .....	Towner .....	Cando
23.	Alfred Steele .....	Stutsman .....	Jamestown
24.	C. H. Porter .....	LaMoure .....	LaMoure
25.	Ira A. Barnes.....	Dickey .....	Oakes
26.	H. W. Allen.....	Emmons & Kidder.....	Braddock
27.	E. A. Hughes.....	Burleigh .....	Bismarck
28.	L. P. Sandstrom.....	Bottineau .....	Bottineau
29.	Walter R. Bond.....	Ward .....	Minot
30.	W. E. Martin.....	Morton .....	Mandan
31.	M. L. McBride.....	Stark .....	Dickinson
32.	T. N. Putnam.....	Eddy & Foster.....	Carrington
33.	Aloys Wartner .....	Wells .....	Harvey

## MEMBERS

Dist. No.	Name	County	Postoffice
34.	D. H. Hamilton.....	McHenry .....	Eckman
35.	J. E. Davis.....	Sheridan .....	Goodrich
36.	P. T. Kretschmar .....	McIntosh & Logan.....	Venturia
37.	A. F. Bonzer .....	Richland .....	Lidgerwood
38.	Martin Thoreson.....	Barnes .....	Fingal
39.	Ed. Hoverson.....	Billings, Bowman & Golden Valley .....	Beach
40.	Oscar Lindstrom .....	Burke & Divide.....	Noonan
41.	W. B. Overson.....	Williams & McKenzie.....	Williston
42.	F. T. Gronvold .....	Pierce .....	Rugby
43.	O. J. Clark.....	Renville .....	Sherwood
44.	E. H. Sikes.....	Mountrail .....	Stanley
45.	L. C. Albrecht.....	McHenry .....	Anamoose
46.	C. W. McGray.....	McLean .....	Underwood
47.	Ferdinand Leutz.....	Morton .....	Hebron
48.	John Young.....	Mercer, Oliver & Dunn..... .....	Mannhaven
49.	H. P. Jacobsen.....	Adams & Hettinger.....	Mott

# Journal of the Senate

## FOURTEENTH SESSION

### FIRST DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 5th, 1915.

At the hour of 12 o'clock meridian, being the day and hour appointed by law for the convening of the Fourteenth Legislative Assembly, members of the Senate assembled in the Senate Chamber and were called to order by Lieutenant Governor Kraabel. Prayer was offered by the Chaplain, Rev. R. E. Craig. Mr. Davis moved that a committee of three be named to escort the Lieutenant Governor-elect to the Senate Chamber, which motion prevailed and the Lieutenant Governor named Messrs. Davis, Leutz and McLean.

BISMARCK, NORTH DAKOTA,  
January 5th, 1915.

MR. W. D. AUSTIN,  
Secretary of the Senate,  
FOURTEENTH LEGISLATIVE ASSEMBLY,  
Bismarck, N. D.

DEAR SIR:—

I hereby certify that the following is, according to the records of my office, a true and correct list of the names and addresses of those duly qualified as Members of the Senate of the Fourteenth Legislative Assembly of the State of North Dakota.

Name	County	Postoffice
A. J. McFadden.....	Pembina .....	Neché
J. A. Englund.....	Ward .....	Kenmare
O. T. Loftsgaard.....	Walsh .....	Hoople
P. J. Murphy.....	Walsh .....	Grafton
O. O. Trageton.....	Grand Forks .....	Northwood
Nick N. Nelson.....	Grand Forks .....	Emerado
H. A. Bronson.....	Grand Forks .....	Grand Forks
John E. Paulson.....	Traill .....	Hillsboro

Name	County	Postoffice
Wm. Porterfield.....	Cass .....	Fargo
H. J. Rowe.....	Cass .....	Casselton
B. H. Mallough.....	Cass .....	Embden
Edward M. Nelson.....	Richland .....	Fairmount
F. W. Vail.....	Sargent .....	Milnor
Chas. O. Heckle.....	Ransom .....	Lisbon
C. F. Mudgett.....	Barnes .....	Valley City
Charles Ellingson.....	Steele & Griggs .....	Sharon
R. J. Gardiner.....	Nelson .....	Brocket
Henry McLean.....	Cavalier .....	Hannah
A. L. Nelson.....	Rolette .....	Rolette
A. J. Kirkeide.....	Benson .....	Churchs Ferry
Frank H. Hyland.....	Ramsey .....	Devils Lake
A. S. Gibbens.....	Towner .....	Cando
Alfred Steele.....	Stutsman .....	Jamestown
C. H. Porter.....	LaMoure .....	LaMoure
Ira A. Barnes.....	Dickey .....	Ellendale
H. W. Allen.....	Emmons & Kidder .....	Braddock
E. A. Hughes.....	Burleigh .....	Bismarck
L. P. Sandstrom.....	Bottineau .....	Bottineau
Walter R. Bond.....	Ward .....	Minot
W. E. Martin.....	Morton .....	Mandan
M. L. McBride.....	Stark .....	Dickinson
T. N. Putnam.....	Eddy & Foster .....	Carrington
Aloys Wartner.....	Wells .....	Harvey
D. H. Hamilton.....	McHenry .....	Eckman
J. E. Davis.....	Sheridan .....	Goodrich
P. T. Kretschmar.....	McIntosh & Logan .....	Venturia
A. F. Bonzer.....	Richland .....	Lidgerwood
Martin Thoreson.....	Barnes .....	Fingal
Ed Hoverson.....	Billings, Bowman & Golden Valley .....	Beach
Oscar Lindstrom.....	Burke & Divide .....	Noonan
W. B. Overson.....	Williams & McKenzie .....	Williston
F. T. Gronvold.....	Pierce .....	Rugby
O. J. Clark.....	Renville .....	Sherwood
E. H. Sikes.....	Mountrail .....	Stanley
L. C. Albrecht.....	McHenry .....	Anamoose
C. W. McGray.....	McLean .....	Underwood
Ferdinand Leutz.....	Morton .....	Hebbron
John Young.....	Mercer, Oliver & Dunn .....	Mannhaven
H. P. Jacobsen.....	Adams & Hettinger .....	Mott

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the great seal of the State of North Dakota, this 5th day of January, 1915.

(SEAL)

THOMAS HALL,  
Secretary of State.

Mr. Davis moved that a committee of three be appointed by the President to escort Chief Justice Spalding to the Senate Chamber, which motion prevailed and the President appointed as such committee Messrs. Allen Thoreson and McLean.

The oath of office was administered to Lieutenant Governor J. H. Fraine by Chief Justice Spalding.

The roll of the holdover Senators was called and the following responded to their names:

Third district—O. T. Loftsgaard.  
 Fifth district—O. O. Trageton.  
 Seventh district—H. A. Bronson.  
 Ninth district—Wm. P. Porterfield.  
 Thirteenth district—F. W. Vail.  
 Fifteenth district—C. F. Mudgett.  
 Nineteenth district—A. L. Nelson.  
 Twenty-first district—Frank H. Hyland.  
 Twenty-third district—Alfred Steele.  
 Twenty-fifth district—Ira A. Barnes.  
 Twenty-seventh district—E. A. Hughes.  
 Twenty-ninth district—Walter R. Bond.  
 Thirty-first district—M. L. McBride.  
 Thirty-third district—Aloys Wartner.  
 Thirty-fifth district—J. E. Davis.  
 Thirty-seventh district—A. F. Bonzer.  
 Thirty-ninth district—Ed. Hoverson.  
 Forty-first district—W. B. Overson.  
 Forty-third district—O. J. Clark.  
 Forty-fifth district—L. C. Albrecht.  
 Forty-seventh district—Ferdinand Leutz.  
 Forty-ninth district—H. P. Jacobsen.

The roll of the Senators-elect was called and the following responded to their names:

First district—A. J. McFadden.  
 Second district—J. A. Englund.  
 Fourth district—P. J. Murphy.  
 Sixth district—Nick N. Nelson.  
 Eighth district—John E. Paulson.  
 Tenth district—H. J. Rowe.  
 Eleventh district—B. H. Mallough.  
 Twelfth district—Edward M. Nelson.  
 Fourteenth district—Chas. O. Heckle.  
 Sixteenth district—Charles Ellingson.  
 Seventeenth district—R. J. Gardiner.  
 Eighteenth district—Henry McLean.  
 Twentieth district—A. J. Kirkeide.  
 Twenty-second district—A. S. Gibbens.  
 Twenty-fourth district—C. H. Porter.  
 Twenty-sixth district—H. W. Allen.  
 Twenty-eighth district—L. P. Sandstrom.  
 Thirtieth district—W. E. Martin.  
 Thirty-second district—T. N. Putnam.  
 Thirty-fourth district—D. H. Hamilton.  
 Thirty-sixth district—P. T. Kretschmar.  
 Thirty-eighth district—Martin Thoreson.

Fortieth district—Oscar Lindstrom.

Forty-second district—F. T. Gronvold.

Forty-fourth district—E. H. Sikes.

Forty-sixth district—C. W. McGray.

Forty-eighth district—John Young.

Chief Justice Spalding administered the oath of office to the Senators-elect.

Mr. Bond moved that Mr. Sikes be excused on account of illness, which motion prevailed.

Mr. Hughes moved that the Senate take a recess for ten minutes, which motion prevailed.

#### AFTER RECESS

Mr. Mudgett moved that the Senate proceed to organize by the election of its officers, which motion prevailed.

Mr. Vail nominated Alfred Steele for the office of President pro tem. There being no other nominations, the roll was called and those who voted for Mr. Steele were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Richl'd
Bond	Jacobsen	Nelson, Rolette
Bonzer	Kirkeide	Overson
Bronson	Kretschmar	Paulson
Clark	Leutz	Porter
Davis	Lindstrom	Porterfield
Englund	Loftsgaard	Putnam
Ellingson	Mallough	Rowe
Gardiner	McBride	Sandstrom
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Sikes	Steele
Martin		

Mr. McLean nominated M. J. George for the office of Secretary of the Senate. There being no other nominations the roll was called and those who voted for Mr. George were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Lindstrom
Allen	Gronvold	Loftsgaard
Barnes	Hamilton	Mallough
Bond	Heckle	McBride
Bonzer	Hoverson	McFadden
Bronson	Hughes	McGray
Clark	Hyland	McLean
Davis	Jacobsen	Mudgett
Englund	Kirkeide	Murphy
Ellingson	Kretschmar	Nelson, G. F'ks
Gardiner	Leutz	Nelson, Richl'd

Messrs.	Messrs.	Messrs.
Nelson, Rolette	Putnam	Trageton
Overson	Rowe	Vail
Paulson	Sandstrom	Wartner
Porter	Steele	Young
Porterfield	Thoreson	

Absent and not voting:

Messrs.	Messrs.
Martin	Sikes

The President administered the oath of office to the Secretary, M. J. George.

Mr. Kretschmar moved that the Senate take a recess for 10 minutes, which motion prevailed.

#### AFTER RECESS

The Senate convened at 1 o'clock P. M., pursuant to recess taken, the President presiding.

Mr. McLean moved that the following officers and employees, being necessary for the transaction of the business of the Senate, be elected:

First Asst. Sec. Senate.....	C. L. Dawson
Second Asst. Sec. Senate.....	Louis DeNault
Chief Enrolling and Engrossing Clerk.....	G. S. Reishus
Bill Clerk.....	Bert Scace
Asst. Bill Clerk .....	Elmer Scoville
Sergeant at Arms.....	W. L. Gill
Asst. Sergeant at Arms .....	Wm. Bickel
Second Asst. Sergeant at Arms.....	W. P. Mills
Night Watchman.....	Geo. Fisher
Messenger .....	F. A. McDonald
Doorkeeper.....	F. E. Craft
Postmaster.....	J. O. Quamme
Chief Calendar Clerk.....	E. L. Penn
Chaplain.....	Rev. R. E. Craig
Voucher Clerk and Bookkeeper.....	R. E. McCain
Bill Room Clerk.....	Nels Sostrom
Asst. Bill Room Clerk.....	Alex Froehlich
Cloak Room Attendant.....	M. Skarrison
Janitors.....	Tom McKane and J. C. Olin
Stenographers: Mrs. T. H. Montgomery, Miss Melvina Holmes, Mrs. Betty Kruse, Miss Ruth Morgan, Miss Laura Ellsworth, Miss Minnie Carlson, Miss Barbara Barnes, Miss May Disbrow.	

Committee Clerks:

Judiciary.....	E. K. Mason
Appropriation.....	Miss Katherine Coleman
State Affairs.....	Mac V. Traynor
Educational.....	M. Skartson
Ways and Means .....	J. C. Gooden
Railroad.....	A. C. Miller

Taxes and Tax Laws.....George Mann  
 Committee Clerk.....D. C. Peterson  
 Messenger to Committee Rooms.....Pat McCue  
 Mailing Clerk .....Olaf Ringerud

Pages:

Robert White, Robert Lincoln, Wm. Ross, Charles Owens, Grosvenor Burgett.

The roll was called and there were 42 ayes; nays, 0; absent and not voting, 7.

Those voting aye were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Murphy
Allen	Hoverson	Nelson, G. F'ks
Barnes	Hyland	Nelson, Rich'd
Bond	Jacobsen	Nelson, Rolette
Bonzer	Kirkeide	Overson
Bronson	Kretschmar	Porter
Clark	Leutz	Porterfield
Davis	Lindstrom	Putnam
Englund	Mallough	Steele
Ellingson	McBride	Thoreson
Gardiner	McFadden	Trageton
Gibbens	McGray	Vail
Gronvold	McLean	Wartner
Hamilton	Mudgett	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hughes	Paulson	Sandstrom
Loftsgaard	Rowe	Sikes
Martin		

And the motion was adopted.

Mr. Gibbens offered the following joint resolution and moved its adoption:

CONCURRENT RESOLUTION

*Be it Resolved:*

That a Joint Committee be appointed consisting of three members of the Senate and three members of the House of Representatives to wait upon the Governor to ascertain at what time he desires to present his message to the two Houses of the Legislature in Joint Session.

Which motion prevailed.

The President appointed as such members in behalf of the Senate, Messrs. Davis, McFadden and Paulson.

Mr. Jacobsen moved that the rules of the last Senate be in force until the new rules are adopted.

Which motion prevailed.

Mr. Davis moved that a committee of three be appointed to wait upon the Governor and inform him that the Senate is organized and ready to receive any communication he may have to make to the Senate.

Which motion prevailed.

The President named as such committee Messrs. Clark, Hamilton, and Mallough.

Mr. Overson offered the following resolution and moved its adoption:

*Whereas*, Edward H. Sikes, the Senator-elect from Mountrail County, North Dakota, is sick and unable to be present at the opening of this Legislative Assembly.

*Therefore be it Resolved:*

That the Secretary of the Senate be instructed to convey to Edward H. Sikes the sympathy of the members of the Senate and their best wishes for his speedy recovery.

And the resolution was adopted.

Committee from the House reported that the House of Representatives was organized and ready to receive any communications from the Senate.

Mr. Gibbens moved that a committee of three be appointed to wait upon the House and inform them that the Senate had organized and were ready for the transaction of business.

Which motion prevailed.

The President appointed as such committee, Messrs. Bonzer, Kirkeide and Sandstrom.

Mr. Hughes made a motion that a committee consisting of three members be appointed by the President to arrange for committee rooms down town.

Which motion prevailed,

The President appointed as such committee, Messrs. Hughes, McGray and Young.

Mr. Allen moved that the President appoint a committee of three members on Rules.

Which motion prevailed,

The President appointed as such committee, Messrs. Allen, Bond and Nelson of Rolette.

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

First Asst. Sec. Senate.....	C. L. Dawson
Chief Enrolling and Engrossing Clerk.....	G. S. Reishus
Sergeant at Arms.....	W. L. Gill
Asst. Sergeant at Arms .....	Wm. Bickel
Second Asst. Sergeant at Arms.....	W. P. Mills
Messenger.....	F. A. McDonald
Postmaster.....	J. O. Quamme
Chief Calendar Clerk.....	E. L. Penn
Chaplain .....	Rev. R. E. Craig
Asst. Bill Room Clerk.....	Alex Froehlich
Cloak Room Attendant.....	M. Skarrison

Janitors..... A. D. Brown and J. C. Olin  
 Stenographer.....Miss May Disbrow  
 Clerk Committee on Taxes and Tax Laws.....Geo. Mann  
 Committee Clerk.....D. C. Peterson  
 Night Watchman .....Geo. Fisher  
 Pages: Robert White, William Ross and Charley Owen.

Mr. Hughes moved that the Senate take a recess of ten minutes.

Which motion prevailed.

#### AFTER RECESS

The Senate convened at 2 o'clock P. M., pursuant to recess taken.

#### REPORT OF SPECIAL COMMITTEE

Mr. Davis reported for the members of the joint committee appointed in behalf of the Senate that a committee appointed by the House had waited upon the Governor independent of the Senate Committee. Thereupon the Senate committee waited upon the Governor. The Governor informed the committee that he would deliver his message to the two Houses in Joint Session at 2 o'clock P. M., January 6th, 1915.

Mr. Gibbens moved that the committee as appointed continue to act and arrange for the Joint Session.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
 BISMARCK, NORTH DAKOTA,  
 January 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House has organized by election of the following officers and is ready to receive any communications from the Senate:

Speaker.....A. P. Hanson  
 Chief Clerk.....Albert N. Wold  
 Assistant Chief Clerks .....Ivan L. Metzger and J. I. Roop  
 House Stenographer.....Mrs. A. A. Davis  
 Chief Enrolling and Engrossing Clerk.....O. S. Wing  
 Bill Clerk.....F. W. Dyke  
 Sergeant at Arms.....John Hogan  
 Voucher Clerk.....A. L. Johnson  
 Postmaster.....F. O. Thompson  
 Journal Clerk.....O. S. Gunderson  
 Chaplain.....Rev. Strutz

ALBERT N. WOLD,  
 Chief Clerk.

REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your committee appointed to notify the House of Representatives that the Senate of the Fourteenth Legislative Assembly is duly organized for the transaction of business begs leave to report that it has delivered said notice.

A. F. BONZER,  
Chairman.

REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your committee appointed to notify the Governor that the Senate of the Fourteenth Legislative Assembly is duly organized for the transaction of business and to receive any message he may desire to communicate, begs leave to report that it delivered said notice and was directed by the Governor to report that he would be ready to communicate his inaugural message to the House and Senate at 2 o'clock P. M., tomorrow. The Governor also suggests that the state officers be sworn in at the same time.

O. J. CLARK,  
Chairman.

Mr. Gibbens moved that W. D. Austin be paid for one day's services as Secretary of the Senate.

Which motion prevailed.

Mr. Jacobsen moved that the Senate take a recess until 1:30 o'clock P. M.

Which motion prevailed.

M. J. GEORGE,  
Secretary.

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FIRST DAY AFTER RECESS, AND SECOND DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 6th, 1915.

The Senate convened at 1:30 P. M., pursuant to recess taken, the President presiding.

The President announced the appointment of the following Standing Committees:

*Agriculture.*—Messrs. Englund, Chairman; Loftsgaard, Porterfield, McLean, Gardiner, Kirkeide, N. N. Nelson, Barnes, Hamilton, Hoverson, Lindstrom.

*Appropriations.*—Messrs. Kretschmar, Chairman; Wartner, Gibbens, Loftsgaard, Gardiner, Vail, Clark, Murphy, McLean, Kirkeide, Allen, Sandstrom, Thoreson, Hoverson, Gronvold, Albrecht, Jacobsen.

*Apportionment.*—Messrs. Bond, Chairman; McFadden, Porterfield, Rowe, Mallough, Vail, Heckle, Mudgett, McLean, Nelson (A. L.), Kirkeide, Porter, Allen, Hughes, Sandstrom, Putnam, Hamilton, Davis, Hoverson, Sikes, Albrecht, Leutz, Young.

*Banks and Banking.*—Messrs. Vail, Chairman; Heckle, Mudgett, Ellingson, Steele, Porter, Hughes, McBride, Kretschmar, Bonzer, Hoverson, Lindstrom, Clark, McGray, Leutz.

*Cities and Municipal Corporations.*—Messrs. Steele, Chairman; Hughes, Bond, McBride, Putnam, Bronson, Paulson, Porterfield, Overson, Gronvold, Clark.

*Corporations Other than Municipal.*—Messrs. Albrecht, Chairman; Trageton, Barnes, Wartner, Thoreson, Sikes and Jacobsen.

*Counties.*—Messrs. Gardiner, Chairman; Bronson, McFadden, McLean, Kirkeide, Gibbens, Steele, Allen, Bonzer, Hoverson, Lindstrom.

*Education.*—Messrs. Gibbens, Chairman; Porter, Allen, Hoverson, Lindstrom, Albrecht, Jacobsen, Gardiner, Rowe, Murphy, A. L. Nelson.

*Elections.*—Messrs. Wartner, Chairman; Kirkeide, Heckle, N. Nelson, Davis, McFadden, Porter, Kretschmar, Bonzer, Thoreson, Overson, McGray, Putnam.

*Engrossed and Enrolled Bills.*—Messrs. Lindstrom, Chairman; McFadden, Porterfield, Kirkeide, Sandstrom.

*Federal Relations.*—Messrs. Clark, Chairman; Bonzer, Thoreson, Hughes, Martin, McFadden, Bronson, Rowe, Gronvold.

*Game and Fish.*—Messrs. Ellingson, Chairman; Hamilton, Clark, Jacobsen, Davis, Hyland, McLean, Porterfield, Englund.

*Highways, Bridges and Ferries.*—Messrs. Gronvold, Chairman; Mudgett, Vail, Nelson, (E. M.), Nelson (N. N.), Gardiner, Hyland, Bond, Wartner, Clark, Albrecht.

*Immigration.*—Messrs. Hyland, Chairman; McLean, Vail, Murphy, Overson, Bonzer, Clark, Steele, Gibbens.

*Indian Affairs.*—Messrs. Porter, Chairman; Young, Martin, Hughes, Gibbens.

*Insurance.*—Messrs. Murphy, Chairman; N. N. Nelson, Loftsgaard, Paulson, Vail, Heckle, Mudgett, Porter, Allen, Martin, Hamilton.

*Irrigation and Drainage.*—Messrs. Bronson, Chairman; Porterfield, Rowe, Ellingson, Bond, Davis, Sikes, Albrecht, Jacobsen.

*Judiciary.*—Messrs. Overson, Chairman; McBride, Wartner, Trageton, Bronson, Heckle, Jacobsen, McGray, Barnes, Hyland, A. L. Nelson, Ellingson, Mallough, Gronvold, McFadden, Davis, Leutz, Porter.

*Live Stock.*—Messrs. Loftsgaard, Chairman; Sandstrom, Nelson (N. N.), Gardiner, Hyland, Barnes, Martin, McBride, Hamilton, Lindstrom, Sikes, McGray, Leutz, Young, Davis, Englund.

*Military Affairs.*—Messrs. Mudgett, Chairman; Bond, Heckle, Gibbens, McBride, Hamilton, Overson, McGray, Jacobsen.

*Mines and Minerals.*—Messrs. Leutz, Chairman; Jacobsen, Martin, McBride, Davis, Kretschmar, Sikes, Lindstrom, Overson.

*Public Health.*—Messrs. Rowe, Chairman; A. L. Nelson, Porterfield, N. N. Nelson, Murphy, Englund, Leutz, Clark, Sikes.

*Public Lands.*—Messrs. McBride, Chairman; Lindstrom, Thoreson, Sikes, Bonzer, McFadden, N. N. Nelson, Martin, Bond, Sandstrom, Porter.

*Public Printing.*—Messrs. A. L. Nelson, Chairman; Albrecht, Young, Gronvold, Kretschmar, Wartner, McBride, Sandstrom, Murphy.

*Railroads.*—Messrs. McLean, Chairman; Englund, Bronson, Rowe, Edward M. Nelson, Mudgett, Hughes, Heckle, Putnam, Hamilton, Martin, Bonzer, Albrecht, Young, Thoreson, Hyland, McGray.

*Revision and Correction of Journal.*—Messrs. McGray, Chairman; Rowe, Nelson (A. L.)

*Rules.*—Messrs. Heckle, Chairman; Trageton, Mallough, Bond, McBride, Nelson (E. M.), Bonzer.

*State Affairs.*—Messrs. Davis, Chairman; Kretschmar, Gronvold, Young, Jacobsen, Allen, Hughes, Bond, Thoreson, Clark, McGray, Leutz, Mallough, Porterfield, Trageton, Loftsgaard, McBride.

*Statistics.*—Messrs. Paulson, Chairman; Gibbens, Englund, Trageton, Mudgett, Ellingson, Steele.

*Taxes and Tax Laws.*—Messrs. Allen, Chairman; Vail, Mudgett, Trageton, Loftsgaard, Nelson (A. L.) Porter, Hamilton, Kretschmar, Overson, Ellingson.

*Temperance.*—Messrs. Putnam, Chairman; E. M. Nelson, McFadden, Mallough, Murphy, Bronson, A. L. Nelson, Steele, Thoreson, Overson, Leutz.

*Warehouse and Grain Grading.*—Messrs. Thoreson, Chairman; Gronvold, Wartner, McGray, Davis, Sandstrom, Barnes, Porter, Gibbens, Kirkeide, McFadden, E. M. Nelson, Paulson, Mallough, N. N. Nelson.

*Ways and Means.*—Messrs. Jacobsen, Chairman; Gardiner, Heckle, Paulson, Bronson, Trageton, Loftsgaard, Englund, Steele, Barnes, Leutz.

*Woman Suffrage.*—Messrs. Trageton, Chairman; Bonzer, Kretschmar, Davis, Hughes, McLean, Mallough.

#### JOINT COMMITTEES

*Charitable Institutions.*—Messrs. Sandstrom, Chairman; Hyland, Vail, Wartner, Lindstrom.

*Educational Institutions.*—Messrs. Young, Chairman; Sikes, Barnes, Rowe, Paulson, Murphy, Loftsgaard.

*Joint Rules.*—Messrs. Nelson (E. M.) Chairman; Mallough, Heckle, Trageton, Jacobsen, Lindstrom, Gardiner.

*Penal Institutions.*—Messrs. Hughes, Chairman; Martin, Barnes, Gardiner, Hyland.

*Public Buildings.*—Messrs. Kirkeide, Chairman; Putnam, Wartner, Paulson, Loftsgaard.

*State Library.*—Messrs. Hoverson, Chairman; Ellingson, Hamilton, Nelson (E. M.), Bronson.

The oath of office was administered to Senator-elect W. E. Martin of Morton County.

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

Misses Barbara Barnes, Ruth Morgan, Laura Ellsworth and Olga Thal, Stenographers; Louis DeNault, Second Assistant Secretary; Grosvenor Burgett, Page; Thomas McKane, Janitor; Nels Sostrom, Bill Room Clerk.

Mr. Gibbens, on behalf of the Science School at Wahpeton, presented a gavel to the President of the Senate.

Mr. Allen moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## SECOND DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 6th, 1915.

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

Prayer by the Chaplain.

Roll call.

All members present except Messrs. Sikes and Sandstrom, who were excused.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

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

Page 1, Line 5, the name "Krabbel" to be changed to "Kraabel."

Page 5, line 37, change the name "A. D. Brown" to read "Tom McKane."

Page 5, line 18, insert after the word "employees" and before the words "be elected" the following: "being necessary for the transaction of the business of the Senate."

Page 2, line 18, Ira A. Barnes, Dickey, "Ellendale," instead of "Oakes."

Page 7, line 41, "Sergeant" instead of "Sargeant."

Page 7, line 42, "Sergeant" instead of "Sargeant."

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

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

## PETITIONS AND COMMUNICATIONS

OFFICE OF SECRETARY OF STATE.  
BISMARCK, NORTH DAKOTA,  
January 6th, 1915.

*To the Members of the Senate of the Fourteenth Legislative Assembly of the State of North Dakota.*

Sirs: I, Thomas Hall, Secretary of State, of the State of North Dakota, do hereby certify that the following

proposed constitutional amendments were passed by the Thirteenth Legislative Assembly and are hereby respectfully submitted to the Fourteenth Legislative Assembly, for your approval or rejection.

Very Respectfully,

THOMAS HALL,

Secretary of State.

PROPOSED CONSTITUTIONAL AMENDMENT

*Locating A State Normal School at Dickinson.*

Amending Section 216 of the Constitution of the State of North Dakota.

Establishing and Locating a State Normal School in the City of Dickinson, County of Stark.

That the following proposed amendment to Section 216 of the Constitution of the State of North Dakota, be referred to the Legislative Assembly to be chosen at the next general election in said state to be by said last mentioned Legislative Assembly 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.

*Amendment:* That Section 216 of the Constitution of the State of North Dakota be amended to read as follows:

Section 216. The following named public institutions are hereby permanently located as hereinafter provided, each to have so much of the remaining grant of one hundred and seventy thousand acres of land made by the United States for "other educational and charitable institutions" as is allotted by law, namely:

First: A soldiers' home, when located, or such other charitable institution as the Legislative Assembly may determine at Lisbon, in the County of Ransom, with a grant of forty thousand acres of land.

Second: A blind asylum, or such other institution as the Legislative Assembly may determine at such place in the County of Pembina as the qualified electors of said county may determine at an election to be held as prescribed by the Legislative Assembly, with a grant of thirty thousand acres.

Third: An industrial school and school for manual training or such other educational or charitable institution as the Legislative Assembly may provide, at the town of Ellendale, in the County of Dickey, with a grant of forty thousand acres.

Fourth: A school of forestry, or such other institution as the Legislative Assembly may determine, at such place in one of the Counties of McHenry, Ward, Bottineau or Rolette, as the electors of said counties may determine by an election for that purpose, to be held as provided by the Legislative Assembly.

Fifth: A scientific school or such other educational or charitable institution as the Legislative Assembly may prescribe, at the City of Wahpeton, County of Richland, with a grant of forty thousand acres.

Sixth: A state normal school at the City of Minot, in the County of Ward.

Seventh: (A) A state normal school at the City of Dickinson, in the County of Stark.

Provided, that no other institution of a character similar to any one of those located by this article shall be established or maintained without a revision of this Constitution.

#### PROPOSED CONSTITUTIONAL AMENDMENT

##### *Permitting Women to Vote.*

For an Amendment to the Constitution Providing for the Elective Franchise.

That the following amendment to the Constitution of the State of North Dakota be referred to the Legislative Assembly to be chosen at the next general election, be published, and upon agreement, by the Legislature so chosen next, as aforesaid, to be submitted to the people at the general election in the year 1916 for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota:

Section 121 of article 5 of the Constitution of North Dakota, as amended by article 2 of the amendments to the said Constitution, shall be and is hereby amended and re-enacted to read as follows:

Section 121. Every person of the age of twenty-one years or upwards belonging to either of the following classes, who shall have resided in the state one year and in the county three months and in the precinct sixty days next preceding any election, shall be a qualified elector at such election:

First: Citizens of the United States.

Second: Civilized persons of Indian descent who shall have severed their tribal relations two years next preceding such election.

## PROPOSED CONSTITUTIONAL AMENDMENT

*To Provide A Hospital for the Insane.*

Amending the Constitution of the State of North Dakota, Providing for the Establishment and Location of a State Hospital for the Insane.

The following proposed amendment to Section 216, article 19 of the Constitution of the State of North Dakota is referred to the Legislative Assembly to be chosen at the next general election in said state, to be by such last mentioned Legislative Assembly submitted to the qualified electors of this state for approval or rejection in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota.

*Amendment:* Section 216 of the Constitution of the State of North Dakota is amended to read as follows:

Section 216. The following named public institutions are hereby permanently located as hereinafter provided, each to have so much of the remaining grant of one hundred and seventy thousand (170,000) acres of land made by the United States for "other educational and charitable institutions" as is allotted by law, namely:

First: A soldiers' home, when located, or such other charitable institution as the Legislative Assembly may determine, at Lisbon, in the County of Ransom, with a grant of forty thousand (40,000) acres of land.

Second: A blind asylum, or such other institution as the Legislative Assembly may determine at such place in the County of Pembina as the qualified electors of said county may determine, at an election to be held as prescribed by the Legislative Assembly, with a grant of thirty thousand (30,000) acres.

Third: An Industrial school and school for manual training, or such other educational or charitable institution as the Legislative Assembly may provide, at the town of Ellendale, in the County of Dickey with a grant of forty thousand (40,000) acres.

Fourth: A school of forestry, or such other institution as the Legislative Assembly may determine, at such place in one of the Counties of McHenry, Ward, Bottineau and Rolette, as the electors of the said counties may determine at an election for that purpose, to be held as provided by the Legislative Assembly.

Fifth: A scientific school, or such other educational or charitable institution as the Legislative Assembly may prescribe at the City of Wahpeton, County of Richland, with a grant of forty thousand (40,000) acres.

**Sixth:** A state normal school at the City of Minot in the county of Ward.

**Seventh:** (B) A state hospital for the insane at such place within this state as shall be selected by the Legislative Assembly; provided, that no other institution of a character similar to any one of those located by this article shall be established or maintained without a revision of this Constitution.

PROPOSED CONSTITUTIONAL AMENDMENT

*To Change the Name of the State Reform School at Mandan.*

Amending the Constitution of the State of North Dakota, Changing the Name of the State Reform School Located at Mandan, in the County of Morton, to that of State Farm and Mechanic Art School.

That the following proposed amendment to section 215 of the Constitution of the State of North Dakota be referred to the Legislative Assembly to be chosen at the next general election in said state to be by said last mentioned Legislative Assembly 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.

*Amendment.* Article 19, Section 215 of the Constitution of the State of North Dakota is amended so as to read as follows:

Section 215. The following public institutions of the state are permanently located at the places hereinafter named, each to have the lands specifically granted to it by the United States in the Act of Congress approved February 22, 1889, to be disposed of and used in such manner as the Legislative Assembly may prescribe, subject to the limitations provided in the article on School and Public Lands contained in this Constitution.

First: The Seat of Government at the City of Bismarck, in the County of Burleigh.

Second: The State University and the School of Mines at the City of Grand Forks, in the County of Grand Forks.

Third: The Agricultural College at the City of Fargo, in the County of Cass.

Fourth: A state Normal School at the city of Valley City in the county of Barnes, and the Legislative Assembly in apportioning the grant of eighty thousand acres of land for normal schools made in the Act of Congress referred to shall grant to the said normal school at

Valley City, as aforementioned, fifty thousand (50,000) acres, and said lands are hereby appropriated to said institution for that purpose.

Fifth: The school for the Deaf and Dumb of North Dakota, at the City of Devils Lake, in the County of Ramsey.

Sixth: A State Farm and Mechanic Arts School at the City of Mandan, in the County of Morton.

Seventh: A State Normal School at the City of Mayville, in the County of Traill, and the Legislative Assembly in apportioning the grant of lands made by Congress in the act aforesaid for state normal schools, shall assign thirty thousand (30,000) acres to the institution hereby located at Mayville, and said lands are hereby appropriated for said purpose.

Eighth: A state hospital for the insane at the City of Jamestown, in the County of Stutsman. And the Legislative Assembly shall appropriate twenty thousand acres of the grant of lands made by the Act of Congress aforesaid for other educational and charitable institutions to the benefit and for the endowment of said institution, and there shall be located at or near the City of Grafton, in the County of Walsh, an institution for the feeble minded, on the grounds purchased by the Secretary of the Interior for a penitentiary building.

#### CONCURRENT RESOLUTION

Introduced by Mr. Martin.

*Whereas*, It is hereby desirable that the farmers of North Dakota should be informed concerning the provisions of all bills introduced in the Fourteenth Legislative Assembly and concerning the proceedings thereof,

*Therefore, Be it Resolved*, That every Granger's lodge, every farmer's union and every farmer's organization shall be placed upon the mailing list for all Legislative bills and journals; said bills and journals shall be addressed to the Secretary of said Granger's lodge or farmer's union. In case there is no secretary, such bills and journals shall be mailed to the President thereof.

Referred to committee on State Affairs.

Mr. Gardiner moved that the President appoint a committee of three to draft proper resolutions in sympathy and memoriam of the death of the Late Senator Helge-land of Nelson County, which motion prevailed.

Mr. McLean placed in nomination the following employees:

Assistant Enrolling and Engrossing Clerk.....  
 .....Miss Olga Thal

Assistant Calendar Clerk.....Bruce McDonald  
 Senate Stenographers.....  
 .....Misses Ella Hughes and Fern Lincoln  
 Janitor to Committee Rooms.....John Ross  
 Proof Reader.....Mrs. M. H. Jewell  
 Page .....Herbert Bartell

The roll was called and there were ayes 43, nays 3, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Murphy
Allen	Jacobsen	Nelson, G. F'ks
Barnes	Kirkeide	Nelson, Rich'l'd
Bond	Kretschmar	Nelson, Rolette
Bonzer	Leutz	Overson
Bronson	Lindstrom	Porter
Clark	Loftsgaard	Porterfield
Englund	Mallough	Putnam
Ellingson	Martin	Rowe
Gardiner	McBride	Steele
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Young
Hoverson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Davis	Paulson	Wartner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hughes	Sandstrom	Sikes

So the employees were declared elected.

The President administered the oath to the following employees:

Stenographer.....Mrs. Betty Kruse  
 Stenographer.....Miss Fern Lincoln  
 Asst. Calendar Clerk.....Bruce McDonald  
 Committee Clerk.....Mac V. Traynor  
 Page.....Herbert Bartell  
 Janitor .....John Ross  
 Proof Reader.....Mrs. M. H. Jewell  
 Assistant Bill Clerk.....Elmer Scoville

INTRODUCTION, FIRST AND SECOND READING OF  
 SENATE BILLS

Mr. Bronson introduced Senate Bill No. 1.

A bill for an Act prescribing the Liability of an Employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; estab-

lishing an alternative elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereupon in certain cases.

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

#### MESSAGE FROM THE HOUSE

A committee from the House announced that the House was waiting to receive the Senate in Joint Session to receive the Message from the Governor-elect, Hon. Louis B. Hanna.

Mr. Bond moved that the Senate proceed to the House for a Joint Session, which motion prevailed, and the Senate proceeded to the House.

The Senate re-assembled, the President presiding.

#### INTRODUCTION, FIRST AND SECOND READING

Mr. Bronson introduced Senate Bill No. 2.

A bill for an Act to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota relating to the legal rate of interest and the definition of usury.

Mr. McLean introduced Senate Bill No. 3.

A bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, prescribing lawful rates of interest for any legal indebtedness, defining usury and providing that interest shall be computed from the date of the actual delivery of the principal.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,

BISMARCK, NORTH DAKOTA,  
January 6th, 1915.

*Mr. President:*

*I have the honor to transmit herewith the following concurrent resolution:*

*Whereas, It is necessary that the Members of the Legislature be provided with stationery, desk supplies, postage and necessary articles involving the expenditure of funds,*

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

That the Secretary of State be authorized and directed to furnish such supplies and postage upon the requisition of the Members of the House and Senate, the Chief Clerk of the House and the Secretary of the Senate for the transaction of business of the Legislative Assembly. The expense of carrying out the provisions of this resolution is hereby authorized from the general fund of the state as a proper charge against legislative expense.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

#### CONSIDERATION OF MESSAGE FROM THE HOUSE

Mr. McLean moved that the House Concurrent Resolution relating to supplies and postage be concurred in, which motion prevailed.

Mr. Gronvold introduced Senate Bill No. 4.

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

Mr. Hoverson introduced Senate Bill No. 5.

A bill for an act to amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, prescribing lawful rates of interest for any legal indebtedness, defining usury, and providing that interest shall be computed from the actual delivery of the principal.

Mr. Wartner moved that the bills introduced today relating to interest be referred to the Committee on Ways and Means, unprinted; that such committee report their choice of these bills and introduce a committee bill referring to same sections of the Code; which motion prevailed.

Mr. Overson moved that the Senate take a recess of ten minutes, which motion prevailed, and the Senate took a recess.

#### AFTER RECESS

Mr. Allen moved that the Senate do now adjourn, which motion prevailed.

M. J. GEORGE,  
Secretary.

## THIRD DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 7th, 1915.

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

Prayer by the Chaplain.

Roll call.

All members present, except Messrs. Hoverson, Clark, Martin, McGray, Porter, Porterfield, Sandstrom and Sikes.

Mr. Allen moved that all absentees be excused, which motion prevailed, and those absent were excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the First Day After Recess and Second Day, have carefully examined the same and recommend that the same be corrected as follows:

Page 11, line 8, omit the word "out" between "to" and "receive."

And when so amended recommend that the same be approved.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

## MOTIONS AND RESOLUTIONS

Mr. McLean moved that the chair appoint a committee on mileage and Per diem, which motion prevailed.

The President appointed as such committee Messrs. McLean, Porter, and Nelson of Grand Forks.

The President appointed as a committee to draft resolutions in memoriam of the death of the Late Senator Helgeland of Nelson County, Messrs. Gardiner, Bond and Porterfield.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Englund introduced Senate Bill No. 6.

A bill for an Act providing for physical connections and joint rates between telephone companies, defining

the same, prohibiting unnecessary duplications of exchanges, giving the State Board of Railroad Commissioners certain powers in connection therewith and prescribing a penalty for the violation thereof.

Was read the first and second time and referred to the committee on Ways and Means.

Mr. Jacobsen introduced Senate Bill No. 7.

A bill amending Section 154 of the Constitution of the State of North Dakota providing for the distribution of interest and income on public school permanent funds.

Was read the first and second time and referred to the committee on Judiciary.

Mr. Jacobsen introduced Senate Bill No. 8.

A bill amending Section 150 of the Constitution of the State of North Dakota providing for the choosing of Superintendents of Schools.

Was read the first and second time and referred to the committee on Judiciary.

Mr. Loftsgaard introduced Senate Bill No. 9.

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the condition of Banking Associations."

Was read the first and second time and referred to the committee on Judiciary.

Mr. Mudgett introduced Senate Bill No. 10.

A bill for an Act creating the Office of County Assessor, prescribing his duties, fixing his compensation, providing for his removal, abolishing the Office of District Assessor, Township Assessor, Village Assessor and City Assessor.

Was read the first and second time and referred to the committee on Taxes and Tax Laws.

Upon motion, the Senate returned to the eighth order of business.

Mr. Wartner moved that the Employment Committee arrange for a stenographer for the Senators at the McKenzie and Grand Pacific Hotels, which motion prevailed.

Mr. Bronson moved that the Senate take a recess of fifteen minutes, which motion prevailed.

#### AFTER RECESS

Upon motion, the Senate returned to the ninth order of business.

## CONCURRENT RESOLUTION

Senator Overson introduced the following concurrent resolution:

Providing for distribution of codes to members of the Legislative Assembly.

*Resolved by the Senate, the House of Representatives Concurring: That, Whereas, The Supply Department in the Secretary of State's Office has required that requisitions be made by the Members of the Legislative Assembly for Codes to be used by the Members on their desks in the Senate and House Chambers, and whereas, the Members are not at their desks except at such times as the Senate and House of Representatives are in session, and therefore unable to watch and be responsible for the said Codes, and,*

*Whereas, janitors and watchmen are employed by both Houses whose duty it is to care for state property, therefore,*

*Be It Resolved, That Codes be placed on the desks of the President of the Senate and on the desk of each Senator, and Code be placed on the desk of the Speaker of the House and each member thereof, and,*

*Be It Further Resolved, That the Chairmen of the various committees in both House and Senate requiring codes for the use of their committees may have the necessary Codes placed in the several committee rooms and that such Codes be under the care and custody of the janitors and watchmen of the Capitol Building, and of the building where the various committees meet.*

Mr. Overson moved for adoption of the Concurrent Resolution, which motion prevailed.

Upon motion, the Senate returned to the eighth order of business.

Mr. Davis moved that the Committee on Printing be instructed to ascertain how early Bills can be printed, which motion prevailed.

The President administered oath to the following employees: Olga Thal, Ruth Morgan, Katherine Coleman, Laura Ellsworth, E. K. Mason, Bert Scace and Pat McCue.

The courtesies of the floor were extended J. H. Ulsond, Jos. Wack and T. E. Fox.

Mr. Allen moved that the Senate do now adjourn, which motion prevailed and the Senate did adjourn.

M. J. GEORGE,  
Secretary.

## FOURTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 8th, 1915.

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

Prayer by the Chaplain.

Roll call.

All present except Messrs. Barnes, Bronson, Bonzer, Hoverson, Leutz, Mallough, Porterfield, Putnam, Sandstrom, Sikes and Wartner.

Mr. Lindstrom moved that all absentees be excused and those absent were excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Third Day have carefully examined the same and find it correct.

C. W. MCGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. McBride introduced Senate Bill No. 11.

A Concurrent Resolution Amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark.

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

Mr. Gronvold introduced Senate Bill No. 12.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

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

Mr. Ellingson introduced Senate Bill No. 13.

A bill for an Act providing for the taxation in this state, of the bills receivable, obligations or credits of non-residents arising out of business done within this state.

Was read the first and second time and referred to the committee on taxes and tax Laws.

Mr. Jacobsen introduced Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

Was read the first and second time and referred to the committee on Judiciary.

Mr. Jacobsen introduced Senate Bill No. 15.

A bill for an Act fixing the time for answering in county courts having increased jurisdiction and repealing Section 24 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8953 of the Compiled Laws of North Dakota for 1913, relating to the answer of garnishees therein.

Was read the first and second time and referred to the committee on Judiciary.

Mr. Martin introduced Senate Bill No. 16.

A bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, prescribing lawful rates of interest for any legal indebtedness, defining usury and providing that interest shall be computed from the date of the actual delivery of the principal.

Was read the first and second time and referred to the Committee on Ways and Means, unprinted, to be considered in like manner as other interest bills.

Mr. Thoreson introduced Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

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

Mr. Englund introduced Senate Bill No. 18.

A bill for an Act providing for one-half merchandise rates to be charged for the transportation of farm machinery and repairs or parts for farm machinery and prescribing a penalty for the violation thereof.

Was read the first and second time and referred to the committee on Judiciary.

Mr. Davis moved that the printing committee take up matter of printing of bills and report at next meeting, which motion prevailed.

The President administered oath of office to Melvina Holmes, and Ella M. Hughes, stenographers; O. A. Ringerud, mailing clerk; and F. E. Crafts, doorkeeper.

The courtesies of the floor were extended to George McGee, James Scofield, Fred Wilmon, F. D. McQuilkin and Col. Scarlett.

Mr. Hamilton moved that we do now adjourn, which motion prevailed.

M. J. GEORGE,  
Secretary.

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## FIFTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 9th, 1915.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer by the Chaplain.

Roll call.

All members present but Allen, Bonzer, Bronson, Clark, Hoverson, Kretschmar, Nelson of Rolette, Sandstrom, Sikes and Wartner.

Mr. Jacobsen moved that all the absentees be excused, which motion prevailed and those absent were excused by the President.

### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fourth Day, have carefully examined the same and recommend that the same be correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that report of committee be adopted, which motion prevailed.

### REPORT OF STANDING COMMITTEE

*To the Senate and the House of Representatives of the State of North Dakota:*

Your Joint Committee on Rules consisting of the sev-

eral members appointed by the presiding officers of the Senate and House do hereby report as follows:

The Joint Rules for the government of the two branches of the Legislative Assembly for the present session should be as follows:

#### JOINT RULES

1. Each House shall transmit to the other all papers on which any bill or resolution shall be founded.

2. When a bill or resolution which shall have passed in one House is rejected in the other, notice thereof shall be given to the House in which the same may have passed.

3. Messages from one House to the other shall be communicated by the Secretary of the Senate and Clerk of the House of Representatives, unless the House transmitting the message shall especially direct otherwise.

4. It shall be in the power of either House to amend any amendment made by the other to any bill or resolution.

5. In every case of a difference between the two Houses upon any subject of legislation, if either House shall request a conference and appoint a committee for that purpose, and the other House shall also appoint a committee, such committee shall meet at such hour and place as shall be agreed on by the Chairmen, and state to each other, verbally or in writing, as either may choose, the reasons of their respective Houses, and confer freely thereon; and they shall be authorized to report to their respective Houses such modifications as they think advisable.

6. It shall be in order for either House to recede from any subject matter of difference existing between the two Houses at any time previous to a conference, whether the papers on which such difference has arisen are before the House receding formally or informally, and a majority shall govern, except in cases where two-thirds are required by the Constitution, and the question having been put and lost, shall not be again put the same day, and the consideration thereof in other respects shall be regulated by the rules of the respective Houses.

7. After each House has adhered to its disagreement and the bill which is the subject of difference shall be deemed lost, it shall not be again revived during the same session in either House, unless by consent of three-fourths of the members present of the House reviving it.

8. The same bill shall not create, renew or continue more than one incorporation, nor contain any provision in relation to the altering of more than one act of incorporation, nor shall the same bill appropriate public money or property for more than one purpose. Any bill appropriating moneys for the payment of the officers of the government shall be confined to that purpose exclusively.

9. No duplicate of any bill which may have been introduced and printed by one House shall, upon introduction into the other House, be printed by said other House, except by a two-thirds vote of all the members present.

10. Whenever a time shall have been previously fixed for an adjournment of the Legislature before the constitutional limitation thereof, no bill that shall have passed one House shall be sent for concurrence to the other on either of the last four days of the session, and in case no such time for adjournment is fixed, other than the constitutional limitation, no bill that shall have passed one House shall be sent to the other for concurrence after the 50th day of the session.

11. The Committee on Enrolled Bills in each of the two Houses shall act jointly in the examination of all bills and resolutions before their presentation to the Governor, either as a body or by such respective subcommittees as such committees may appoint for that purpose.

12. Whenever both Houses, by the constitutional vote, direct that any Act or Resolution shall take effect immediately or at any time before July 1st, following the Session of the Legislature, a proviso shall be added at the enrollment of the same in words to this effect: "This act shall take effect immediately (or in ..... days)."

13. Every resolution by which any money or other property of the state shall be donated or appropriated, or by which any expense to the state shall be incurred, or which shall have an operation or effect outside of the two Houses of the Legislature, except such appropriation and expenses as shall be for the exclusive use, necessity or convenience of the Legislature, shall be either a Joint or Concurrent Resolution, and shall take the same course as a bill, and shall be enrolled and presented to the Governor for his signature before the same shall take effect.

14. Either House shall return any bill or resolution called for by resolution of the other House, if the bill or resolution is yet in possession of the House called upon, and no action thereon has been had. In case action has been had, then it shall require a two-thirds vote of the House asked, to return a bill or resolution called for.

And your Committee does hereby respectfully recommend the adoption of such Joint Rules.

Dated this 9th day of January, 1915.

E. M. NELSON,  
Senate Chairman.

CHAS. F. KELLOGG,  
House Chairman.

Mr. Overson moved that further action on report be postponed until next Tuesday, which motion prevailed.

#### REPORT OF SPECIAL COMMITTEE

The Committee on Committee Rooms begs leave to report that they have four committee rooms in readiness for committee work, one on the second floor and three on the third floor of the Industrial Exposition Building.

E. A. HUGHES,  
Chairman.

Mr. Davis moved that the Senate take a recess of fifteen minutes, which motion prevailed.

#### AFTER RECESS MOTIONS AND RESOLUTIONS

Mr. McBride moved that further action regarding the printing of the Calendar be postponed until Monday, January 11th, which motion prevailed.

On motion, the Senate returned to sixth order of business.

#### REPORT OF STANDING COMMITTEES REPORT OF SENATE COMMITTEE ON RULES

*Mr. President:*

Your Committee on Rules, to whom a request was made to revise the Senate rules and amend them, if necessary, begs to report as follows:

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

Reference made to Senate Journal of 1913.

In Order of Daily Business amend Rule 11, by adding the words "and second", after the word "first."

Also strike out Rule 12 and number numerically: Rule 13 Number 12, Rule 14 Number 13, Rule 15 Number 14, Rule 16 Number 15, and Rule 17 Number 16.

Also amend Rule 27 by striking out the word "government" in the second line and incorporating in lieu thereof, "Legislative Session."

Also strike out the word "thirtieth" and incorporate in lieu thereof the word "twenty-fifth."

Also strike out the words "unanimous consent" in the third line and incorporate in lieu thereof the words "two-thirds vote."

Also strike out the word "forty-fifth" in the sixth line and incorporate in lieu thereof the word "thirty-fifth."

Also, after the word "Session" in the sixth line, incorporate the following: "unless upon the application of the committee, an extension of time is granted."

Also strike out the word "fiftieth" in the seventh line and incorporate in lieu thereof the word "thirty-fifth."

Also strike out the words "unanimous consent" in the eighth line and incorporate in lieu thereof the words "two-thirds vote."

Also add to said rule the following: "every bill or resolution referred to a committee, except appropriation bills, must be returned to the Senate with the committee's report thereon, not later than the seventh day after it is referred, unless, upon application of the committee, an extension of time is granted within which to consider it."

In case the same is not reported on the seventh day after it is referred, and such time is not extended, it shall go automatically on the calendar of bills without recommendation.

Also amend Rule 35 on Judiciary by striking out the word "seventeen" and incorporating in lieu thereof the word "eighteen."

Also amend Rule 35 on State Affairs by striking out the word "seventeen" and incorporating in lieu thereof the word "eighteen."

Also amend Rule 41 by incorporating after the word "of" in the first line the word "special."

And when so amended, recommend the same do pass.

C. O. HECKLE,  
Chairman.

Mr. Heckle moved that the report be made a special

order of business for Tuesday at 2:30 o'clock P. M., which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Paulson introduced Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the Year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

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

Mr. McLean introduced Senate Bill No. 20.

A Concurrent Resolution to amend Section 82 of the Constitution of the State of North Dakota, relating to the election and appointment of state officers.

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

Mr. McLean introduced Senate Bill No. 21.

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the terms of county officers.

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

Mr. McLean introduced Senate Bill No. 22.

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the length and frequency of Legislative Sessions.

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

Mr. McLean introduced Senate Bill No. 23.

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the number of Senators and Representatives in the Legislative Assembly, their salaries and senatorial districts.

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

Mr. McLean introduced Senate Bill No. 24.

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the terms of office of state officers and members of the Legislative Assembly.

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

Mr. Bond introduced Senate Bill No. 25.

A bill for an Act making an appropriation for the Normal School at Minot to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing equipment and maintenance.

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

Mr. McLean introduced Senate Bill No. 26.

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913 relating to the levying of taxes in Special School Districts for the payment of interest on bonds and warrants and the creating of sinking fund to redeem same.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

The President administered the oath of office to the following employees: R. E. McCain and A. C. Miller.

Mr. Hamilton moved that the Senate do now adjourn, which motion prevailed.

M. J. GEORGE,  
Secretary.

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## SEVENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 11th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present but Messrs. Allen, Bonzer, Clark, Englund, Kretschmar, Loftsgaard, Mallough, Paulson, Porter, Sikes and Wartner.

Mr. Jacobsen moved that all of the absentees be excused, which motion prevailed and those absent were excused by the President.

### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifth Day, have carefully examined the same and find it correct and recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that report be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEES  
REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 9,

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the condition of Banking Associations."

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

In the title of the printed bill strike out the following: "4659 of the Revised Codes of 1905" and insert in lieu thereof "5174 of the Compiled Laws of 1913."

In lines 1 and 2 of Section 1, strike out the following: "4659 of the Revised Codes of 1905" and insert in lieu thereof "5174 of the Compiled Laws of 1913."

In line 1 of Section 4659 strike out the number "4659" and insert in lieu thereof "5174." Strike out the word "each" in the same line and insert in lieu thereof the word "Every."

Strike out lines 8, 9, 10 and 11 and insert in lieu thereof the following: "upon conviction be punished by imprisonment in the State penitentiary not less than one nor exceeding ten years, or in the county jail not exceeding one year, or by a fine not exceeding ten thousand dollars, or by both such fine and imprisonment."

In line 2 of Section 3 strike out "4659" and insert in lieu thereof "5174."

And when so amended recommend the same do pass.

W. B. OVERSON,

Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON  
STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 12,

Introduced by Mr. Gronvold, Concurrent Resolution amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

Have had the same under consideration and recommend that the same be amended as follows: Line 13, a comma be inserted after word "determine"; line 18, a comma be inserted after the word "provide"; line 19, a comma be inserted after the word "Dickey"; line 33, a comma be inserted after the word "provided"; line 33, the word "provided" be put in italics.

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. McLean moved that John Hall be appointed Caretaker of the Industrial Building and that his salary commence January 1st, 1915, which motion prevailed.

#### CONCURRENT RESOLUTION

Introduced by Mr. Vail.

*Whereas*, The Governor in his message to the Legislature recommended that committees be appointed from the Senate and House of Representatives of the State of North Dakota to examine the reports on file in his office from the firm of chartered accountants who made the check of the various departments of the State, as authorized by the Legislature of 1913, and

*Whereas*, It is important that this Legislature be informed as to the result of such checking up of the departments of the State Government and the advisability of continuing the work and extending the same to the establishment of uniform system of bookkeeping for the counties and cities of the State, as authorized by the Legislature of 1913, but for which work the appropriation was inadequate,

*Be It Hereby Resolved*, By the Senate of the State of North Dakota, the House of Representatives concurring, that the President of the Senate appoint a committee of three Senators to act in conjunction with a committee of three Representatives to be appointed by the Speaker of the House, to examine the reports of Chartered Accountants on file in the Governor's office, and to report back to their respective bodies their decisions as to the advisability of a continuance and extension of the work begun.

Mr. Vail moved that the Concurrent Resolution be adopted, which motion prevailed.

The President appointed as such committee on the part of the Senate, Messrs. Vail, Mudgett and Porterfield.

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

Mr. Jacobsen introduced Senate Bill No. 27.

A bill for an Act to amend and re-enact Section 7140 of the Revised Codes of North Dakota, 1905, the same being Section 7754 of the Compiled Laws of North Dakota, 1913, relating to payment and period of redemption from execution sales.

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

Mr. Kirkeide introduced Senate Bill No. 28.

A Concurrent Resolution amending Section 82 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of state officers.

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

Mr. Kirkeide introduced Senate Bill No. 29.

A Concurrent Resolution amending Section 71 of the Constitution of the State of North Dakota relating to the election and duration of term of office of Governor.

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

Mr. Kirkeide introduced Senate Bill No. 30.

A Concurrent Resolution amending Section 91 of the Constitution of the State of North Dakota relating to the term of office of the judges of the Supreme Court.

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

Mr. Kirkeide introduced Senate Bill No. 31.

A Concurrent Resolution amending Sections 27, 30, 33, and 55 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of members of the Legislative Assembly and regulate sessions thereof.

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

Mr. Leutz introduced Senate Bill No. 32.

A Concurrent Resolution for amendment to Section 82 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of state officers.

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

Mr. Leutz introduced Senate Bill No. 33.

A Concurrent Resolution for amendment to Section 71 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of Governor.

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

Mr. Leutz introduced Senate Bill No. 34.

A Concurrent Resolution amending Section 173 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of county officers.

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

Mr. Leutz introduced Senate Bill No. 35.

A Concurrent Resolution for amendments to Sections 27, 30, 33, and 55 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of members of the Legislative Assembly and regulate sessions thereof.

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

Mr. Trageton introduced Senate Bill No. 36.

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Davis moved that these bills relating to elections and terms of office, in other words, the Constitutional Amendments, be sent to one committee with directions that they report back the differences between the bills and recommend which should be printed, that the Senate may order some one or more printed, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 11th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate Concurrent Resolution providing for the distribution of Codes to members of the Legislative Assembly.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 11th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution:

Mr. L. L. Twichell introduced the following Concurrent Resolution, and moved its adoption.

*Be It Resolved*, That a Joint Committee be immediately appointed consisting of three members of the House of Representatives and three members of the Senate for the purpose of considering and determining the number of Bills, Journals, and Calendars to be printed daily, and the manner in which the latter shall be distributed.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

On motion, the Senate returned to the tenth order of business.

Mr. McBride moved that the Senate concur in the House Concurrent Resolution relating to the printing of Bills, Journals and Calendars, which motion prevailed.

Mr. McBride moved that the President appoint a committee of three on part of the Senate to act with a like committee from the House on the Concurrent Resolution relating to printing of Bills, Journals and Calendars, which motion prevailed.

The President appointed as such committee Messrs. Davis, McBride and Nelson of Richland.

The President administered the oath of office to the following employes: John Hall, Caretaker of Industrial Building; J. C. Gooden, Clerk on Ways and Means Committee.

The courtesies of the floor were extended to D. R. Purcell, W. H. Greenleaf, W. F. Burnett and John T. Charmley.

Mr. Jacobsen moved that the Senate do now adjourn, which motion prevailed.

M. J. GEORGE,  
Secretary.

EIGHTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 12th, 1915.

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

Prayer by the Chaplain.

Roll Call.

All members present but Messrs. Clark, Gronvold, Mudgett, Paulson and Porter.

Mr. Bond moved that the absentees be excused, which motion prevailed, and those absent were excused by the President.

The President administered the oath of office to Senator-elect E. H. Sikes of Mountrail county.

REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Seventh Day have carefully examined the same and recommend that the same be corrected by omitting the name "Nelson of Rolette" from line 7, page 1, and when so amended, recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 12th, 1915.

*Mr. President:*

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on the Twichell Resolution in regard to printing and distribution of bills and journals, Messrs. L. L. Twichell, Dean and Burnett.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 12th, 1915.

*Mr. President:*

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Concurrent Resolution in regard to reports of Chartered Accountants, Messrs. Ployhar, Hoghaug and Liudahl.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## REPORTS OF STANDING COMMITTEES

### REPORTS OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 15,

A bill for an Act fixing the time for answering in County Courts having Increased Jurisdiction and repealing Section 24 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8953 of the Compiled Laws of North Dakota for 1913, relating to the answer of garnishees therein.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 30,

A Concurrent Resolution amending Section 91 of the Constitution of the State of North Dakota relating to the term of office of the judges of the Supreme Court.

Have had the same under consideration and recommend that the same be printed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON WAYS  
AND MEANS

The Committee on Ways and Means makes the following report:

*Mr. President:*

Your Committee on Ways and Means, to whom was referred Senate Bills No. 2, 3, 4 and 5, the same being Acts to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota for 1905, relating to Legal Rate of Interest and the definition of usuary, with directions that such bills be considered together, and that your committee recommend such one of said bills as, in its opinion, should be printed, or that your committee prepare a Committee Bill embodying the principles and features of the said bills, begs leave to report that in accordance with such direction, your committee have introduced a bill which it recommends including, in substance, the features and principles of such bills and, therefore, recommend that said Senate Bills No. 2, 3, 4 and 5 be indefinitely postponed without printing.

H. P. Jacobsen,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

## REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your committee appointed to draft memorial resolutions for the Honorable L. S. Helgeland begs to report as follows:

That the memorial resolution has been drafted and is in the hands of the engrosser.

Very respectfully,  
R. J. Gardiner,  
Chairman.

## MOTIONS AND RESOLUTIONS

Mr. McLean moved that Mrs. M. S. Tronslin be elected a Senate stenographer, which motion prevailed.

## CONCURRENT RESOLUTION

Mr. Englund offers the following Concurrent Resolution:

*Whereas*, There are many thousands of former American citizens, who have moved into Canada and Mexico for business reasons, and who in furtherance of

their business interests have had to surrender their citizenship and expatriate themselves, and

*Whereas*, Many such former citizens have returned to the United States to reside permanently therein and desire to again become citizens of this country, and

*Whereas*, Many more of these expatriated Americans would return to the United States, if the conditions of readmission to American Citizenship were less difficult than they now are, and

*Whereas*, The Dominion of Canada now has a law whereby former citizens of Canada, who have expatriated themselves may be readmitted to the rights and privileges of Canadian citizenship after residing a period of three months in Canada, and

*Whereas*, The Canadian law has been highly satisfactory and beneficial to that country,

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

That we urge our Senators and Representatives in Congress to work for the enactment of a law amending the present naturalization laws of the United States so as to permit Americans who have become citizens of other countries to be restored to all the rights and privileges of citizenship of the United States after residing in this country for a period of one year, and

*Be It Further Resolved*: That the Secretary of State be instructed to send a copy of these resolutions to our Senators and Representatives in Congress and to the President of the United States.

Mr. Overson moved that this resolution be referred to Committee on Federal Relations, which motion prevailed.

#### CONCURRENT RESOLUTION

Introduced by Senator Martin:

*Whereas*, An increase in the revenues of the state seems necessary in order to meet the demands made upon the State Treasury for funds for the maintenance of the State Government and of the State Institutions, and

*Whereas*, The valuation of the assessable property of the state is the basis for taxation,

*Now, Therefore Be It Resolved by the Senate of the State of North Dakota, the House of Representatives concurring*:

That a committee of six be appointed, three from the House and three from the Senate, to make inquiry into the office of the tax commission and to obtain from them

accurate data showing the amount of taxable property by them added to the assessment rolls of the state within the past two years, the different classes of property, and in what counties the same is located, and, further, in order to arrive at the cost of placing upon the assessment rolls this additional taxable property, that this committee shall obtain from the tax commission and from the auditor of the state a detailed statement showing the cost of maintaining the tax commission and the total expenses incurred by them in carrying on the work, from the beginning of the Commission to December 31st, 1914, and that this committee make their report back to the House and Senate at the earliest date possible, that their report may be used by the appropriation and tax committees of the two Houses in their deliberations.

Mr. Trageton moved that this resolution be referred to Committee on Taxes and Tax Laws, which motion prevailed.

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

Mr. Leutz introduced Senate Bill No. 37.

A bill amending Section 91 of the Constitution of the State of North Dakota relating to the election and duration of the terms of office of the Judges of the Supreme Court.

Was read the first and second time.

Mr. Overson introduced Senate Bill No. 38.

A bill for an Act to repeal Section 7846 of the Compiled Laws of North Dakota for 1913, relating to appeals in cases tried without a jury.

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

Mr. N. N. Nelson introduced Senate Bill No. 39.

A bill for an Act to appropriate money for the payment of insurance premiums and interest on same on buildings and equipment of the State University and School of Mines at Grand Forks.

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

Mr. Hamilton introduced Senate Bill No. 40

A bill for an Act to amend Section One of Chapter 166 of the Session Laws of North Dakota for the year 1907, relating to liens on future interest.

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

Mr. Hoverson introduced Senate Bill No. 41.

A bill for an Act to provide for the non-partisan nomination and election of county officers.

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

The Committee on Ways and Means introduced Senate Bill No. 42.

A bill for an Act to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota for 1912, the same being Sections 6072 and 6073 of the Compiled Laws of North Dakota for 1913, relating to legal rate of interest and usury.

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

Mr. Martin introduced Senate Bill No. 43.

A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota to deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian.

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

Mr. Bronson introduced Senate Bill No. 44.

A bill for an Act to appropriate money for permanent improvements at the State University and School of Mines at Grand Forks.

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

Mr. Trageton introduced Senate Bill No. 45.

A bill for an Act to appropriate money for maintenance and equipment of the State University and School of Mines at Grand Forks.

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

Mr. Wartner introduced Senate Bill No. 46.

A bill for an Act to authorize a popular vote upon the question of calling a delegate convention to amend and revise the Constitution of the State of North Dakota.

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

By unanimous consent Senate Bill No. 37 was withdrawn.

On motion, the Senate returned to the Seventh Order of Business.

#### REPORT OF SELECT COMMITTEES

Mr. Davis reported that the Special Joint Committee were introducing a Concurrent Resolution in the House

of Representatives relating to printing of Bills, Journals and Calendars.

Mr. Bronson moved that the Senate take a recess of fifteen minutes, which motion prevailed.

AFTER RECESS

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 12th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution:

Concurrent Resolution introduced by Special Joint Committee on Printing of Bills, Journals, and Calendars, and Distribution of the Latter:

*Be It Resolved*, That there be printed Seven Hundred copies of the Temporary Journal of each House, and Five Hundred copies of the Permanent Journal of each House, daily; One Thousand copies of each Bill; and Two Thousand copies of the Calendar of each House, daily: That the Calendars only, as by Chapter 202 of the Laws of North Dakota of 1913, be distributed by mail, except that a copy of any Bill may be procured by any person to be mailed him upon request made to the Bill Clerk of the House in which such Bill originated.

That the list for mailing purposes in the distribution of said Calendars shall be made up as follows: That each Member of the House or Senate shall be entitled to place thereon the names of Five persons to whom the Calendars of both Houses shall be mailed daily; that in addition thereto there may be placed upon such mailing list all newspapers published in the State, all State Educational Institutions, all Classified High Schools, all Public Libraries, all Commercial Clubs, all Farmers' Clubs, all County Auditors, and all District Judges. That all Bills, Journals, and Calendars authorized by this Resolution to be printed shall be delivered by the Printer direct to the Secretary of the Commissioners of Public Printing who shall receipt therefor to the Printer.

Also, whenever any farmers' club, women's club, commercial club or any public organization so request, that they be put upon the mailing list and receive the Journals and Bills as well as Calendars during the Session.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

By unanimous consent the Senate returned to the Tenth Order of Business.

Mr. Davis moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed, and the Senate resolved itself into a Committee of the Whole.

The President called Mr. Steele to the chair.

#### COMMITTEE OF THE WHOLE

When the committee arose it submitted the following report:

*Mr. President:*

The Committee of the Whole had under consideration the Concurrent Resolution relating to the printing of Bills, Journals, and Calendars and the distribution of the same, and recommend that the same be amended as follows:

After the word "request" strike out the words "that they" and insert in lieu thereof, "their executive officer or secretary."

Also, strike out the words "journals and bills as well as," and when amended recommend the same do pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was adopted.

By unanimous consent the Senate returned to the Fourth Order of Business.

Mr. Bronson moved that the report of the Committee on Joint Rules be postponed until tomorrow, which motion prevailed.

#### SPECIAL ORDER FOR 2:30 P. M. REPORT OF SENATE COMMITTEE ON RULES RESOLUTION

The Judiciary Committee offers the following Resolution and moves its adoption:

*Whereas*, It is deemed that the best interests of the state will be better subserved by eliminating personal and local interest in the introduction and passage of

proposed legislation, and that unnecessary duplication in the presentation of bills, and in the work of committees thereupon may be somewhat obviated, thereby saving expense in the printing of proposed bills, as well as economy in time,

*Now, Therefore, Be It Resolved,* That the rules of the Senate be amended by adding thereto, the following section:

"Every Senate Bill introduced or printed shall bear no designation of the person or persons offering the same, except that upon the back thereof, the indorsement of the proponent or proponents therefor, and in the Senate Journal, the name of such proponent or proponents, may appear."

Mr. Overson moved the adoption of the Resolution, which motion was lost.

Mr. Overson moved that the report of the Senate Committee on Rules be made a Special Order of Business tomorrow.

On motion the Senate returned to Eleventh Order of Business.

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

Mr. Kretschmar introduced Senate Bill No. 47.

A bill for an Act to amend Section 8 of Chapter 214 of the laws of North Dakota for 1913; the same being Section 3064 of the Compiled Laws for 1913 relating to the duties of oil inspector and fees for such inspection.

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

On motion, the Senate returned to Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Davis introduced the following Resolution and moved its adoption:

*Resolved,* That the Senate instruct its Calendar Clerk to have a sufficient number of copies of the daily Calendar made up to provide each newspaper represented here with a copy of the same, and that such copies be delivered to the newspaper correspondents at the earliest hour possible to permit the mailing of such copies by early train.

Mr. Davis moved the adoption of the Resolution, which motion prevailed.

The courtesies of the floor were extended to George Brower, C. J. Maddox, Orrin Pierce, Hans Miller, A. L. Netcher, C. L. Elkin, E. T. Conmy and Ernest L. Peterson.

The President administered the oath of office to the following employes: Mrs. F. E. Montgomery and Mrs. M. S. Tronslin, stenographers.

Mr. Bronson moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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### NINTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 13th, 1915.

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

Prayer by the Chaplain.

Roll call.

All members present except Messrs. Allen, Barnes, Davis, Gardiner, Martin, McBride, Paulson, Porter, Sandstrom and Wartner.

Mr. Ellingson moved that all the absentees be excused, which motion prevailed, and those absent were excused by the President.

### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Eighth Day have carefully examined the same and find it to be correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

### REPORT OF STANDING COMMITTEES

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined:

**Senate Bill No. 9.**

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the condition of Banking Associations."

**Senate Bill No. 12.**

A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane. And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

**REPORT OF SENATE COMMITTEE ON STATE  
AFFAIRS**

The Committee on State Affairs made the following report:

*Mr. President:*

Your committee on State Affairs to whom was referred Senate Bill No. 11,

A Concurrent Resolution amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark.

Have had the same under consideration and recommend that the same be amended as follows: Line 26, insert a comma after word "prescribe." Line 31, insert a comma after the word "Dickinson."

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Mr. Gibbens moved that the Senate adopt the House Concurrent Resolution relating to printing of Bills, Journals and Calendars, as amended, which motion prevailed.

**MESSAGE FROM THE GOVERNOR**

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
January 13th, 1915.

*Gentlemen of the Senate and House of Representatives:*  
Bismarck, N. D.

I am in receipt of a letter from Hon. Carl O. Jorgenson, State Auditor, under date of January 9, 1915, as follows:

"Hon. L. B. Hanna,  
Bismarck, N. D.

*Dear Governor:*

In connection with the preparation of the State Budget as provided by the Laws of 1913, I am obliged to ask that you take the matter up with the Senate and House and ask that more time be given to complete its preparation. I shall need at least 15 days more.

I would also like to have you ask that a committee of three be appointed from the House and three from the Senate, to confer with the State Auditor and the Governor, with a view to settling definitely just what information the Legislature wishes the Auditor to furnish, and the form in which the information shall be furnished.

There are several matters in connection with this first State Budget that are not clear and before proceeding with the work I should like to consult the wishes of the Members of the Legislature through their committee.

Yours very truly,  
(signed) CARL O. JORGENSEN."

Agreeable to the request of the State Auditor, I would respectfully ask that a committee of three from the Senate and three from the House be appointed as requested by him.

Thanking you for your courtesy in this, I am,

Sincerely,  
L. B. HANNA,  
Governor.

Mr. Davis moved that the Governor's Message be referred to an appropriate committee for consideration, which motion prevailed, and the President referred the message to the Committee on Appropriations.

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

Mr. Rowe introduced Senate Bill No. 48.

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

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

Mr. Hamilton (by request) introduced Senate Bill No. 49.

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

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

Mr. Murphy introduced Senate Bill No. 50.

A bill for an Act to provide for a uniform system of accounting in the county offices of the various counties of North Dakota, and making an appropriation therefor.

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

Mr. Wartner introduced Senate Bill No. 51.

A bill for an Act providing for the payment of expenses of district judges when acting outside of the counties of their residence, and to amend Chapter 175 of the Session Laws of 1911.

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

Mr. Bronson introduced Senate Bill No. 52.

A bill for an Act to provide for the celebration of a century of peace among the English speaking people.

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

Mr. Davis (by request of Insurance Department) introduced Senate Bill No. 53.

A bill for an Act authorizing hearing upon and review of the rates fixed by any bureau for fire insurance upon property within this state.

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

Mr. Davis (by request of Insurance Department) introduced Senate Bill No. 54.

A bill for an Act to supervise the operations of fire insurance rate-making bureaus, and to provide for their examination by the Commissioner of Insurance.

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

Mr. Davis (by request of Insurance Department) introduced Senate Bill No. 55.

A bill for an Act to require fire insurance companies to maintain or co-operate in maintaining and operating fire insurance rate-making bureaus.

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

## THIRD READING OF SENATE BILLS

## Senate Bill No. 9.

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the condition of Banking Associations."

Was read the third time.

Mr. Overson moved that the bill be amended by striking out the words "be guilty of felony and upon conviction," which motion prevailed and the amendment was adopted.

The question being on the final passage of the bill;

The roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Murphy
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Davis	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Ellingson	Martin	Steele
Gardiner	McBride	Thoreson
Gibbens	McFadden	Trageton
Gronvold	McGray	Vail
Hamilton	McLean	Wartner
Heckle	Mudgett	Young

Absent and not voting: Messrs. Hughes, Nelson of Grand Forks, Paulson and Porter, who were excused.

So the bill passed and the title was agreed to.

## Senate Bill No. 12.

A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

Was read the third time.

Mr. Steele moved that the President appoint a committee of three to investigate the subject embodied in Senate Bill No. 12 and report their findings to This Body, and that, preceding such report, further action on this bill be postponed, which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 13th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution relating to printing and distribution of Bills, Journals and Calendars.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

SPECIAL ORDERS

Mr. Heckle moved that the report of the Committee on Joint Rules be adopted, which motion prevailed.

Mr. Allen moved that further consideration of the report of the Committee on Senate Rules be postponed until tomorrow, which motion prevailed.

On motion, the Senate returned to the Eleventh Order of Business.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Davis (by request of Insurance Department) introduced Senate Bill No. 56.

A bill for an Act to provide for an inspection and survey by rating bureaus of all fire insurance risks specifically rated.

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

Mr. Davis (by request of Insurance Department) introduced Senate Bill No. 57.

A bill for an Act relating to agreements between fire insurance companies or any other insurers, with respect to the fixing and collecting of fire insurance rates.

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

Mr. Davis (by request of Insurance Department) introduced Senate Bill No. 58.

A bill for an Act prohibiting discrimination in fixing and collecting fire insurance rates.

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

Mr. Rowe introduced Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to pupils.

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

Mr. Englund introduced Senate Bill No. 60.

A bill for an Act to amend and re-enact Section 181 of the Compiled Laws of North Dakota for the year 1913, relating to hail insurance adjusters.

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

#### SENATE RULES, AS AMENDED BY COMMITTEE ON SENATE RULES

##### ORDER OF DAILY BUSINESS.

After calling the Senate to order the following order shall govern:

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

##### RULES

1. The President shall take the chair at 2 o'clock P. M. or the hour to which the Senate was adjourned.

and call the Senate to order, and if a quorum be present he shall direct the Journal of the preceding day to be read and mistakes or omissions, if any, corrected. He shall preserve order and decorum, and decide all questions of order, subject to an appeal to the Senate.

2. Eight members may have a call of the Senate, and compel the attendance of absent members, until the call be dispensed with by a constitutional majority.

3. Questions shall be put in this form: "As many as are of the opinion that (as the case may be) say aye," and after the affirmative voice is expressed, "As many as are of the contrary opinion say "no." If the President doubt, or a division be called for, the Senate shall divide; those in the affirmative of the question shall arise from their seats, and afterwards those in the negative.

4. All motions, except to adjourn, postpone or commit shall be reduced to writing if required by any member of the Senate. Any motion may be withdrawn by consent of the Senate.

5. No member shall interrupt the business of the Senate while the Journal is being read, or when any member is speaking in debate, except on questions of privilege.

6. Every member present, when the question is put shall vote, unless he shall, for a special cause, be excused by a two-thirds vote of the Senate present; but no member shall vote on any question in which he is directly or personally interested, or any case where he was not present when the question was put.

7. When any member is about to speak in debate, or debate on any matter in the Senate, he shall rise from his seat and respectfully address himself to "Mr. President" and shall stand in his place until recognized by the chair, and shall confine himself to the question under debate, and avoid personalities and the implication of improper motives.

8. When a question is under debate no motion shall be received except to adjourn, to lay on the table, to move for the previous question, to move to postpone to a day certain, to commit or amend, to postpone indefinitely—which several motions shall have precedence in the order in which they are named and no motion to postpone to a day certain, to commit, to postpone indefinitely, having been decided, shall be entertained on the same day and at the same stage of the bill or proposition.

9. When two members rise the President shall name the member to speak. No member shall speak more than twice on the same subject, without leave of the Senate, 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 Senate; but in all cases the member who shall first address the chair shall speak first.

10. If any member, in speaking or otherwise, transgress the rules of the Senate, the presiding officer shall, or any member may, call him to order, and when a member shall be called to order by the President or a member of the Senate he shall sit down, and shall not proceed without the leave of the Senate.

11. Every question of order shall be decided by the President, subject to an appeal to the Senate, and the President may call for a sense of the Senate on any question of order.

12. If any member be called to order by another member for words spoken the words excepted to shall immediately be taken down in writing, that the Senate may be better able to judge of the matter.

13. A motion to adjourn and to lay on the table shall be decided without debate.

14. Any member may call for a division of the question, which shall be divided if it comprehends propositions in substance so distinct, that on being taken away a substantive proposition shall remain for the decision of the Senate. A motion to strike out and insert shall be deemed divisible; but a motion to strike out being lost, shall preclude neither amendments nor motions to strike out and insert.

15. No motion shall be debated until the same shall be seconded and stated by the President.

16. When the reading of a paper is called for and the same is objected to by any member, it shall be determined by the Senate.

17. The unfinished business in which the Senate was engaged at the last preceding adjournment, shall have the preference in the special order of the day.

18. Every bill and joint resolution shall be introduced on the report of a committee, or on a call for bills and joint resolutions, or by a motion for leave, unless objected to by one member of the Senate, which shall carry it over for one day; and such objection

may be made at any time on or before the first reading is completed.

19. Every bill shall be read three several times, but the first and second readings, and those only, may be upon the same day; and a second reading may be by title of a bill, unless a reading at length be demanded. The first and third readings shall be at length.

20. The first reading of a bill shall be for information, and the bill shall be presented and go to its second reading without further question.

21. Upon the second reading of a bill or joint resolution, the President shall refer it to its appropriate committee, unless the Senate upon motion, decide to refer the same to a select or other standing committee, or to committee of the whole Senate; if to the committee of the whole Senate, then it shall come up for consideration under the general order of the next day, unless otherwise ordered by the Senate.

22. No bill or joint resolution shall be committed or amended until it shall have been twice read; nor shall any such bill or joint resolution have its third reading and be put upon its final passage until at least one day after the same has been reported to the Senate by the committee to which the same has been referred; provided, that any bill or joint resolution may have its third reading and be put upon its final passage on the day the same is reported back, when so ordered by two-thirds of the members of the Senate present.

23. On the third reading of every bill or resolution, any amendment may be received and it may be recommitted at any time previous to its final passage.

24. No bill shall be revised or amended, nor the provisions thereof extended or incorporated in any other bill by reference to its title only, but so much thereof as is revised, amended or extended or so incorporated, shall be re-enacted and published at length.

25. No bill shall become a law except by a vote of the majority of the members-elect in each house, nor unless on its final passage, the vote be taken by yeas and nays, and the names of those voting be entered on the Journal.

26. The presiding officer shall, in the presence of the Senate, sign all bills and joint resolutions passed by the Senate. Immediately before such signing their title shall be publicly read, and the fact of signing shall be at once entered on the Journal.

27. No bills for the appropriation of money, except for the expenses of the Legislative session shall be intro-

duced after the twenty-fifth day of the session, except by two-thirds vote of the Senate. All appropriation bills shall be reported back to the Senate by the committee to which they are referred not later than the thirty-fifth day of the session, unless upon the application of the committee, an extension of time is granted. No bills shall be introduced in the Senate after the thirty-fifth day of the session, except by two-thirds vote. Every bill, or resolution, referred to a committee, except appropriation bills, must be returned to the Senate with the committee's report thereon, not later than the seventh day after it is referred unless, upon application of the committee, an extension of time is granted within which to consider it. In case the same is not reported on the seventh day after it is referred, and such time is not extended, it shall go automatically on the calendar of bills without recommendation.

28. In filling blanks the largest sum and longest time shall be first put. When a motion or question has been decided in the negative or affirmative, any member having voted with the prevailing side may move a reconsideration on the same or following day, but when a motion to reconsider is laid on the table, a motion to reconsider cannot again be made.

29. Before acting on executive business the Senate chamber shall be cleared, by the direction of the President, of all persons except members, the chief clerk and sergeant at arms to be sworn.

30. No standing rule or order of the Senate shall be reconsidered or suspended, except by a vote of two-thirds of the members-elect, and no motion to suspend the rules and pass a bill shall be entertained except by unanimous consent, unless the bill has first been printed and considered by a committee.

31. The rules of parliamentary practice comprised of "Reed's Parliamentary Rules" shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and order of the Senate, and the joint rules of the Senate and House of Representatives.

32. When the ayes and nays shall be called for by one-sixth of the members present each member called upon shall, unless for special reasons he be excused by the Senate, declare openly and without debate, his assent or dissent to the question. In taking the ayes and nays upon the call of the House, the names of the members shall be taken alphabetically.

33. In the absence of the President of the Senate, or his refusal to act, the President pro tempore shall exercise all rights and prerogatives of the President for the time being.

34. All bills and joint resolutions, after the second reading, shall be printed, unless otherwise ordered by the Senate.

35. There shall be appointed by the President of the Senate the following standing committees:

- On judiciary, to consist of eighteen members.
- On education, to consist of fifteen members.
- On elections, to consist of nine members.
- On appropriations, to consist of seventeen members.
- On railroads, to consist of thirteen members.
- On state affairs, to consist of eighteen members.
- On public lands, to consist of nine members.
- On ways and means, to consist of eleven members.
- On agriculture, to consist of eleven members.
- On warehousing, grain and grain grading, to consist of eleven members.
- On counties, to consist of seven members.
- On engrossed and enrolled bills, to consist of five members.
- On banks and banking, to consist of fifteen members.
- On cities and municipal corporations, to consist of eleven members.
- On Indian affairs, to consist of five members.
- On statistics, to consist of seven members.
- On federal relations, to consist of seven members.
- On insurance, to consist of eleven members.
- On public printing, to consist of nine members.
- On public health, to consist of nine members.
- On temperance, to consist of eleven members.
- On mines and minerals, to consist of nine members.
- On rules, to consist of seven members.
- On immigration, to consist of nine members.
- On highways, bridges and ferries, to consist of eleven members.
- On irrigation and drainage, to consist of nine members.
- On apportionment, to consist of twenty-three members.
- On corporations other than municipal, to consist of nine members.
- On military affairs, to consist of nine members.
- On woman suffrage, to consist of eleven members.
- On game and fish, to consist of nine members.
- On live stock and animal husbandry, to consist of eleven members.

On taxes and taxation, to consist of eleven members.

On revision and correction of the Journal, to consist of three members.

Also joint committees on the following subjects:

On public buildings, to consist of five members.

On charitable institutions, to consist of five members.

On penal institutions, to consist of seven members.

On educational institutions, to consist of seven members.

On state library, to consist of five members.

On joint rules, to consist of seven members.

36. A quorum for the transaction of business shall consist of a majority of members elected to the Senate.

37. No person shall be admitted within the bar of the Senate except the executive, members and officers of the House, state officers, judges of the Supreme Court and District Courts, members of Congress, those who have been members of Congress, and the Legislative Assembly, members of the constitutional convention, and all federal officials of the state, except by a vote of the Senate.

38. Members of the Senate introducing bills in the nature of amendments to laws now existing shall designate in the title of such amendatory Act the title of the Act and shall have printed at length in the bill the section or sections to be amended.

39. All nominations from the executive shall be opened and read immediately in executive session and then be referred to their appropriate committees, unless otherwise ordered; and the final question on every nomination shall be: "Will the Senate advise and consent to the nomination?", which question shall not be put on the same day on which the nomination is received, nor on the day on which it may be reported by a committee, unless by unanimous consent.

40. All bills reported from committees with amendments shall be engrossed before being read the third time and placed upon final passage.

41. All reports of special committees and motions to discharge a committee from the consideration of a subject, and all subjects from which a committee shall be discharged, shall lie over one day for consideration unless, by unanimous consent the Senate shall otherwise direct.

42. No member or officer of the Senate, unless he from illness or other cause, shall be unable to attend, shall absent himself from the session of the Senate

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.

43. The sergeant at arms of the Senate, under the direction of the presiding officer, shall be the executive officer of the body for the enforcement of all rules made by the committee on rules, for the regulation of the Senate wing of the Capitol. The Senate floor shall be at all times under his immediate supervision, and he shall see that the various subordinate officers perform the duties to which they are especially assigned.

44. When a member rises to explain his vote upon any measure before the Senate, while the roll call is in progress, his words shall be taken down by the stenographer and printed in the Journal; and upon request a member may have his remarks upon any question taken and extended on the record.

45. Upon a majority vote of the Senate the presiding officer shall refuse to sign any bill which may have passed the Senate, and which the House shall have refused to return for further consideration on being properly requested so to do.

46. The chairman of any committee to whom a bill or resolution has been referred, shall if so ordered, by a vote of the majority of the Senate present, report such bill or resolution back to the Senate forthwith.

The courtesies of the floor were extended to Messrs. Alfred White, W. L. Richards, Hon. R. M. Pollock, D. R. Purcell, W. F. Berrier and S. L. Kleve.

Mr. Bronson moves that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## TENTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 14th, 1915.

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

Prayer by the Chaplain.

Roll call.

All members present except Messrs. Mudgett, Paulson and Sandstrom.

Mr. Jacobsen moved that all the absentees be excused, which motion prevailed and those absent were excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

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

In line 3 from bottom of page 5, change "9" to "12."

And when so corrected recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations, to whom was referred the Governor's Message, have had the same under consideration and recommend the following Resolution:

## RESOLUTION

INTRODUCED BY COMMITTEE ON APPROPRIATIONS

*Resolved, by the Senate, the House of Representatives Concurring, That*

*Whereas, The Honorable L. B. Hanna, Governor of the State of North Dakota, has requested, at the request*

of the Hon. Carl O. Jorgenson, state auditor, that in the preparation of the state budget as provided by the laws of 1913, certain information is required by the state auditor to be furnished him by the Senate and House of Representatives, and

*Whereas*, The said state auditor has asked that a committee of three be appointed from the Senate and the House of Representatives to confer with him, and

*Whereas*, His Excellency, the Governor of the State of North Dakota, has requested that said committee be appointed as requested, now therefore,

*Be it Resolved by the Senate, the House Concurring*, That a committee of three be appointed from the Senate Appropriation Committee by the President of the Senate, and a committee of three of the House Appropriation Committee be appointed by the Speaker of the House to confer with the state auditor with reference to the matter contained in the Governor's message.

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Amended Senate Bill No. 9.

A bill for an Act entitled "An Act amending Section 5174 of the Compiled Laws of 1913 prescribing penalties for making false statements or entries as to the condition of banking associations."

Also, Senate Bill No. 11.

A bill for Concurrent Resolution amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved the adoption of report, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 16.

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, Senate Bill No. 42.

The same being an Act to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota for 1912, the same being Sections 6072 and 6073 of the Compiled Laws of North Dakota for 1913, relating to legal rate of interest and usury.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

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

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in County Courts having Increased Jurisdiction.

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

Section 1. Amendment.) Section 28, Costs.) When the prevailing party in a civil action has appeared therein by an attorney duly authorized to practice in the courts of this state, there shall be allowed for his re-imbursements and taxed the same costs and disbursements as provided by the Code of Civil Procedure when the amount recovered exceeds the sum of \$50.00 and in cases where less than \$50.00 is recovered, the sum of 20% of the amount recovered, and in all cases there shall be allowed the same disbursements as are now provided in the Code of Civil Procedure, unless such costs and disbursements shall have been otherwise provided for in this Chapter.

Emergency.) Whereas, an emergency exists in that costs in district courts and county courts are now not uniform, this Act shall be in force immediately upon its passage and approval.

And when so amended recommend that the same be reprinted.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 7.

A bill amending Section 154 of the Constitution of the State of North Dakota providing for the distribution of interest and income on public school permanent funds.

Have had the same under consideration and finding no constitutional objection recommend that it be referred to the Committee on Education.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Senate Bill No. 8.

A bill amending Section 150 of the Constitution of the State of North Dakota providing for the choosing of Superintendents of schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

### MILEAGE OF SENATE MEMBERS

*Mr. President:*

Your Committee on Mileage and Per diem submit the following report:

H. McLEAN,  
Chairman.

Dist.	Name and Address	N. P.	G. N.	Soo	C. M. & St. P.	Team	Total
1	A. J. McFadden, Neche.....	388	320	.....	.....	.....	708
2	J. A. Englund, Kenmare.....	274	.....	460	.....	.....	734
3	O. T. Loftsgaard, Hoople.....	388	286	.....	.....	14	688
4	P. J. Murphy, Grafton.....	388	280	.....	.....	.....	668
5	O. O. Trageton, Northwood....	388	144	.....	.....	.....	532
6	Nick N. Nelson, Emerado.....	576	.....	.....	.....	.....	576
7	H. A. Bronson, Grand Forks	388	156	.....	.....	.....	544
8	John E. Paulson, Hillsboro....	388	80	.....	.....	.....	468
9	Wm. P. Porterfield, Fargo....	388	.....	.....	.....	.....	388
10	H. J. Rowe, Casselton.....	348	.....	.....	.....	.....	348
11	B. H. Mallough, Embden.....	374	.....	.....	.....	6	380
12	Edward M. Nelson, Fairmount	388	.....	.....	120	.....	508
13	F. W. Vail, Milnor.....	64	.....	312	.....	.....	376
14	Chas. O. Heckle, Lisbon.....	500	.....	.....	.....	.....	500
15	C. F. Mudgett, Valley City....	274	.....	.....	.....	.....	274
16	Chas. Ellingson, Sharon.....	368	138	.....	.....	.....	506
17	R. J. Gardiner, Lakota.....	388	324	.....	.....	4	716
18	Henry McLean, Hannah.....	388	406	.....	.....	8	802
19	A. L. Nelson, Rolette.....	388	454	.....	.....	.....	842
20	A. J. Kirkeide, Churchs Ferry	388	376	.....	.....	.....	764
21	Frank H. Hyland, Devils Lake	388	336	.....	.....	.....	724
22	A. S. Gibbens, Cando.....	388	402	.....	.....	.....	790
23	Alfred Steele, Jamestown.....	202	.....	.....	.....	.....	202
24	C. H. Porter, LaMoure.....	300	.....	.....	.....	.....	300
25	Ira A. Barnes, Ellendale.....	.....	.....	264	24	.....	288
26	H. W. Allen, Braddock.....	.....	.....	82	.....	.....	82
27	E. A. Hughes, Bismarck.....	.....	.....	.....	.....	.....	.....
28	L. P. Sandstrom, Bottineau..	388	480	.....	.....	.....	868
29	Walter R. Bond, Minot.....	274	.....	382	.....	.....	656
30	W. E. Martin, Mandan.....	48	.....	.....	.....	10	58
31	M. L. McBride, Dickinson....	230	.....	.....	.....	.....	230
32	T. N. Putnam, New Rockford	388	.....	.....	.....	.....	388
33	Aloys Wartner, Harvey.....	274	.....	220	.....	.....	494
34	D. H. Hamilton, Eckman.....	388	208	376	.....	12	984

Dist.	Name and Address	N. P.	G. N.	Soo	C. M. & St. P.	Team	Total
35	J. E. Davis, Goodrich.....	384	.....	.....	.....	.....	384
36	P. T. Kretschmar, Venturia..	.....	.....	212	.....	.....	212
37	A. F. Bonzer, Lidgerwood.....	.....	.....	404	.....	.....	404
38	Martin Thoreson, Fingal.....	430	.....	.....	.....	14	444
39	Ed Hoverson, Beach.....	360	.....	.....	.....	.....	360
40	Oscar Lindstrom, Noonan.....	274	490	27	.....	.....	791
41	W. B. Overson, Williston.....	274	244	364	.....	.....	882
42	F. G. Gronvold, Rugby.....	388	448	.....	.....	.....	836
43	O. J. Clark, Sherwood.....	274	162	362	.....	.....	798
44	E. H. Sikes, Stanley.....	.....	108	382	.....	24	514
45	L. C. Albrecht, Anamoose.....	274	.....	254	.....	.....	528
46	C. W. McGray, Underwood..	.....	.....	114	.....	.....	114
47	Ferdinand Leutz, Hebron.....	152	.....	.....	.....	.....	152
48	John Young, Mannhaven.....	156	.....	.....	.....	28	184
49	H. P. Jacobsen, Mott.....	268	.....	.....	.....	.....	268

Mr. McLean moved that the report be printed in the Journal, which motion prevailed.

MOTIONS AND RESOLUTIONS

RESOLUTION INTRODUCED BY MR. McGRAY

*Resolved*, That an additional salary of \$1.00 a day from the beginning of the Session be allowed E. L. Penn for his services as Secretary of the Committee on Revision and Correction of the Journal.

C. W. McGRAY,  
Chairman.

Mr. McFadden moved that the Resolution be referred to the Committee on Employment, which motion prevailed.

Mr. McLean moved that Miss Olga Thal be transferred from Enrolling and Engrossing Department to Voucher Clerk and Bookkeeper, and that Voucher Clerk R. A. McCain be transferred to Assistant Enrolling and Engrossing Clerk, which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Nelson of Richland introduced Senate Bill No. 61.

A bill for an Act affecting the qualifications for holding office of persons who have been removed from office by the Governor, or by the Courts.

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

Mr. Jacobsen introduced Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952, and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

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

Mr. Hughes introduced Senate Bill No. 63.

A bill for an Act to amend and re-enact Section 156 of the Compiled Laws of North Dakota for 1913, relating to the official bond of the state treasurer of North Dakota.

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

Mr. Bond introduced Senate Bill No. 64.

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.

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

Mr. Nelson of Grand Forks introduced Senate Bill No. 65.

A bill for an Act to repeal Sections 1990m, 1990n, 1990o, 1990p, 1990q and 1990r of the Compiled Laws of 1913 and to amend Section 4087 of the Compiled Laws of 1913, relating to overseers of highways and township officers.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

### THIRD READING OF SENATE BILLS

Senate Bill No. 11.

A Concurrent Resolution amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 7, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Murphy
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Porterfield
Bonzer	Kretschmar	Putnam
Clark	Leutz	Rowe
Davis	Lindstrom	Sikes
Englund	Mallough	Thoreson
Gardiner	Martin	Trageton
Gibbens	McBride	Vail
Gronvold	McFadden	Wartner
Hamilton	McGray	Young
Hoverson	McLean	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Nelson, G. F'ks	Porter
Ellingson	Nelson, Richl'd	Steele
Loftsgaard		

Absent and not voting, Messrs. Heckle, Paulson, Mudgett and Sandstrom, who were excused.

So the bill passed and the title was agreed to.

Mr. Jacobsen moved that the vote by which Senate Bill No. 11 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent the Senate returned to the Fourth Order of Business.

The President appointed as committee to investigate the subject matter contained in Senate Bill No. 12, Messrs. Hamilton, Putnam and Rowe.

On motion the Senate returned to the Eighth Order of Business.

### MOTIONS AND RESOLUTIONS

Mr. Davis moved that the time for the consideration of Senate Bill No. 1 be extended to such a time when the Committee on State Affairs can fully consider the subject, which motion prevailed.

### SPECIAL ORDER

Mr. Heckle moved the report of the Committee on Rules be adopted, which motion prevailed.

Mr. Bronson moved that the operation of Rule No. 27 begin today, which motion prevailed.

The courtesies of the floor were extended to Dr. M. Scholberg, F. M. Buchholz, J. E. Hetzler, E. H. Trousdale, J. D. Beery, W. F. Griswold, Elmer E. Enge, Torger Sinness, T. H. Burke and R. A. Stuart.

Mr. Wartner moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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### ELEVENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 15th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Mudgett, Nelson of Grand Forks, Hughes and Jacobsen.

Mr. Bronson moved that Senators Mudgett and Nelson of Grand Forks be excused, which motion prevailed.

### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Tenth Day have carefully examined the same and find it to be correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

### UNFINISHED BUSINESS

The President appointed from the Senate Appropriation Committee, Messrs. Kretschmar, Sandstrom and Albrecht to act on the part of the Senate on the Concurrent Resolution relating to the State Auditor.

### PETITIONS AND COMMUNICATIONS

SECRETARY'S OFFICE,  
CARRINGTON, NORTH DAKOTA,  
January 14th, 1915.

*To the Honorable President of the Senate,*  
Bismarck, North Dakota.

Dear Sir: As Secretary of the North Dakota Conference of the Methodist Episcopal Church I have the privilege of sending you the following Resolution adopted at the last session of our conference held in

Carrington, N. D., Oct. 14-19, 1914:

*"Resolved, That we petition the Legislature of the State of North Dakota to change the law so as to permit any minister, so authorized by his church, to perform the marriage ceremony."*

Yours very truly,  
A. W. BROWN,  
Secretary.

#### REPORT OF STANDING COMMITTEES

##### REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 42.

A bill for an Act to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota for 1912, the same being Sections 6072 and 6073 of the Compiled Laws of North Dakota for 1913, relating to legal rate of interest and usury.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved the adoption of the report, which motion prevailed.

##### REPORT OF SENATE COMMITTEE ON PUBLIC LANDS

The Committee on Public Lands made the following report:

*Mr. President:*

Your Committee on Public Lands to whom was referred Senate Bill No. 43.

A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota to deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian.

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

The word "patent" be changed to "deed" in line two of Section 1.

The word "patented" in line two of Section 2 be changed to "deeded."

The word "patented" in line eleven of printed Bill be changed to word "deeded."

And when so amended recommend the same to pass.

M. L. MCBRIDE,  
Chairman.

Mr. McBride moved that the report be adopted, which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 51.

A bill for an Act providing for the payment of expenses of district judges when acting outside of the counties of their residence, and to amend Chapter 175 of the Session Laws of 1911.

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

In line one of the title of the printed Bill after the word "of" insert the word "transportation." Strike out all of line three of the title.

Strike out all of Section 1 of the printed Bill.

In line one of Section 2 strike out the words "Sec. 2" and insert in lieu thereof the words "Section 1." In line five strike out the words "railroad fare" and insert in lieu thereof the word "transportation." In lines five and six strike out the words "and subsistence while away from his home."

In line one of Section 3 strike out the words "Sec. 3" and insert in lieu thereof the words "Sec. 2." In line two of the same Section strike out the word "amendment" and insert in lieu thereof the word "act."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Senate Bills Nos. 20, 21, 22, 23, 24, 28, 29, 31, 32, 33, 34 and 35, all of said Bills being proposed Constitutional Amendments and relating to terms and tenure of office.

Have had the same under consideration and at the request of the authors recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

**REPORT OF SENATE COMMITTEE ON STATE AFFAIRS**

The majority of the Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 52.

A bill for an Act to provide for the celebration of a century of peace among the English speaking people.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

F. T. GRONVOLD,  
M. THORESON,  
O. T. LOFTSGAARD,  
F. LEUTZ,  
JOHN YOUNG,  
O. J. CLARK.

Also, the minority of the Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 52.

A bill for an Act to provide for the celebration of a century of peace among the English speaking people.

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

Strike out the words "A Bill" in the title.

Capitalize the word "for" in the title.

And when so amended recommend the same do pass.

W. P. PORTERFIELD,  
B. H. MALLOWH,  
H. W. ALLEN.

Mr. Davis moved that the majority report of the Committee to indefinitely postpone Senate Bill No. 52 be adopted.

Mr. Bronson moved that the minority report be substituted for the majority report and be adopted.

Roll call was demanded, and the question being on the adoption of the minority report, the roll was called and there were ayes 23, nays 21, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ellingson	Hamilton
Bond	Gardiner	Heckle
Bronson	Gibbens	Hoverson

Messrs.	Messrs.	Messrs.
Mallough	Overson	Steele
McFadden	Porterfield	Trageton
McGray	Putnam	Vail
McLean	Rowe	Wartner
Nelson, Richl'd	Sandstrom	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Murphy
Barnes	Kirkeide	Nelson, Rolette
Bonzer	Leutz	Paulson
Clark	Lindstrom	Porter
Davis	Loftsgaard	Sikes
Englund	Martin	Thoreson
Gronvold	McBride	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hughes	Kretschmar	Nelson, G. F'ks
Jacobsen	Mudgett	

Messrs. Mudgett and Nelson of Grand Forks, being excused.

So the Report of the minority of the Committee on State Affairs was adopted.

#### MOTIONS AND RESOLUTIONS

Mr. Heckle, Chairman of the Senate Rules Committee, offered the following Concurrent Resolution:

That the Rules of the Senate and House, Joint Rules and Committees of both Houses be published in pamphlet form, 300 in number.

Mr. Heckle moved that the Concurrent Resolution be adopted, which motion prevailed.

Mr. Overson moved that Senate Bill No. 14 be referred to the Committee on Judiciary, which motion prevailed.

#### MEMORIAL RESOLUTION

##### FOURTEENTH LEGISLATIVE ASSEMBLY

##### STATE OF NORTH DAKOTA.

Begun and held at the Capitol in the City of Bismarck on Tuesday the 5th day of January, One Thousand Nine Hundred Fifteen.

#### SENATE RESOLUTION

BY MR. GARDINER.

*Whereas*, The Honorable L. S. Helgeland, a member of the Senate of the State of North Dakota in the Thirteenth Session thereof, has been removed from this earth by the Supreme Being who governs the affairs of men, and

*Whereas*, His colleagues the members of said Session and the members of the Fourteenth Legislative Session have heard with profound sorrow of his death,

*Be It Resolved*, That as a token of love and esteem for him, a copy of this resolution be engrossed and forwarded by the Secretary of the Senate to the family of the late Honorable L. S. Helgeland as a tribute of respect for his memory.

The Honorable L. S. Helgeland of the Seventeenth Legislative District was born November 28th, 1858, at Wiota, Wisconsin, and moved with his parents, at the age of four, to Iowa, coming to North Dakota in June, 1881. He held the position of County Commissioner and County Treasurer of Nelson County for two terms and Township and School Officer for many years. He was elected to the Senate as a Republican in 1912. He was among the prominent men of the State of North Dakota and we feel that the State, by his untimely death suffered a great and lasting loss.

J. H. FRAINE,  
President of the Senate.

M. J. GEORGE,  
Secretary of the Senate.

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

Mr. Hamilton introduced Senate Bill No. 66.

A bill for an Act to fix a tax rate on structures and improvements upon lands other than city and village lots.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Porterfield introduced Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

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

Mr. Gronvold introduced Senate Bill No. 68.

A bill for an Act relating to liens on crops on land held under a lease crop contract or contract of sale.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 69.

A Concurrent Resolution amending Sections 27 and 33 of the Constitution of the State of North

Dakota, relating to the election and duration of terms of office of members of the Legislative Assembly.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 70.

A Concurrent Resolution amending Section 56 of the Constitution of the State of North Dakota, relating to the length of the Legislative Sessions.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 71.

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the number of Senators and Representatives in the Legislative Assembly, and Senatorial Districts.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 72.

A Concurrent Resolution amending Section 71 of the Constitution of the State of North Dakota, relating to the election and duration of term of office of Governor.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 73.

A Concurrent Resolution amending Section 82 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of State officers.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 74.

A Concurrent Resolution amending Section 55 of the Constitution of the State of North Dakota, relating to the frequency of Legislative Sessions.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 75.

A Concurrent Resolution amending Section 45 of the Constitution of the State of North Dakota, relating to the salary of members of the Legislative Assembly.

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

Messrs. McLean, Kirkeide and Leutz introduced Senate Bill No. 76.

A Concurrent Resolution amending Sections 150 and 173 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of county officers.

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

Mr. Barnes introduced Senate Bill No. 77.

A bill for an Act making an appropriation for the State Normal and Industrial School at Ellendale, North Dakota, to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing equipment and maintenance.

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

Mr. Ellingson introduced Senate Bill No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Was read the first and second time and referred to the Committee on Judiciary (by request).

Mr. Bronson introduced Senate Bill No. 79.

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North Dakota, providing for judicial districts, the creation thereof and the election of judges therein.

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

Mr. Nelson of Rolette (at request of Judiciary Committee) introduced Senate Bill No. 80.

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

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

Mr. Rowe introduced Senate Bill No. 81.

A bill for an Act to provide for an annual appropriation for the expenses of the State Board of Health.

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

### THIRD READING OF SENATE BILLS

Senate Bill No. 42.

A bill for an Act to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota for 1912, the same being Sections 6072 and 6073 of the Compiled Laws of North Dakota for 1913, relating to legal rate of interest and usury.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Thoreson
Gardiner	McGray	Trageton
Gibbens	McLean	Vail
Gronvold	Murphy	Wartner
Hamilton	Nelson, Richl'd	Young
Hoverson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Heckle	Lindstrom	Nelson, G. F'ks
Hughes	Mudgett	Steele

Messrs. Nelson of Grand Forks and Mudgett, being excused.

So the bill passed and the title was agreed to.

On motion, the Senate returned to the Eighth Order of Business.

Mr. Davis moved that the President refer the reports of various State Departments to appropriate committees, which motion prevailed.

### ASSIGNMENT OF REPORTS OF STATE DEPARTMENTS

The President referred the Reports of the State Departments as follows:

To Committee on State Affairs:

Reports of Public Library Commission, Fire Marshal, Oil Inspector and Secretary of State.

To Committee on Education:

Reports of Board of Normal School Trustees and Board of Education.

To Committee on Insurance:

Reports of Commissioner of Insurance and Hail Commission.

To Committee on Ways and Means:

Report of Food Commission.

To Committee on Military Affairs:

Report of Trustees of Soldiers' Home.

To Committee on Railroads:

Report of Board of Railroad Commissioners.

To Committee on Banks and Banking:

Report of State Examiners.

To Committee on Appropriations:

Report of State Treasurer.

To Committee on Public Lands:

Report of Commission on University and School Lands.

To Committee on Judiciary:

Report of Attorney General.

The courtesies of the floor were extended to Messrs. Dr. Guild, A. E. Sheets, C. H. Simpson, Jewell Kellog, A. W. Gray and H. M. Case.

Mr. Trageton moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## TWELFTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 16th, 1915.

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

Prayer by the Chaplain.

Roll call.

All members present except Mr. Nelson of Grand Forks.

Mr. Bond moved that all of the absentees be excused, which motion prevailed and those absent were excused by the President.

### REFERENCE OF THE JOURNAL

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

*Mr. President:*

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

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

### MESSAGES FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 15th, 1915.

*Mr. President:*

I have the honor to advise you that the House has concurred in the Senate Concurrent Resolution covering the printing of the Rules in pamphlet form.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 2.

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

Also, House Bill No. 21.

A bill for an Act to authorize changes in the schedule of items to be listed and valued for purposes of taxation.

Also, House Bill No. 31.

A bill for an Act reinstating and validating the char-

ters of corporations that have been cancelled for failure to make reports as required by and under Section 4518 of the Revised Codes of 1913.

Also, House Bill No. 56.

A bill for an Act to amend Section 2199 of the Compiled Laws of the State of North Dakota for the year 1913.

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

Very respectfully,  
 ALBERT N. WOLD,  
 Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 62.

A bill for an Act fixing the time for answering in County Courts, having increased jurisdiction, and amending Sections 8944-8945-8949-8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings and providing for the publication and services of summons by publication.

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" of the printed bill and insert in lieu thereof the following: "For an Act relating to County Courts having increased Jurisdiction, fixing the time to answer in County Courts, amending Sections 8944-8945-8949-8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to the Forms of Summons and Time to Answer Complaint, and in Garnishment Proceedings, and Providing for the Time of Service of Summons by Publication."

Between lines 20 and 21 of Section 8944 and near the right hand margin of the page insert the following:

.....  
 Plaintiff.  
 .....  
 Post Office.

In line 13 of Sec. 8945 of the printed bill after the word "of" insert the following "the service of." In the following line 14 strike out the word "Act" and insert in lieu thereof the word "action." In line 5 of Sec.

8953 after the word "court" insert the following "upon order of the Court".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

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 strike out the number "8975" and insert in lieu thereof "8957."

In line 1 of Section 1 of the printed bill after the word "Amendment)" insert the following, "That Section 8957 of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted to read as follows:."

In line 1 of Sec. 28 strike out "28" and insert in lieu thereof "8957."

In line 12 of the printed bill before the word "An" insert the following "Sec. 2. Emergency)".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Senate Bill No. 27.

A bill for an Act to amend and re-enact Section 7140 of the Revised Codes of North Dakota, 1905, the same being Section 7754 of the Compiled Laws of North Dakota, 1913, relating to payment and period of redemption from execution sales.

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 "Section" line 1 strike out the following, "7140 of the Revised Codes of North Dakota 1905, the same being Section."

In line 1 of Section 1 of the printed bill after the word "Section" strike out the following: "7140 of the Revised Codes of North Dakota for 1905, the same being Section." In line 2 strike out the number "7750" and insert in lieu thereof the number "7754."

In line 1 of Sec. 7140 strike out the number "7140"

and insert in lieu thereof the number "7754."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON FEDERAL RELATIONS

The Committee on Federal Relations made the following report:

*Mr. President:*

Your Committee on Federal Relations to whom was referred Senate Concurrent Resolution introduced by Senator Englund, urging our Senators and Representatives in Congress to work for a law amending the present naturalization laws so as to allow expatriated citizens to regain citizenship by a residence of one year in the United States.

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

In line 2 as printed in the Senate Journal strike out the word "American" and after the word "citizens" insert the words "Of the United States." In lines 2 and 3 strike out the words "and Mexico." In line 9 strike out the word "Americans" and substitute in lieu thereof the word "citizens." In line 11 strike out the word "American" and substitute in lieu thereof the word "our." In line 26 strike out the word "American" and substitute in lieu thereof the words "such former citizens." In line 27 strike out the words "other countries" and substitute in lieu thereof the word "Canada."

And when so amended recommend the same to pass.

O. J. CLARK,  
Chairman.

Mr. Clark moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Concurrent Resolution introduced by Mr. Martin relating to placing every Grangers' lodge, farmers' union and farmers' organization upon the mailing list for all Legislative Bills and Journals.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 43.

A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota to deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian.

Also, Senate Bill No. 51.

A bill for an Act providing for the payment of expenses of district judges when acting outside of the counties of their residence, and to amend Chapter 175 of the Session Laws of 1911.

Also, Senate Bill No. 52.

A bill for an Act to provide for the celebration of a century of peace among the English speaking people.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Murphy introduced Senate Bill No. 82.

A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.

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

Mr. Paulson introduced Senate Bill No. 83.

A bill for an Act making an appropriation for the State Normal School at Mayville, North Dakota, for a training school building and premiums on insurance.

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

Mr. Clark introduced Senate Bill No. 84.

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

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

Mr. Clark introduced Senate Bill No. 85.

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

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

Mr. Wartner introduced Senate Bill No. 86.

A bill for an Act to provide for the incorporation of local lodges or camps of Modern Woodmen of America and other similar fraternal associations not issuing fraternal insurance policies or certificates.

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

Mr. Hoverson introduced Senate Bill No. 87.

A bill for an Act to define procedure in county courts in matters not within the scope of increased jurisdiction therein, and in cases of the organization of new counties wherein proceedings have already been had in matters and remain incomplete in the new county acquiring jurisdiction therein.

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

Mr. Lindstrom introduced Senate Bill No. 88.

A bill for an Act to amend and re-enact Section 496 of the Revised Code of North Dakota for 1905, same being Section 790 of the Compiled Laws of North Dakota for 1913, relating to the qualifications of applicants for admission to the Bar of the State of North Dakota.

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

Mr. Rowe introduced Senate Bill No. 89.

A bill for an Act to amend Sections 252, 253, 254, 256 and 258 of Article 10, of the Political Code of 1905, relating to boards of health; establishment of a state department of health consisting of a whole time state health officer and six advisory members; duties; meetings; compensation; vacancies.

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

Mr. Jacobsen introduced Senate Bill No. 90.

A bill for an Act to provide for the representation of the State of North Dakota at the Panama-Pacific Exposition to be held at San Diego, California, in 1915, and making an appropriation therefor.

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

Mr. Albrecht introduced Senate Bill No. 91.

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

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

### THIRD READING OF SENATE BILLS

Senate Bill No. 43.

A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota to deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	McGray
Allen	Heckle	McLean
Barnes	Hyland	Murphy
Bond	Jacobsen	Nelson, Richl'd
Bonzer	Kirkeide	Nelson, Rolette
Clark	Kretschmar	Overson
Davis	Leutz	Porter
Englund	Lindstrom	Porterfield
Ellingson	Loftsgaard	Putnam
Gardiner	Mallough	Rowe
Gibbens	McBride	Sandstrom
Gronvold	McFadden	Sikes
Steele	Trageton	Wartner
Thoreson	Vail	Young

Those voting in the negative were:

Messrs.

Bronson

Absent and not voting:

Messrs.

Hoverson

Hughes

Who were excused.

Messrs.

Martin

Mudgett

Messrs.

Nelson, Gr. F'ks.

Paulson

So the bill passed and the title was agreed to.

### MESSAGES FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 16th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution:

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

*That, Whereas,* There are now in the western part of North Dakota about 673,000 acres of rough, broken and non-irrigable vacant government land more suitable for grazing and stock-raising than for any other purpose, and

*Whereas,* The steady development of the West has been dependent upon and built up by actual settlers and homesteaders who came West for the purpose of finding homes for the support and maintenance of themselves and families; and

*Whereas,* The occupation and settlement of these vacant lands will in time, through taxation and other sources, inure to the benefit of the counties and whole country in which said lands are located, and

*Whereas,* Practically all the agricultural lands in the Third Congressional District of the State of North Dakota have been selected and are now occupied by actual settlers; and

*Whereas,* The balance of the unoccupied lands are quite rough and broken and consist mostly of what are commonly known as the Bad Lands, and principally valuable for stock-raising; and

*Whereas,* There is a shortage of beef throughout the land as a result of stock-raising having been neglected for agricultural pursuits, and

*Whereas,* The balance of this land, if assigned in proper quantities, will yet support hundreds of families; and

*Whereas,* We believe an Act can and should be passed by Congress which will grant each settler a sufficient acreage of said lands as will comfortably support a family by mixed farming and stock-raising thereon, and which Act might be drafted along the line of the 640-acre Stock-raising Homestead Bill No. 15799 which was introduced during the Second Session of the Sixty-third Congress of the United States, and in which there is incorporated a classification clause which would leave absolutely no grounds for the Act to monopolize lands coming under the 160-acre or 320-acre Acts, and

*Whereas,* It has come to our notice that a movement was on foot to have Congress pass a law to have said government lands granted to the State for leasing purposes, and to also pass a national leasehold bill; and

*Whereas*, We believe that such an Act would be a crime and an outrage perpetrated upon the counties in which said lands are situated, and would deprive them of the actual settlers and families which they would otherwise get and would further deprive such counties of the assessable valuations and taxable property which they are entitled to and from which said counties would eventually realize an abundance of revenue by virtue of entrymen having their lands patented and homes built thereon for themselves and families, and their children's children; and

*Whereas*, There is not the incentive for families to build up valuable and permanent homes on rented land that there is on land they can call their own, and from which they would not have to be separated by virtue of the expiration of a lease; and

*Whereas*, There are a number of the counties in which this land is located that are already too small in the area of their agricultural lands without robbing them of what is left, and this is especially true of Billings County, which has not any more taxable real estate than it needs for the running of their county government; and

*Whereas*, We do not believe in heaping the burdens of taxation on the few who happen to own the agricultural land, in such localities when the same can be reduced with the settlement of these vacant government lands by homesteaders who are willing to share the burden of taxation in their community for the purpose of getting homes; and

*Whereas*, We are heartily in favor of some Act that will tend to improve said District and bring settlers who will make permanent homes therein, but that we are bitterly opposed to the submission of a National Lease-hold Bill or any Act that will shut the lands out from actual homesteading, thereby curtailing and handicapping the development and upbuilding of said District; Now Therefore,

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

That we transmit a copy of this Resolution to our Senators and Representatives in the National Congress requesting and urging them to use all honorable means to see that the spirit of this Resolution be put into execution as far as possible, and that any Act which would tend to prevent the actual settlement of the lands above referred to, and which would deprive any

county in said Third Congressional District of the full benefit of its lands through taxation or otherwise, be prevented.

*It Is Further Resolved*, That the Secretary of State is hereby authorized to transmit the foregoing Resolution to the Senators and Representatives in Congress from the State of North Dakota.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Referred to Committee on Federal Relations.

Also, I have the honor to transmit herewith the following Concurrent Resolution:

CONCURRENT RESOLUTION INTRODUCED BY MR. LATHROP

*Be it Resolved, by the House of Representatives, the Senate Concurring, That:*

*Whereas*, The financial condition of the State demands extreme care in making appropriations in such manner, and in such amounts, that no department or institution of the State may suffer, and that all shall be treated with equal fairness.

*Therefore*, This Fourteenth Legislative Assembly hereby orders the selection of a Joint Committee of six, made up of three members of the Senate Committee on Appropriations, of which the Chairman of said Committee shall be one, the other two members to be selected by the Senate Appropriation Committee, and three members from the House Appropriation Committee, of which the Chairman of said Committee shall be one, the other two members to be selected by the House Appropriation Committee, whose duties it shall be to inquire carefully into the financial condition of the State, its possible revenue for the next biennial period, and to make recommendations to the House and Senate Appropriation Committees and to the Legislature what in its opinion is the best method of procedure in the matter of providing revenues, and in the proper apportionment of the funds among the different departments and institutions of the State.

The Committee shall have power to summon witnesses, place them upon oath if they desire, take testimony, and require any information that will aid in their work from any institution, department, or citizen of this State.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

#### Senate Bill No. 51.

A bill for an Act providing for the payment of expenses of district judges when acting outside of the counties of their residence, and to amend Chapter 175 of the Session Laws of 1911.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 37, nays 7, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Porter
Allen	Jacobsen	Porterfield
Barnes	Kretschmar	Putnam
Bonzer	Leutz	Rowe
Bronson	Lindstrom	Sandstrom
Clark	Mallough	Sikes
Davis	McBride	Steele
Englund	McFadden	Thoreson
Ellingson	McGray	Vail
Gardiner	McLean	Wartner
Gronvold	Murphy	Young
Hamilton	Nelson, Rolette	
Heckle	Overson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Loftsgaard	Paulson
Gibbens	Nelson, Rich'd	Trageton
Kirkeide		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Martin	Nelson, G. F'ks
Hughes	Mudgett	

Who were excused.

So the bill passed and the title was agreed to.

Mr. Gibbens moved that further consideration of Senate Bill No. 52 be deferred one day, which motion prevailed.

### FIRST AND SECOND READING OF HOUSE BILLS

#### House Bill No. 2.

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

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

House Bill No. 21.

A bill for an Act to authorize changes in the schedule of items to be listed and valued for purposes of taxation.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 31.

A bill for an Act reinstating and validating the charters of corporations that have been cancelled for failure to make reports as required by and under Section 4518 of the Revised Codes of 1913.

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

House Bill No. 56.

A bill for an Act to amend Section 2199 of the Compiled Laws of the State of North Dakota for the year 1913.

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

On motion, the Senate returned to Tenth Order of Business.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Kretschmar moved that the Senate concur in Concurrent Resolution, known as the Lathrop Resolution, which motion prevailed.

Mr. Kretschmar moved that the Senate request the return of the Senate Concurrent Resolution on approximately the same subject, already transmitted to the House, which motion prevailed.

The courtesies of the floor were extended to Mr. A. C. Berg.

Mr. Kretschmar moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

### FOURTEENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 18th, 1915.

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

Prayer by the Chaplain.

Roll call.

All members present except Mr. Nelson of Grand Forks.

Mr. Lindstrom moved that all the absentees be excused, which motion prevailed and those absent were excused by the President.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Twelfth Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 16th, 1915.

*Mr. President:*

I have the honor to comply with the request of the Senate relative to the Senate Concurrent Resolution covering the request of the state auditor for the appointment of a Joint House and Senate Committee and return said Resolution.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senaté Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

Also, Senate Bill No. 27.

A bill for an Act to amend and re-enact Section 7140 of the Revised Codes of North Dakota, 1905, the same being Section 7754 of the Compiled Laws of North Dakota, 1913, relating to payment and period of redemption from execution sales.

Also, Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM BOARD OF CONTROL

The report of the Board of Control of State Institutions relating to Terminal Grain Elevators was received.

Mr. Wartner moved that the report be referred to Committee on Public Printing and that they make arrangements, whether it should be printed in the House or Senate Journal, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Davis moved that Senate Bill No. 1 be referred to Judiciary Committee without recommendation, which motion prevailed.

Mr. Kretschmar moved that Senate Bill No. 47 be withdrawn from the consideration of the Senate and also be withdrawn from the Committee, which motion prevailed.

Mr. Bronson offers the following Concurrent Resolution:

#### CONCURRENT RESOLUTION

*Be it Resolved by the Senate, the House of Representatives Concurring Therein, as follows:*

Section 1. That the seventeenth day of February, in

the year nineteen hundred fifteen, being the one hundredth anniversary of the exchange of ratifications of the Treaty of Peace, commonly known as the Treaty of Ghent, be observed in this state as a day of Thanksgiving and Prayer.

Sec. 2. That throughout this state, at twelve o'clock noon on the said seventeenth day of February, nineteen hundred fifteen, and for the space of five minutes, thereafter, it is urged that all travel shall cease, that all labor, business, recreation, and active employment shall be suspended; and that all persons within the territory of the state are recommended then to address their minds and hearts to Thanksgiving for the continuance of peace for the past one hundred years, and for the blessings of peace now existing in these United States, and to prayer that peace may still endure.

Sec. 3. That the Governor of this state is hereby requested to issue proclamation in accordance with the sentiment and provisions of this resolution.

Mr. Bronson moved that the Concurrent Resolution be adopted.

Roll call demanded, and the question being on the adoption of the Concurrent Resolution, the roll was called and there were ayes 27, nays 21, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Porterfield
Bond	Mallough	Putnam
Bronson	McFadden	Rowe
Davis	McLean	Sikes
Ellingson	Mudgett	Steele
Gibbens	Murphy	Thoreson
Gronvold	Nelson, Richl'd	Trageton
Heckle	Overson	Vail
Hoverson	Porter	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Martin
Barnes	Jacobsen	McBride
Bonzer	Kirkeide	McGray
Clark	Kretschmar	Nelson, Rolette
Englund	Leutz	Paulson
Gardiner	Lindstrom	Sandstrom
Hamilton	Loftsgaard	Wartner

Absent and not voting: Mr. Nelson of Grand Forks, he being excused.

So the Concurrent Resolution was adopted.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Bond introduced Senate Bill No. 92.

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

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

Mr. Porterfield introduced Senate Bill No. 93.

A bill for an Act to appropriate money for maintenance and repairs and new vacuum pumps at the North Dakota Agricultural College.

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

Mr. Wartner introduced Senate Bill No. 94.

A bill for an Act limiting actions and defenses to avoid life insurance policies.

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

Mr. Bronson introduced Senate Bill No. 95.

A Concurrent Resolution for an amendment to the Constitution, providing for the elective franchise.

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

Mr. Kretschmar introduced Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils; providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

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

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

January 18th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 9.

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the condition of banking associations."

Which the House has passed unchanged.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Mr. Bronson moved that Senate Bill No. 52 be withdrawn, which motion prevailed.

## THIRD READING OF SENATE BILLS

## Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rich'd
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Lindstrom	Putnam
Davis	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McBride	Steele
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting: Mr. Nelson of Grand Forks, he being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 27.

A bill for an Act to amend and re-enact Section 7140 of the Revised Codes of North Dakota, 1905, the same being Section 7754 of the Compiled Laws of North Dakota, 1913, relating to payment and period of redemption from execution sales.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Clark	Gronvold
Allen	Davis	Hamilton
Barnes	Ellingson	Heckle
Bond	Englund	Hoverson
Bonzer	Gardiner	Hughes
Bronson	Gibbens	Hyland

Messrs.	Messrs.	Messrs.
Jacobsen	McGray	Putnam
Kirkeide	McLean	Rowe
Kretschmar	Mudgett	Sandstrom
Leutz	Murphy	Sikes
Lindstrom	Nelson, Richl'd	Steele
Loftsgaard	Nelson, Rolette	Thoreson
Mallough	Overson	Trageton
Martin	Paulson	Vail
McBride	Porter	Wartner
McFadden	Porterfield	Young

Absent and not voting: Mr. Nelson of Grand Forks, he being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Richl'd
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Lindstrom	Putnam
Davis	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McBride	Steele
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting: Mr. Nelson of Grand Forks, he being excused.

So the bill passed and the title was agreed to.

The courtesies of the floor were extended to Mr. Conrad Eick.

Mr. Overson moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## FIFTEENTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 19th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 18th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

Also, House Bill No. 40.

A bill for an Act amending Section 3530 of the Compiled Laws of North Dakota for the year 1913, relating to fees of the justice of the peace.

Also, House Bill No. 50.

A bill for an Act to amend Section 404 of the Compiled Laws of North Dakota for the year 1913, relating to the County Board of Health, and how composed.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fourteenth Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## PETITIONS AND COMMUNICATIONS

*To Chas. Ellingson, Senator; and R. A. Lathrop, E. W. Everson and M. A. Baldwin, Representatives:*

We the undersigned. County Commissioners of the County of Steele, State of North Dakota, do hereby enter our protest against the enactment of any legislation by the Fourteenth Legislative Assembly of North Dakota, creating a county assessor, with power of appointment in the State Tax Commission, on the grounds that such legislation invades the inherent right of the electorate of this state.

We protest against the creation of the office of county assessor and, if such office is created, it should be an elective, and not an appointed office.

The people of this state are its taxpayers, and they have, and should have the right to elect all taxation officials of this state.

(Signed) S. W. Johnson, Anton Hovick, O. W. Williams, L. Verwest and S. O. Dronen.

## REPORTS OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 9.

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the conditions of Banking Associations."

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE PUBLIC HEALTH COMMITTEE

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

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

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

*Mr. President:*

Your Committee on Counties to whom was referred Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

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

On line 25 of printed bill, after the word "farm," add the words "at a price not less than the value to be established by the appraisers for State School Lands in said county." Also on line 27, after the word "situated," strike out the balance of line. On line 30, strike out the word "but" and insert the words "provided further."

And when so amended recommend the same do pass.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 40.

A bill for an Act to amend Section One of Chapter 166 of the Session Laws of North Dakota for the year 1907, relating to liens on future interest.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 63.

A bill for an Act to amend and re-enact Section 156 of the Compiled Laws of North Dakota for 1913, relating to the official bond of the state treasurer of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

REPORT OF SPECIAL COMMITTEE

BISMARCK, NORTH DAKOTA,  
January 19th, 1915.

*Mr. President:*

Your Committee appointed to investigate the subject matter in Senate Bill No. 12 reports as follows:

As shown by their last public reports available the actual population in several state hospitals for the insane throughout the country on June 30th, 1912, is here given:

ILLINOIS	
Chicago State Hospital, Dunning.....	2,529
Elgin State Hospital, Elgin.....	1,499
Kankakee State Hospital.....	
.....1910, 2,813; 1911, 2,868; 1912,	2,813
Watertown State Hospital, Watertown.....	1,469
Peoria State Hospital, Peoria.....	2,121
Jacksonville State Hospital, Jacksonville.....	1,621
Anna State Hospital, Anna.....	1,596
Chester State Hospital, Menard.....	277
IOWA	
Mount Pleasant .....	1,057
Independence .....	1,175
Clarinda .....	1,145
Cherokee .....	913
KANSAS	
Topeka State Hospital, Topeka.....	1,384
Osawatomie State Hospital, Osawatomie.....	1,340
(In these two institutions together the total population in 1914 was 2800.)	
MINNESOTA	
Fergus Falls .....	1,614
Rochester .....	1,297
St. Peter .....	1,055

## MICHIGAN

Kalamazoo .....	2,015
Traverse City .....	1,384
Pontiac .....	1,394
Newberry .....	836

## MISSOURI

Fulton, December 31, 1912.....	1,003
St. Joseph, August 1, 1913.....	1,505
Nevada, January 1, 1913.....	1,234
Farmington, August 1, 1913.....	572

## SOUTH DAKOTA

Yankton, 1914 population.....	933
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## INDIANA

(Population December 31, 1913.)

Central, Indianapolis .....	1,501
Northern, Logansport .....	920
Eastern, Richmond .....	834
Southern, Evansville .....	776
Southeastern, North Madison.....	1,029

Respectfully submitted,

D. H. HAMILTON,

Chairman.

T. N. PUTNAM,

H. J. ROWE,

The Secretary announced that the President was about to sign,

Senate Bill No. 9.

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the condition of Banking Associations."

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

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Nelson of Rolette introduced Senate Bill No. 97.

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.

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

Mr. Bronson introduced Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year

1913, relating to mechanic's liens, the time of commencing suit and limitations thereon.

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

Mr. Clark introduced Senate Bill No. 99.

A bill for an Act to amend Section 1360 of the Compiled Laws of North Dakota for the year 1913, relating to second-grade elementary certificate of teachers.

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

Mr. Vail introduced Senate Bill No. 100.

A bill for an Act amending Section 672 Political Code, Compiled Laws of North Dakota for 1913.

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

Mr. Lindstrom introduced Senate Bill No. 101.

A bill for an Act amending and re-enacting Section 5149 of the Compiled Laws of 1913, relating to banking corporations.

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

Mr. Kirkeide introduced Senate Bill No. 102.

A bill for an Act amending Section 287 of the Compiled Laws of North Dakota for the year 1913, relating to the investment of school funds on farm lands.

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

Mr. Englund introduced Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

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

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

House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

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

House Bill No. 40.

A bill for an Act amending Section 3530 of the Com-

piled Laws of North Dakota for the year 1913, relating to fees of the justice of the peace.

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

House Bill No. 50.

A bill for an Act to amend Section 404 of the Compiled Laws of North Dakota for the year 1913, relating to the County Board of Health, and how composed.

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

On motion the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred Senator Martin's Concurrent Resolution.

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

After the word "house," in line 2 of the Resolution as printed in the Senate Journal, insert the words "to be named by the Speaker of the House;" and after the word "Senate," in same line, insert the words "to be named by the President of the Senate."

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

The President appointed as such committee on the part of the Senate, Messrs. Heckle, Young and Jacobsen.

The courtesies of the floor were extended to Messrs. Frank T. Lembke, A. L. Martin, Gunder Nelson, Edwin Nelson, F. A. Larsen, Wm. D. McClintock, Prof. A. G. Crane, Joseph Devine, H. O. Aslakson and E. C. Wayde-man.

Mr. Rowe moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

SIXTEENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 20th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton.

Mr. Bond moved that Mr. Hamilton be excused, which motion prevailed and he was excused by the President.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 19th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 30.

A bill for an Act to amend Section 10955 of the Compiled Laws of 1913 relating to the duties and salary of the field officer appointed by the board of trustees of the state penitentiary.

Also, House Bill No. 32.

A bill for an Act to amend the Constitution of the State of North Dakota.

Also, House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913 relating to publication of delinquent tax list.

Also, House Bill No. 60.

A bill for an Act regulating the receiving or receipting for intoxicating liquor, prohibiting such under fictitious name of appellation and fixing penalty for violation thereof.

Also, House Bill No. 78.

A bill for an Act to amend Section 10193 of the Compiled Laws of North Dakota 1913.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifteenth Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## UNFINISHED BUSINESS

Mr. Hamilton moved that the report of the Special Committee appointed to investigate the subject matter in Senate Bill No. 12 be adopted, which motion prevailed.

## . PETITIONS AND COMMUNICATIONS

A communication to Mr. McLean was received protesting against the "outrageous" rates adopted by the surety companies doing business in North Dakota, signed by S. G. Erickson and five others.

## REPORT OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

Also, Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 60.

A bill for an Act to amend and re-enact Section 181 of the Compiled Laws of North Dakota for the year 1913, relating to hail insurance adjusters.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 80.

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bills Nos. 30, 69, 70, 71, 72, 73, 74, 75 and 76, the same being Concurrent Resolutions relating to the terms and tenure of office of state and county officials.

Have had the same under consideration and recommend that the same be re-referred to the Committee of the Whole Senate.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 36.

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

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

In printed bill, in line 3, Section 1, after the word "country," insert the following: "Except common carriers, telephone, and insurance corporations."

In line 8, Section 1, after the word "and," strike out the words "file in the office of" and insert in lieu thereof the following: "Deliver by mail or otherwise to."

In line 21, Section 1, after the word "report," insert the following: "Said report to be filed by the Secretary of State as hereinafter provided."

In line 23, Section 4, strike out the following: "An information in equity in the name of the attorney general at the relation of the tax commission," and insert in lieu thereof the following: "A civil action in the name of the State of North Dakota on complaint of the tax commission or attorney general."

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Jacobsen moved that Senate Bill No. 36 be referred to the Judiciary Committee, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred Senate Bill No. 91.

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

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

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

## MESSAGE FROM THE GOVERNOR

BISMARCK, NORTH DAKOTA,  
January 20th, 1915.

*To the State Senate, Bismarck:*

GENTLEMEN:

I have the honor to inform you that I have approved and filed with the Secretary of State Senate Bill No. 9, "A bill for an Act amending Section 5174 of the Compiled Laws of 1913, prescribing penalties for making false statements or entries as to the condition of banking associations."

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

## RESOLUTION

*Be It Resolved*, That Miss May Disbrow be transferred from the stenographic department to desk stenographer; that assistant sergeant-at-arms, W. P. Mills, be transferred to gallery door-keeper; that bill room clerk, Alex. Froehlich, be transferred to assistant enrolling and engrossing clerk; that bill room clerk, Nels Sostrum, be transferred to assistant enrolling and engrossing clerk; that O. A. Ringerud be transferred from mailing clerk to journal clerk; that D. C. Peterson, committee clerk, be transferred to assistant journal clerk; that E. L. Penn, calendar clerk, be transferred to proof reader; that Mrs. M. H. Jewell, proof reader, be transferred to calendar clerk at a salary of \$5 per day; that the salary of Bruce McDonald, calendar clerk, be \$5 per day; that the salary of George Mann, clerk of the committee on taxes and tax laws be \$5 per day; that the salary of A. C. Miller, railway committee clerk be \$5 per day; that the salary of John Hall, superintendent of the Industrial Building be \$75 per month; that the salary of William Bickel, assistant sergeant-at-arms, be \$5 per day; that the salary of Pat McCue, messenger of the committee rooms be \$4 per day; that the salary of John Ross, janitor of the committee rooms be \$4 per day; that the salary of J. C. Gooden, ways and means committee clerk be \$5 per day; that the salaries of Mrs. M. S. Tronslin and Mrs. F. E. Montgomery, Senate stenographers, be \$5 per day; that bill clerk salary be increased to \$5 per day.

On request of Mr. Davis the Resolution was laid over until tomorrow.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Hoverson introduced Senate Bill No. 104.

A bill for an Act to repeal Section 2155 of the Compiled Laws of 1913, relating to notice of rates of taxation and time for payment.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Leutz introduced Senate Bill No. 105.

A bill for an Act concerning land titles.

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

Mr. Porter (at request of Insurance Department) introduced Senate Bill No. 106.

A bill for an Act to amend and re-enact Section 4870 of the Compiled Laws of the State of North Dakota for the year 1913.

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

Mr. Porter (at request of Insurance Department) introduced Senate Bill No. 107.

A bill for an Act to amend and re-enact Section 4511 of the Revised Codes of the State of North Dakota for the year 1905.

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

Mr. Porter (at request of Insurance Department) introduced Senate Bill No. 108.

A bill for an Act relative to the issuance of policies of fire insurance, and providing a penalty for its violation.

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

Mr. Porter introduced Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

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

Mr. Porter introduced Senate Bill No. 110.

A bill for an Act authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts, and fixing certain fees, and the penalty for violation thereof.

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

Mr. Martin introduced Senate Bill No. 111.

A Concurrent Resolution to amend the Constitution of the State of North Dakota so as to abolish the Senate and to provide for a single Legislative body to consist of not more than twenty-five members and to divide the state into twenty-five Legislative Districts, and to repeal Sections 26, 27, 28, 30, 31, 32, 35, 52 and 57 of the Constitution.

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

Mr. Mudgett introduced Senate Bill No. 112.

A bill for an Act making an appropriation for the State Normal School at Valley City to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing, equipment and maintenance.

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

### THIRD READING OF SENATE BILLS

Mr. Davis moved that Senate Bill No. 19 be referred to the Committee on State Affairs, which motion prevailed.

Mr. Overson moved that Senate Bill No. 67 be referred to Committee on Public Health, with directions that the bill be reported back to provide penalties against persons other than druggists and to amend the deficiency in the title. which motion prevailed.

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

House Bill No. 30.

A bill for an Act to amend Section 10955 of the Compiled Laws of 1913 relating to the duties and salary of the field officer appointed by the board of trustees of the state penitentiary.

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

House Bill No. 32.

A bill for an Act to amend the Constitution of the State of North Dakota.

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

House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913 relating to publication of delinquent tax list.

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

House Bill No. 60.

A bill for an Act regulating the receiving or receipting for intoxicating liquor, prohibiting such under fictitious name of appellation and fixing penalty for violation thereof.

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

House Bill No. 78.

A bill for an Act to amend Section 10193 of the Compiled Laws of North Dakota 1913.

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

On motion the Senate returned to Ninth Order of Business.

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

Mr. Putnam introduced Senate Bill No. 113.

A Concurrent Resolution for an amendment to the Constitution providing for the location of the seat of government at New Rockford, Eddy county.

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

By unanimous consent the Senate returned to the Eighth Order of Business.

#### JOINT RESOLUTION

MR. MCFADDEN OFFERED THE FOLLOWING RESOLUTION:

*Whereas*, Many bills are introduced which are duplicates and deal with the same subject matter or affect the same sections in the Compiled Laws; and

*Whereas*, Much money is wasted in the printing of duplicate bills;

*Therefore be it Resolved by the Senate, the House of Representatives Concurring Therein,*

That the President of the Senate and the Speaker of the House of Representatives, respectively, appoint a committee of three from each body to act and to be known as a Committee on Bills and Revision.

That such committee shall examine and inquire into all bills offered for introduction in either body for the purpose of avoiding duplication of bills, and to compare the provisions thereof with the laws existing, which they purport to amend or change, to the end

that proper sections of the laws to be amended or repealed, may be stated in the bills prepared. That such committee shall act in conjunction and in cooperation with the Legislative Reference Librarian. That such committee shall be entitled to employ one clerk of bills, whose duty it shall be to keep a card index of all bills that have been introduced in either body during this session.

Such card indexes shall show:

1. Section numbers of the Compiled Laws of North Dakota for the year 1913, for which amendments thereof have been offered.

2. It shall show the subject matter of all bills introduced referring the committee to the sections in such Compiled Laws, which deal with the same or with cognate subject matter.

3. It shall contain a brief index of the subject matter of any bill offered which does not amend any specific section of the Compiled Laws.

Such clerk of bills, together with the assistance of the Legislative Reference Librarian, shall daily advise such Committee on Bills and Revision, concerning the subject matter of bills introduced with recommendations thereupon.

Thereupon such committee shall endorse upon the back of the bill or bills offered, the recommendations made, and shall thereupon return the same to the authors of such proposed bills, with the suggestions of said committee in the premises.

On request of Mr. Gibbens the Resolution was laid over until tomorrow.

The courtesies of the floor were extended to Messrs. Max Hendrick, J. V. Jessum, E. A. Lillibridge, Hon. Fred Moser, James Weeks, Hon. W. S. Wickersham, C. J. Lord, J. N. Kuhl, Thomas Turner, J. S. Murphy, H. C. Nelson and Theo. Musgjerd.

Mr. Englund moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## SEVENTEENTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 21st, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton.

Mr. Jacobsen moved that Mr. Hamilton be excused, which motion prevailed and he was excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Sixteenth Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 20th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 6.

A bill for an Act to provide for the sanitation, disinfection, and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

Also, House Bill No. 11.

A bill for an Act defining the taxation of real estate mortgages, and providing penalties for the violation thereof.

Also, House Bill No. 20.

A bill for an Act to amend and re-enact Section 950 of the Compiled Laws of North Dakota for the year 1913

relating to the designating of voting places at general elections.

Also, House Bill No. 45.

A bill for an Act to amend and re-enact Section 2261 of the Compiled Laws of 1913 of North Dakota, relating to the levying of a gopher tax.

Also, House Bill No. 57.

A bill for an Act to amend and re-enact Section 685 of the Compiled Laws of 1913, North Dakota, relating to removal of officers.

Also, House Bill No. 62.

A bill for an Act to amend Section 2215 of the Compiled Laws of 1913 being Section 98 of Chapter 126 of the Session Laws of 1897, relating to the abbreviations, characters, symbols, letters, and figures which may be used in land description taxation proceedings, and declaring their meaning in relation thereto.

Also, House Bill No. 67.

A bill for an Act to amend and re-enact Section 2659 of the Compiled Laws of the State of North Dakota, 1913, relating to the official estray paper.

Also, House Bill No. 85.

A bill for an Act to amend Sections 2, 4 and 5 of Chapter 129 of the Session Laws of 1911 and to repeal 226 of the Session Laws of 1913, relating to the publicity pamphlet.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 27.

A bill for an Act to amend and re-enact Section 7140 of the Revised Codes of North Dakota, 1905, the same being Section 7754 of the Compiled Laws of North Dakota, 1913, relating to payment and period of redemption from execution sales.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to advise you that the House Committee, appointed to act with the Senate Committee

under the provisions of House Concurrent Resolution by Mr. Lathrop in regard to institutional investigation, has been selected as follows: Treadwell Twichell, C. E. Knox and B. A. Dickinson.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### PETITIONS AND COMMUNICATIONS

Addenda to Sec. 185 of the Constitution as now amended, of the State of North Dakota.

Provided, further, that the Legislative Assembly of the State of North Dakota, may pass appropriate legislation to tax all real estate within the state, other than that located in incorporated cities, towns and villages, for the purpose of payment of loss on grain destroyed by hail storms; said taxes to be paid into the State Treasury and disbursed as authorized and provided by the Legislature.

We, the undersigned residents and voters of the State of North Dakota, respectfully petition the Legislature of said state to submit by proper resolution as provided by law the above proposed amendment to the Constitution of the State of North Dakota.

(Signed) O. L. Halstenson, and 33 others.

*Mr. McLean, Senator from Eighteenth District:*

We, the undersigned Tax Payers do hereby pray and petition the members of the Eighteenth District to use their influence against the Mudgett Bill, No. 10.

(Signed) Halvor Torgeson and sixteen others.

#### REPORT OF STANDING COMMITTEES

##### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred House Bill No. 2.

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Your Committee on Public Printing to whom was referred the Report of Board of Control on terminal elevators beg to report that the report was printed in the House Journal of the Fourteenth Day.

A. L. NELSON,  
Chairman.

Mr. Nelson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

*Mr. President:*

Your Committee on Elections to whom was referred Senate Bill No. 41.

A bill for an Act to provide for the non-partisan nomination and election of county officers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred Senate Bill No. 48.

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

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

Strike out all of same after the words, "A Bill," and insert in lieu thereof the following:

#### AMENDED SENATE BILL NO. 48

Introduced by Mr. Rowe.

#### A BILL

For an Act Creating a Board of Nurse Examiners, Providing for the Appointment of Inspectors of Training Schools, and for the Examination, Registration and

Regulation of Graduated Nurses, and exempting Practical Nurses from Registration, and Prescribing the Course of Study and Standard for Training Schools and Prescribing a Penalty for the Violation Thereof.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. Board of Nurse Examiners; Appointment.) That a board to be known as the Board of Nurse Examiners of the State of North Dakota is hereby created and established. Said board shall be composed of five (5) members, appointed by the Governor of the State as hereinafter provided.

Upon taking effect of this Act, the North Dakota State Nurses' Association at its annual meeting shall nominate and submit to the Governor a list of ten graduated nurses from which appointment shall be made. Each nurse whose name is thus submitted, shall be at least twenty-five years of age, of good moral character and eligible to registration under the terms of this Act. There shall always be two of such members of the board selected from nurses who have had at least two years of experience in educational work among nurses, or who have had two or more years' experience in the instruction of nurses in training schools.

Sec. 2. Term of Office; Vacancies.) Each member of said board shall serve for a term of five (5) years and until her successor is appointed and qualified, except in the case of the first board, whose members shall hold office as follows: One (1) member for a period of one (1) year; one (1) member for a period of two (2) years; one (1) member for a period of three (3) years; one (1) member for a period of four (4) years, and one (1) member for a period of five (5) years, the members and their respective terms to be designated by the Governor.

Vacancies in the said board shall be filled by the Governor in accordance with the provisions of this Act for the establishment of the original board, and persons appointed to fill vacancies shall be selected from a list of three registered nurses submitted by the North Dakota State Nurses' Association, and shall hold office during the unexpired portion of the term for which their predecessors were appointed.

Sec. 3. Organization of Board; Officers.) The members of said board shall, immediately after their appointment, meet for the purpose of organizing, and shall elect

one of their number president, and shall also elect one of their number secretary, who shall also act as treasurer of said board. The secretary-treasurer shall give to the state treasurer a bond for the faithful discharge of his or her duties in the penal sum of One Thousand Dollars (\$1,000) to be approved by the Governor. The board shall adopt an official seal which shall remain in the custody of the secretary; the secretary shall keep the records and minutes of all meetings of the board, and shall record in a suitable book the names of all nurses and training schools registered under this Act.

Sec. 4. Compensation—Disposition of Fees—Inspector of Training Schools.) Each member of said board shall receive Five Dollars (\$5.00) per day while actually and necessarily engaged in the performance of the duties of the office, which together with all the legitimate expenses incurred in the performance of such duties shall be paid from fees received by the board under the provisions of this Act, and no part of the expenses of said board shall at any time be paid out of the state treasury. The secretary shall receive extra compensation, not to exceed One Hundred Dollars (\$100) per annum, payable quarterly. Any money in the hands of the treasurer at the end of any year, in excess of Two Hundred and Fifty Dollars (\$250) shall be paid over by said board to the state treasurer to be kept by him for the future maintenance of the board, and to be disbursed by him upon warrants signed by the president and treasurer of said board.

The board shall elect one of their members to act as inspector of training schools for nurses.

Sec. 5. Schedule of Subjects.) Said board shall examine applicants for registration under this act upon the following subjects: Anatomy and physiology, general medical nursing, obstetrics, materia medica for nurses, general surgical nursing, dietetics, sanitation and hygiene, contagion and diseases of children, bacteriology, ethics.

Sec. 6. Duties of Inspector of Training Schools Course of Study in Training Schools.) The member acting as inspector of training schools shall inspect all schools for nurses in North Dakota and shall report to the board such schools as shall provide courses of instruction both practical and theoretical in the subjects mentioned in Section 5 of this Act, except that in the subject of contagion the instruction may be theoretical only, and in addition such schools must have such daily

average number of patients as may be determined by the board of nurse examiners.

Sec. 7. Requirements for Training School for Registration.) Any training school complying with the requirements herein mentioned shall be entitled to registration as an accredited school upon the payment of a fee of Twenty-five Dollars to the secretary of the board, provided that in the event that any such school shall subsequently become disqualified by failure to comply with the terms and conditions required upon registration, the board shall have the power to cancel their registration, and thereupon such school shall no longer be an accredited school under the provisions of this Act.

Sec. 8. Meeting of Board of Examiners.) Such board shall hold two regular examinations in each year, and such additional meetings at such times and places as it may determine. Notices of such examination shall be published in at least two newspapers of general circulation in the state, and in at least one nursing journal, at least thirty days previous to such meeting, such notice shall be mailed to each person who has made application for examination under the provisions of this Act at least twenty days prior to such examination. Applications for examination must be in the hands of the secretary at least ten days prior to the date set for examination.

Sec. 9. Qualifications of Applicants.) Any person desiring to practice professional nursing in this state shall make application to said board as provided in Section 7 of this Act, and shall pay to the secretary at the time of making application for registration the sum of Ten Dollars as an examination fee, and shall present himself or herself at the next regular meeting of said board for the examination of applicants, and said board shall proceed to examine said applicant, and upon said board being satisfied that: (1) Said applicant is of the age of twenty-one years or over; (2) of good moral character; (3) has received the education required for admission into the high schools of the state; and (4) has graduated from a training school connected with a general hospital, where three years of training in a systematic course of instruction is given in the hospital, or has graduated from a training school in a hospital of good standing, supplying the systematic three years' training corresponding to the above standards, which training may be received in two or more hospitals; and providing that the results of the examin-

ation show a general average of 75 per cent or more and not below 65 per cent in any subject, said board shall enter the applicant's name in the register, hereinafter provided for, and shall issue to said person a certificate of registration authorizing said person to practice as a registered nurse.

Sec. 10. Waiver. Who may be Registered without Examination.) All persons graduating prior to January 1st, 1917, possessing the above qualifications shall be permitted to register without examination upon payment of registration fee. Nurses who shall show to the satisfaction of the Board of Examiners that they are graduates, prior to the year 1916, of a training school connected with a general hospital or sanatorium, giving two years' training; or prior to the year 1899, giving one year's training; and are engaged in the profession of nursing in the State of North Dakota at the date of the passage of this Act, or have been engaged in nursing five years after graduation prior to the passage of this Act, shall be entitled to registration without examination, provided such application be made before January 1st, 1917.

Sec. 11. Reciprocity. Applicants Registered in Other States.) The board of examiners may issue licenses without examination upon the payment of Ten Dollars registration fee to applicants who have been registered in other states in which the registration of this state is recognized and having equal registration requirements.

Sec. 12. On and after January 1st, 1917, all applicants for certificates of registration under the provisions of this Act, shall pass the examination required by the board, before receiving a certificate of registration.

Sec. 13. It shall be unlawful hereafter for any person to practice professional nursing as a graduated or registered nurse without certificate as herein provided for.

Sec. 14. Certificate of Registration Recorded; Fee.) Every person to whom a certificate of registration shall have been issued shall within thirty (30) days thereafter, cause the same to be recorded in the office of the county clerk of the county in which such person resided, and shall pay to such clerk the sum of fifty cents for recording the same, and said fee shall be turned into the general fund of the county.

Sec. 15. Practical Nurses Exempted.) This Act shall not be construed to apply to gratuitous nursing of the sick by friends or members of the family, nor to any

practical nurse or person nursing the sick for hire, who does not pretend to be a graduated or registered nurse.

Sec. 16. Names to be Entered on Register.) The board shall keep a register in which shall be entered the names of all persons to whom certificates are issued under this Act, and said register shall be at all times open to public inspection.

Sec. 17. Registered Nurse.) A person who has received his or her certificate according to the provisions of this Act shall be styled and known as a "Registered Nurse." No other person shall assume such title or use the abbreviation R. N., or any other letters or figures to indicate that he or she is a registered nurse.

Sec. 18. Board may Revoke Certificate for Cause.) The board shall have the power to revoke any certificate issued by said board in accordance with the provisions of this Act for the following causes: Gross incompetency, dishonesty, or any act derogatory to the morals or standing of the profession of nursing as may be determined by the board; provided that such revocation shall only be made upon specific charges in writing, under oath, filed with the secretary and by a majority of the whole board, a certified copy of such charges and thirty days' notice of the hearing of the same having been personally served upon the holder of such certificate. Said board shall be authorized to furnish a list of the names and addresses of those whose certificates have been revoked to the board of examiners of other states upon the written request of such board.

Sec. 19. Penalty for Violation.) Any person violating any of the provisions of this Act, or who shall willfully make a false representation to the board of examiners in applying for a certificate shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than One Hundred Dollars (\$100) and not less than Ten Dollars (\$10).

Sec. 20. This Act shall take effect and be in force from and after the first day of April, A. D. 1915.

And when so amended recommend the same do pass.

H. J. ROWE.

Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Health to whom was referred House Bill No. 50.

A bill for an Act to amend Section 404 of the Compiled Laws of North Dakota for the year 1913, relating to the County Board of Health, and how composed.

Have had the same under consideration and recommend that the bill so pass.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 80.

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

Also Senate Bill No. 91.

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

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

Line 2, Sec. 2529 of the printed bill, strike out the word "unlawful" and insert in lieu thereof the word "lawful."

Line 7, page 2 of the typewritten bill, strike out "deopt" and insert in lieu thereof the word "depot."

Line 12, page 2 of the typewritten bill, strike out the word "asulum" and insert in lieu thereof the word "asylum."

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

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

In line 1 of Sec. 3 of the printed bill, strike out the words "bonding department." In line 6 of the same section of the printed bill, strike out the word "filled" and insert in lieu thereof the following: "filed and executed in behalf of the State by the Commissioner of Insurance." In line 37 of said section, strike out the words "Bonding Department" and insert in lieu thereof, "of North Dakota."

In line 9 of Sec. 4 of the printed bill, after the word "company," insert the following: "or by private surety."

In line 28 of Sec. 9 of the printed bill after the word "plaintiff," insert the following: "if he is the defaulting official or the person whose application is rejected."

In line 32 of Sec. 11 of the printed bill, after the word "bonded," add the following: "provided, further, that when an application is rejected or a bond cancelled the county, city, town or village, school or township so affected may accept as surety any fidelity insurance company authorized to do business in this state or private person."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

## MOTIONS AND RESOLUTIONS

Mr. Jacobsen moved that Senate Bill No. 42 be recalled from the House, which motion prevailed.

Mr. Mudgett moved that Senate Bill No. 10 be recalled from the committee, which motion prevailed.

Mr. Allen moved that an extension of time be granted to the Committee on Taxes and Tax Laws to consider Senate Bills Nos. 13 and 26, which motion prevailed.

Mr. Nelson of Rolette moved that the report of the Board of Control relating to terminal elevators be referred to appropriate committee, which motion prevailed and the report was referred to the Committee on Judiciary.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Heckle introduced Senate Bill No. 114.

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

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

Mr. Murphy introduced Senate Bill No. 115.

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

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

Mr. Englund introduced Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

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

Mr. Steele (by request) introduced Senate Bill No. 117.

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, school house sites, church sites, for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right-of-way, and other railroad uses and purposes, reservoirs for the

storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

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

Mr. Bronson introduced Senate Bill No. 118.

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs.

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

Mr. Gardiner introduced Senate Bill No. 119.

A bill for an Act to amend Section 1450 of the Compiled Laws of 1913, relating to the appropriation for state aid to graded, rural and consolidated schools.

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

Mr. Trageton introduced Senate Bill No. 120.

A bill for an Act to amend Section 4424 Compiled Laws 1913 (Section 4092 Revised Codes 1905) giving to both father and mother custody of a child in certain cases and providing a method for fixing such custody in either parent in case of dispute.

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

Mr. Albrecht introduced Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

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

Mr. Gibbens introduced Senate Bill No. 122.

A bill for an Act entitled "An Act authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from state and county levies, and authorizing the purchase of such bonds by the counties and the Board of University and School lands.

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

On motion the Senate returned to the Eighth Order of Business.

Mr. Overson moved that an extension of time be granted the Judiciary Committee to consider Senate Bills Nos. 17, 18, 38, 46 and 61, which motion prevailed.

On motion the Senate returned to the Fourth Order of Business.

### UNFINISHED BUSINESS

Mr. McFadden moved that the Joint Resolution relating to supervision of bills to be printed be adopted, which motion prevailed. The President appointed as such committee on the part of the Senate, Messrs. McFadden, Mudgett and Sikes.

Mr. McLean moved that the resolution introduced by the Employment Committee be referred to a committee of three, which motion prevailed. The President appointed as such committee, Messrs. Bond, Gronvold and Young.

Mr. Gibbens moved that further time be given Committee on Education to consider Senate Bill No. 59, which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 80.

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young

Absent and not voting: Mr. Hamilton, he being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 91.

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young

Absent and not voting: Mr. Hamilton, he being excused.

So the bill passed and the title was agreed to.

## INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 6.

A bill for an Act to provide for the sanitation, disinfection, and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

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

House Bill No. 11.

A bill for an Act defining the taxation of real estate mortgages, and providing penalties for the violation thereof.

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

**House Bill No. 20.**

A bill for an Act to amend and re-enact Section 950 of the Compiled Laws of North Dakota for the year 1913, relating to the designating of voting places at general elections.

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

**House Bill No. 45.**

A bill for an Act to amend and re-enact Section 2261 of the Compiled Laws of 1913 of North Dakota, relating to the levying of a gopher tax.

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

**House Bill No. 57.**

A bill for an Act to amend and re-enact Section 685 of the Compiled Laws of 1913, North Dakota, relating to removal of officers.

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

**House Bill No. 62.**

A bill for an Act to amend Section 2215 of the Compiled Laws of 1913, being Section 98 of Chapter 126 of the Session Laws of 1897, relating to the abbreviations, characters, symbols, letters and figures which may be used in land description taxation proceedings, and declaring their meaning in relation thereto.

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

**House Bill No. 67.**

A bill for an Act to amend and re-enact Section 2659 of the Compiled Laws of the State of North Dakota, 1913, relating to the official estray paper.

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

**House Bill No. 85.**

A bill for an Act to amend Sections 2, 4 and 5 of Chapter 129 of the Session Laws of 1911 and to repeal 226 of the Session Laws of 1913, relating to the publicity pamphlet.

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

Mr. Davis moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed.

The President called Mr. Davis to the chair.

## COMMITTEE OF THE WHOLE

When the committee arose it submitted the following report:

*Mr. President:*

The Committee of the Whole had under consideration Senate Bill No. 30, and recommend that the same be indefinitely postponed.

Also, Senate Bill No. 69, and recommend that the same be indefinitely postponed.

Also, Senate Bill No. 70, and recommend that the same be indefinitely postponed.

Also, Senate Bill No. 71, and recommend that the same be indefinitely postponed.

Also, Senate Bill No. 75, and recommend that the same be indefinitely postponed.

Also, Senate Bill No. 74, and recommend that the same be indefinitely postponed.

Also, Senate Bills Nos. 72 and 73, and recommend that the same be indefinitely postponed.

Also, Senate Bill No. 76, and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 21st, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 42, in compliance with the request of your Honorable Body.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the Speaker has appointed as the House Committee under the provisions of the Senate Concurrent Resolution, relating to investigation of the state tax commission, Messrs. Baldwin, Kellogg and Burgett.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 96.

A bill for an Act to amend and re-enact Section 14 of an Act entitled an Act to amend an Act providing a board of education for the City of Fargo and regulating the management of the public schools therein, approved March 4, 1885, and to repeal Section 24 of the same Act.

Also, House Bill No. 103.

A bill for an Act amending Section 10298 of the Compiled Laws of North Dakota for 1913, relating to the seasons for killing deer.

Also, House Bill No. 39.

A bill for an Act defining the powers of village boards relating to the purchase, leasing and operation of electric light and power plants or gas works.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate Concurrent Resolution relating to investigation of the state tax commission.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The courtesies of the floor were extended to Messrs. Hon. Frank Fay, Judge Fred Jonsonuss, Thorwald Anderson, Olaf Anderson, Nels Elleson, Hon. Geo. W. Fraine, H. O. Kunze, Sam Blank, B. J. Anderson, Olaf Lokensgard, L. J. Thompson, Carl Limberg, Ben Bradford, L. B. Lambert, H. F. Emert, W. W. Shure, Thos. Cooper, Hon. R. H. Grace, Judge J. E. Bagstad and Aslak Nasset.

Mr. Gibbens moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## EIGHTEENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 22d, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton.

Mr. Nelson of Grand Forks, moved Mr. Hamilton be excused, which motion prevailed, and he was excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Seventeenth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 21st, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 51.

A bill for an Act providing for the payment of expenses of district judges when acting outside of the counties of their residence, and to amend Chapter 175 of the Session Laws of 1911.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 11.

A Concurrent Resolution amending Section 216 of the Constitution of the State of North Dakota establishing

and locating a State Normal School in the City of Dickinson, County of Stark.

Which the House has passed unchanged.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

#### PETITIONS AND COMMUNICATIONS

Mr. Kirkeide presented the following petition:

We, the undersigned citizens of the Twentieth Legislative District, do most respectfully petition your Honorable Body to pass the Concurrent Resolution, providing for a woman suffrage amendment to the State Constitution.

(Signed): R. W. Stickelberger, and 100 others.

#### REPORT OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 19 amended.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

And find the same correctly engrossed.

OSCAR LINDSTROM,

Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

##### REPORT OF SENATE COMMITTEE ON FEDERAL RELATIONS

The Committee on Federal Relations made the following report:

*Mr. President:*

Your Committee on Federal Relations to whom was referred House Concurrent Resolution introduced by Mr. McClellan, wherein our Senators and Representatives in Congress are urged to oppose a National Lease-Hold Bill covering certain lands in North Dakota known as Bad Lands, and are urged to support an Act which will tend to improve said district and bring settlers who will make permanent homes therein.

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

O. J. CLARK,

Chairman.

Mr. Clark moved that the report be adopted, which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils; providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

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

On page 6, line 17 of Sec. 7 of the printed bill, strike out the following: "Such funds shall be taken from the oil inspection fund but shall not in any one year exceed Two Thousand Dollars to each of such institutions," and insert in lieu thereof the following: "There shall be paid to each of such institutions for making such tests the sum of Two Thousand Dollars annually to be taken from the oil inspection fund."

On page 8, line 8 of Sec. 9 of the printed bill, strike out the following: "twenty-five hundredths (.25) parts per thousand," and insert in lieu thereof the following: "a trace." On page 9, line 27 of same section, strike out the word "sulphur." In the following line, 28, strike out "exceed twenty-five hundredths (.25) parts per thousand," and insert in lieu thereof the following: "contain more than a trace of any sulphur compound."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

REPORT OF SPECIAL COMMITTEE

Your special committee appointed to consider the McLean Resolution, relating to salary of employees, recommends that the same be adopted, except that the bill clerk's salary be retained at \$4.00 per day, as now provided by law.

W. R. BOND,  
F. T. GRONVOLD,  
JOHN YOUNG.

Mr. Overson moved that the report be amended to

read "bill clerk salary \$5 per day," which amendment prevailed.

Mr. Bond moved that the amended report be adopted, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Englund moved that Senate Bill No. 6 be withdrawn from the committee, which motion prevailed.

Mr. Murphy moved that Senate Bill No. 50 be withdrawn from the committee, which motion prevailed.

Mr. Gibbens moved that the Senate reconsider the vote by which they adopted the report of the Committee of the Whole, who had under consideration Senate Bills Nos. 30, 69, 70, 71, 75, 74, 72, 73 and 76, which motion prevailed.

Mr. Gibbens moved that Senate Bills Nos. 72, 73 and 76 be made a Special Order for 2:30 P. M., next Tuesday, for consideration, which motion prevailed.

Mr. Kretschmar moved that the Senate rules be suspended and that Senate Bill No. 96 be considered engrossed and be placed on third reading and final passage, which motion prevailed.

Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils; providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Was read the third time.

Mr. Gibbens moved that further action on Senate Bill No. 96 be deferred one day, which motion prevailed.

On motion, the Senate returned to Eighth Order of Business.

Mr. Overson moved that an extension of time be granted the Judiciary Committee to consider Senate Bills Nos. 68 and 79, which motion prevailed.

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

Mr. Nelson of Richland introduced Senate Bill No. 123.

A bill for an Act relating to the employment of persons committed to hard labor to jails and the payment of their earnings to those dependent upon them.

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

Mr. Steele introduced Senate Bill No. 124.

A bill for an Act to amend Section 8122 of the Re-

vised Codes of North Dakota for the year 1913, relating to foreclosure of land contracts.

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

Mr. Thoreson introduced Senate Bill No. 125.

A bill for an Act to amend Section 10088 of the Compiled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 of the Compiled Laws of 1913.

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

Mr. Mallough introduced Senate Bill No. 126.

A bill for an Act to create the office of state juvenile and probation officer, and prescribing the duties and powers thereof, and making compensation therefor.

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

Mr. Gardiner introduced Senate Bill No. 127.

A bill for an Act to provide for county aid to rural graded and consolidated schools.

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

Mr. Wartner introduced Senate Bill No. 128.

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.

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

Mr. Albrecht introduced Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

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

Mr. Overson introduced Senate Bill No. 130.

A bill for an Act to amend and re-enact Sections 5151 and 5152 of the Compiled Laws of 1913, relating to corporations having banking powers, defining what per cent of the capital stock and surplus of such corporations may be invested in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is located, and defining its powers as to other real estate.

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

## THIRD READING OF SENATE BILLS

Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks.	Young
Hyland	Nelson, Richl'd	

Absent and not voting: Messrs. Hamilton and Heckle, they being excused.

So the bill passed and the title was agreed to.

## INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 39.

A bill for an Act defining the powers of village boards relating to the purchase, leasing and operation of electric light and power plants or gas works.

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

House Bill No. 96.

A bill for an Act to amend and re-enact Section 14 of an Act entitled an Act to amend an Act providing a board of education for the City of Fargo and regulating the management of the public schools therein, approved March 4, 1885, and to repeal Section 24 of the same Act.

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

## House Bill No. 103.

A bill for an Act amending Section 10298 of the Compiled Laws of North Dakota for 1913, relating to the seasons for killing deer.

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

## THIRD READING OF HOUSE BILLS

## House Bill No. 50.

A bill for an Act to amend Section 404 of the Compiled Laws of North Dakota for the year 1913, relating to the County Board of Health, and how composed.

Was read the third time.

Mr. Wartner moved that the word "shall" in line 16, on page 2 of the printed bill be stricken out and the words "may after proper hearing" be inserted in lieu thereof, which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Hyland	Nelson, Rich'd	

Absent and not voting: Messrs. Hamilton and Heckle, they being excused.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 22nd, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 8.

A bill for an Act to provide for and regulate the leas-

ing of school rooms and school buildings and equipment by boards of education of special school districts in certain cases.

Also, House Bill No. 59.

A bill for an Act to amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.

Also, House Bill No. 68.

A bill for an Act entitled an Act to amend Sections 1 and 2 of Chapter 206 of Laws of 1907 now known as Sections 10046 and 10047 Compiled Laws North Dakota, 1913.

Also, House Bill No. 73.

A bill for an Act to amend Chapter 154 of the Session Laws of 1907, relating to the salary of officers of Life insurance companies.

Also, House Bill No. 87.

A bill for an Act relating to certain words occurring in instruments now or hereafter filed.

Also, House Bill No. 88.

A bill for an Act to amend Section 7949 of the Compiled Laws of 1913, relating to continuance.

Also, House Bill No. 92.

A bill for an Act to amend and re-enact Section 1916 of the Compiled Laws of North Dakota for the year 1913, relating to Mother's Day.

Also, House Bill No. 58.

A bill for an Act stating the duties of certain county, township, city, village or town officials and prescribing penalty for refusal or failure to act thereon.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

On motion the Senate returned to the Eighth Order of Business.

## MOTIONS AND RESOLUTIONS

### RESOLUTION

*Be It Resolved*, That the courtesies of the floor be extended to former Senator Elken during his stay with

us, and that we extend to him the greetings and best wishes of this Body and rejoice that he is able to be with us.

Mr. Paulson moved the adoption of the resolution, which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 2.

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, G. F'ks.	Young
Hyland	Nelson, Rich'd	

Those voting in the negative were:

Messrs.  
Hughes

Absent and not voting: Mr. Hamilton, he being excused.

So the bill passed and the title was agreed to.

The courtesies of the floor were extended to Messrs. I. N. Canfield, J. F. T. O'Connor, L. J. Glamseth, Jacob Garder, Att'y F. A. Kelley, L. D. Palda, Judge K. E. Leighton, Hon. G. L. Elken and W. J. Westergaard.

Mr. Thoreson moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## NINETEENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 23rd, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton.

Mr. Nelson of Grand Forks moved that Mr. Hamilton be excused, which motion prevailed and he was excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

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

On page 5, line 3, strike out the figures "6" and "8" and insert in lieu thereof "68," and change "69" to "79."

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## UNFINISHED BUSINESS

The question being on the final passage of Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils; providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

The roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks	

Absent and not voting: Messrs. Hamilton and Porter, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

#### PETITIONS AND COMMUNICATIONS

We, the undersigned residents of North Dakota, of legal age, petition the Senate of the Fourteenth Legislative Assembly of the State of North Dakota to agree to the amendment to the Constitution giving full suffrage to women, passed by the Thirteenth Legislative Assembly of the State of North Dakota.

(Signed) E. M. Gentry and 150 others.

#### REPORT OF STANDING COMMITTEES

##### REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH ..

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

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

After the word "Sections" in the title of the printed bill, strike out all to the comma and insert in lieu thereof, the following: "2942 and 2943 Compiled Laws of North Dakota for the year 1913." Also, after the word "section," following the enactment clause, strike out all to the comma and insert in lieu thereof, "2942 and 2943 Compiled Laws of North Dakota for the year 1913."

Strike out all after the word "herein" in line 21 of the printed bill, and insert, "Any person violating any of the provisions of this Act shall, upon conviction, be punished by a fine of not to exceed \$1,000, nor less than \$100, or by imprisonment in the State Penitentiary not more than one year, or in the County Jail not more than six months, or by both such fine and imprisonment, and if such person be a licensed physician, dentist, veterinarian, or druggist, his license may be declared forfeited."

And when so amended recommend the same do pass.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred House Bill No. 78.

A bill for an Act to amend Section 10193 of the Compiled Laws of North Dakota 1913.

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

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was re-referred Senate Bill No. 12.

A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON AGRICULTURE

The Committee on Agriculture made the following report:

*Mr. President:*

Your Committee on Agriculture to whom was referred House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

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

J. A. ENGLUND,  
Chairman.

Mr. Englund moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred House Bill No. 21.

A bill for an Act to authorize changes in the schedule of items to be listed and valued for purposes of taxation.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 104.

A bill for an Act to repeal Section 2155 of the Compiled Laws of 1913, relating to notice of rates of taxation and time for payment.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 26.

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913, relating to the levying of taxes in special school districts for the payment of

interest on bonds and warrants and the creating of sinking fund to redeem same.

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

In line three of the title in printed bill, after the first word "and", insert the word "outstanding."

In line 4 of the title in the printed bill, after the word "of," insert the word "a."

In line 4, Section 1276, after the word "bonds," strike out the words "and warrants."

In line 6, Section 1276, after the word "bonds," strike out the words "and warrants."

In line 16, Section 1276, after the word "paid," strike out the period and insert a semicolon, and following the semicolon add the following words: "provided that the provisions of this section shall also apply to payment of all warrants issued for a legal purpose and outstanding on January 15, 1915."

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 79.

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North Dakota, providing for judicial districts, the creation thereof and the election of judges therein.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 56.

A bill for an Act to amend Section 2199 of the Compiled Laws of the State of North Dakota for the year 1913.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 88.

A bill for an Act to amend and re-enact Section 496 of the Revised Code of North Dakota for 1905, same being Section 790 of the Compiled Laws of North Dakota for 1913, relating to the qualifications of applicants for admission to the Bar of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 61.

A bill for an Act affecting the qualifications for holding office of persons who have been removed from office by the Governor, or by the Courts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Also, Senate Bill No. 96.

A bill for an Act providing for the inspection of re-

fined petroleum, illuminating oils; providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Also, Senate Bill No. 48.

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Overson moved that an extension of time be granted the Judiciary Committee to consider Senate Bills Nos. 82, 87, 1 and 92, which motion prevailed.

#### CONCURRENT RESOLUTION

Mr. Lindstrom offers the following Concurrent Resolution:

*Be it Resolved by the Senate, the House Concurring,* That when both Bodies do adjourn on Tuesday, January 26th, 1915, they stand adjourned until Tuesday, February 2nd, 1915.

Mr. Rowe moved that an extension of time be granted the Committee on Public Health to consider Senate Bill No. 89, which motion prevailed.

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

Mr. Nelson of Richland (by request) introduced Senate Bill No. 131.

A bill for an Act providing for reassessment of property when taxes thereon have been set aside by order of the court and when such reassessment would promote the interests of the public; providing the method of reassessment, hearings thereon and spreading of the tax; also for the payment of the expense incident thereto.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Clark introduced Senate Bill No. 132.

A bill for an Act to amend Section 3365 of the Com-

piled Laws of North Dakota, for the year 1913, relating to the annual statement of county auditors and county treasurers.

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

Mr. McFadden introduced Senate Bill No. 133.

A Concurrent Resolution to amend Section 216 of the Constitution of the State of North Dakota, pertaining to public institutions.

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

Mr. Leutz introduced Senate Bill No. 134.

A bill for an Act making an appropriation for the maintenance, deficit, and addition to the building of the experimental station of the School of Mines at Hebron, Morton county.

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

Mr. Martin introduced Senate Bill No. 135.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

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

Mr. Leutz introduced Senate Bill No. 136.

A bill for an Act to amend Sections 6073 of the Compiled Laws of the State of North Dakota for 1913, relating to "Usury Defined."

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

Mr. Wartner introduced Senate Bill No. 137.

A bill for an Act to amend Sections 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

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

### THIRD READING OF SENATE BILLS

Senate Bill No. 48.

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

Was read the third time.

Mr. Rowe moved that the engrossed bill be amended by striking out the words "(Section 10 and Section 11 of Original Bill omitted)," following Section 10, and "(Section 17 of Original Bill omitted)," following Section 15, which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young

Absent and not voting: Mr. Hamilton, he being excused.

So the bill passed and the title was agreed to.

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 23rd, 1914.

*Mr. President:*

I have the honor to inform you that the House has indefinitely postponed the Senate Concurrent Resolution by Mr. McFadden relating to the printing of bills, for the reason that in the opinion of the House, the length of time already passed, the number of bills already introduced, and the short limitation of time within which more bills can be introduced, the expense incident to the work of the committee would be equal to the additional expense that will ensue from the future introduction of duplicate bills.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

On motion, the Senate returned to the Eighth Order of Business.

Mr. Lindstrom moved the adoption of the Concurrent Resolution relating to adjournment, of the Senate and the House of Representatives.

Mr. Gibbens moved that the resolution be amended so as to read from Thursday, January 28, 1915, until Tuesday, February 2nd, 1915, which motion was lost.

The question being on the original resolution, which motion prevailed.

### THIRD READING OF SENATE BILLS

#### Senate Bill No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Was read the third time.

Mr. Vail moved that the bill be amended as follows:

In Sec. 2, line 7, strike out the letters and figures, "One Hundred Dollars (\$100.00)" and insert in lieu thereof, "Seventy-five Dollars (\$75.00)," which motion prevailed.

Mr. Hyland moved that the bill be amended as follows:

In Section 2, line 5, strike out the letters and figures "Two Hundred Dollars (\$200.00)," and insert in lieu thereof "One Hundred Fifty Dollars (\$150)," which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 5, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Barnes	Kretschmar	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hoverson	Murphy	Vail
Hyland	Nelson, G. F'ks	Wartner
Jacobsen	Nelson, Richl'd	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McFadden	Young
Hughes	Porterfield	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hamilton	Heckle

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

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

House Bill No. 8.

A bill for an Act to provide for and regulate the leasing of school rooms and school buildings and equipment by boards of education of special school districts in certain cases.

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

House Bill No. 58.

A bill for an Act stating the duties of certain county, township, city, village or town officials and prescribing penalty for refusal or failure to act thereon.

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

House Bill No. 59.

A bill for an Act to amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.

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

House Bill No. 68.

A bill for an Act entitled an Act to amend Sections 1 and 2 of Chapter 206 Laws of 1907 now known as Sections 10046 and 10047 Compiled Laws North Dakota, 1913.

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

House Bill No. 73.

A bill for an Act to amend Chapter 154 of the Session Laws of 1907, relating to the salary of officers of Life insurance companies.

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

House Bill No. 87.

A bill for an Act relating to certain words occurring in instruments now or hereafter filed.

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

House Bill No. 88.

A bill for an Act to amend Section 7949 of the Compiled Laws of 1913, relating to continuance.

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

House Bill No. 92.

A bill for an Act to amend and re-enact Section 1916 of the Compiled Laws of North Dakota for the year 1913, relating to Mother's Day.

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

On motion the Senate returned to the Eleventh Order of Business.

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

Mr. Nelson of Rolette introduced Senate Bill No. 138.

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

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

Mr. Englund introduced Senate Bill No. 139.

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of railroad commissioners.

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

Mr. Nelson of Grand Forks introduced Senate Bill No. 140.

A bill for an Act to provide for the inspection of steam boilers and steam engines, and for the licensing of steam engineers.

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

Mr. Murphy introduced Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

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

On motion the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred House Bill No. 6.

A bill for an Act to provide for the sanitation, disinfection, and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

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

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 23rd, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

Also, House Bill No. 114.

A bill for an Act defining the crime of bootlegging and fixing the punishment therefor and repealing Sections 10144 and 10145 of the Compiled Laws of North Dakota for 1913, being Chapter 60 Session Laws of 1913.

Also, House Bill No. 75.

A bill for an Act to amend and re-enact Section 9838 of the Compiled Laws of 1913, the same being Section 9112 of the Revised Codes of 1905, relating to the duties of auctioneers, regulating the manner of making sales and providing for protection of the public against the loss of taxes assessed or due on property sold.

Also, House Bill No. 108.

A bill for an Act making the drawing of a bank check without funds in the bank to protect the same a felony, prescribing a penalty therefor.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The Secretary announced that the President was about to sign House Bill No. 2.

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

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

The report of the State Live Stock Sanitary Board was referred to the Committee on Live Stock.

The courtesies of the floor were extended to Messrs. I. N. Canfield, Hon. C. E. Davidson, J. F. T. O'Connor, A. W. Gray, Evan Griffith, George White and L. T. Clauson.

Mr. Jacobsen moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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## TWENTY-FIRST DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 25th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hamilton and Mudgett.

Mr. Nelson of Grand Forks, moved that all of the absentees be excused, which motion prevailed, and those absent were excused by the President.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Nineteenth Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 23rd, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 80.

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has declined to concur in the Senate Concurrent Resolution by Mr. Lindstrom relative to an adjournment of the Legislative Bodies from Tuesday, January 26th, 1915, to Tuesday, February 2nd, 1915.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### UNFINISHED BUSINESS

Mr. Jacobsen moved that the vote by which Senate Bill No. 42 was passed be reconsidered, which motion prevailed.

Mr. Jacobsen moved that further consideration of

Senate Bill No. 42 be indefinitely postponed, which motion prevailed.

### REPORTS OF STANDING COMMITTEES

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 78 re-amended.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Also, Senate Bill No. 79.

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North Dakota, providing for judicial districts, the creation thereof and the election of judges therein.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 111.

A Concurrent Resolution to amend the Constitution of the State of North Dakota so as to abolish the Senate and to provide for a single legislative body to consist of not more than twenty-five members and to divide the state into twenty-five legislative districts, and to repeal Sections 26, 27, 28, 30, 31, 32, 35, 52 and 57 of the Constitution.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 18.

**A bill for an Act providing for one-half merchandise rates to be charged for the transportation of farm machinery and repairs or parts for farm machinery and prescribing a penalty for the violation thereof.**

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 57.

**A bill for an Act to amend and re-enact Section 685 of the Compiled Laws of 1913, North Dakota, relating to removal of officers.**

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 59.

**A bill for an Act to amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.**

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

Strike out everything after the words "A Bill" of the typewritten bill and insert in lieu thereof the following:

"For an Act to amend and re-enact Section 7754 of the Compiled Laws of North Dakota, 1913, relating to payment and period of redemption from execution sales.

*Be it enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. That Section 7754 of the Compiled Laws of North Dakota for 1913 be amended and re-enacted so as to read as follows:

Sec. 7754. Payment on and Period for Redemption.) The judgment debtor or redemptioner may redeem the property from the purchaser within one year after the sale on paying the purchaser the amount of his purchase

with ten per cent interest thereon together with the amount of any assessment or taxes which the purchaser may have paid thereon after the purchase, and interest at the same rate on such amount; and if the purchaser is also a creditor, having a prior lien to that of the redemptioner, other than the judgment under which such purchase was made, the amount of such lien with interest."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 82.

A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Judiciary to whom was referred Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

Have had the same under consideration and recommend that the same be referred to State Affairs Committee, as amended, for further action.

We having had under consideration the question as to whether this Act will be constitutional, it is our opinion that this Act is not repugnant to the Constitution of the United States.

#### AMENDMENTS

In line 2 of the title of the resolution strike out the words "the tillable acreage" and insert in lieu thereof the following; "such lands as may be provided by law." Make the same change on line 4 of Section 1 of the

printed bill. After the word "hail" in line 6, add the following; "provided that such tax shall not effect the tax of four mills levied by the Constitution."

ALOYS WARTNER,  
H. P. JACOBSEN,  
M. L. McBRIDE,  
F. T. GRONVOLD,  
A. L. NELSON,  
IRA A. BARNES,  
C. W. McGRAY,  
C. H. PORTER,  
CHAS. ELLINGSON,  
F. LEUTZ.

Also, a minority of your Committee on Judiciary to whom was referred Senate Bill No. 17.

Have had the same under consideration and beg to report that we do not recommend that the said Act is free from all constitutional objections as set forth in the typewritten memoranda accompanying this bill; and we further recommend that the same be referred to the Committee on State Affairs with the recommendation that it is not free from all doubts as to its constitutionality if adopted.

H. A. BRONSON,  
W. B. OVERSON,  
O. O. TRAGETON,  
A. J. McFADDEN,  
C. O. HECKLE,  
FRANK H. HYLAND,  
J. E. DAVIS,  
B. H. MALLOWHII.

#### MEMORANDA

*That we do not recommend that the proposed bill is free from doubts as to its constitutionality, all upon the following grounds:*

1st. Attention is called to the report of the Attorney General thereupon.

2nd. That such bill proposes through the sovereign power of taxation to create a fund to insure owners of growing crops against losses by hail; otherwise stated, to levy taxes to recompense or insure private owners for private losses that may be sustained irrespective of whether such owners be rich or needy.

This might possibly be construed by the Courts as an exercise of the power of taxation for a purely private purpose, namely the taking of one man's property for

the purpose of paying the private losses of another, and as such, contravening the 14th Amendment to our Federal Constitution which provides that no state shall grant any private immunities or special privileges to any of its citizens and shall not deprive any person of his property without due process of law.

Cooley in his work on Taxation, page 181, says: "It is implied in all definitions of taxation that taxes can be levied for public purposes only."

It is fair to state however that a wide latitude has been permitted in declaring and stating what purposes may be public, yet it has been said that an unlimited power to make any and everything lawful which might seem fair to term taxation is an unlimited power to plunder the citizen.

It would accordingly appear that if the purpose designated be a public purpose within the so termed general welfare clause, then such power to tax may be extended to pay off any losses whatsoever that may be suffered by private citizens.

3rd. That the said Act proposes under the power of taxation to create a fund by assessing burdens upon certain lands in certain districts differently; this seems to contemplate not the taxation of lands uniformly upon a uniform classification for taxation purposes. The method proposed or to be used might be in contravention to the 14th Amendment of the Federal Constitution under the provision therein that no state shall deny to any person within its jurisdiction the equal protection of its laws.

In *N. P. R. R. vs. Barnes*, 2 N. D. 337, our Supreme Court has said: "The 14th Amendment does not prohibit classification by the Legislatures of the several states and territories in respect to those subjects properly coming under the exercise of the legislative power; It permits the legislature to create one class of persons or property, subject to and controlled by another law, and so on, the only limitation upon the power being that all the constituent members of the same class must be treated exactly alike. Discrimination between different classes is permitted but discrimination between members of the same class is not permissible."

4th. That the proposed Act may be held to be in conflict with the provisions contained in the Bill of Rights in our State Constitution. Among these are the following:

Sec. 13. No person shall be deprived of life, liberty or property without due process of law.

Sec. 20. Nor shall any citizen or class of persons be granted privileges or immunities which upon the same terms shall not be granted to all citizens.

Concerning these provisions Sec. 24 of our State Constitution says: "To guard against transgressions of the high powers which we have delegated, we declare that everything in this article is excepted out of the general powers of government and shall forever remain inviolate."

Accordingly, if the proposed Act should be adopted as a constitutional amendment, it might be possibly construed as in conflict with the inviolate rights above named still preserved and remaining in the Constitution, even though so amended.

Mr. Overson moved that Senate Bill No. 17 be sent to the Committee on State Affairs accompanied by the minority and majority reports of the Judiciary, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

*Mr. President:*

A majority of your Committee on Elections to whom was referred House Bill No. 85.

A bill for an Act to amend Sections 2, 4 and 5 of Chapter 129 of the Session Laws of 1911 and to repeal 226 of the Session Laws of 1913, relating to the publicity pamphlet.

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

C. O. HECKLE,  
P. T. KRETSCHMAR,  
A. J. KIRKEIDE,  
A. F. BONZER,  
MARTIN THORESON,  
N. N. NELSON,  
T. N. PUTNAM.

Also, a minority of your Committee on Elections to whom was referred House Bill No. 85.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. MCFADDEN,  
C. H. PORTER,  
C. W. MCGRAY,  
W. B. OVERSON,  
J. E. DAVIS,  
ALOYS WARTNER.

Mr. Gibbens moved that the two reports of the Committee on Elections on House Bill No. 85 be referred to Committee of the Whole Senate and come up under general orders, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

*Mr. President:*

Your Committee on Counties to whom was referred Senate Bill No. 100.

A bill for an Act amending Section 672 Political Code, Compiled Laws of North Dakota for 1913.

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

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred House Bill No. 45.

A bill for an Act to amend and re-enact Section 2261 of the Compiled Laws of 1913 of North Dakota, relating to the levying of a gopher tax.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred House Bill No. 20.

A bill for an Act to amend and Re-enact Section 950 of the Compiled Laws of North Dakota for the year 1913 relating to the designating of voting places at general elections.

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

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred House Bill No. 92.

A bill for an Act to amend and re-enact Section 1916 of the Compiled Laws of North Dakota for the year 1913, relating to Mother's Day.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 25th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate concurrent resolution:

*Be it Resolved by the Senate, the House Concurring,*  
That when both Bodies do adjourn on Tuesday, January 26th, 1915, they stand adjourned until Tuesday, February 2nd, 1915.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### MOTIONS AND RESOLUTIONS

Mr. Lindstrom moved that permission be granted to withdraw Senate Bill No. 101 from the committee, which motion prevailed.

Mr. Paulson moved that Senate Bill No. 96 be recalled from the House, which motion prevailed.

Mr. Allen moved that House Bill No. 21 be re-referred to Committee on Taxes and Tax Laws, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 25th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution:

Introduced by Mr. Thompson of Ward.

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

*Whereas*, The twelfth day of February is a legal holiday under the laws of the State of North Dakota, and the United States of America, memorializing the birth and memory of our beloved Abraham Lincoln;

*Now Therefore*, Be it resolved by the House of Representatives of the State of North Dakota, and the Senate concurring, that appropriate exercises be held on said day in the House Chamber of the State Capitol at Bismarck, North Dakota, at two o'clock in the afternoon of said day, and that a committee of five be appointed, three from the House and two from the Senate, to arrange for said exercises.

There is hereby appropriated moneys out of the general fund of the State of North Dakota, not to exceed the sum of one hundred dollars (\$100.00), for the purpose of defraying the expenses of said exercises.

Messrs. Thompson of Ward, Williams and Wiley being appointed as the committee on the part of the House, which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Overson moved that the Senate do now concur in the House resolution.

Mr. Bronson moved as an amendment that the resolution be referred to an appropriate committee, which amendment prevailed and the resolution was referred to the Committee on Appropriations.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 25th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution, introduced by Mr. Hjelmstad.

#### A RESOLUTION

Memorializing the Congress of the United States to enact a law prohibiting the sending through the mails into any state where the sale or barter of intoxicating liquors is prohibited by law, any advertising matter of

any kind or character whatever advertising the sale or barter of intoxicating liquors.

*Whereas*, It is repugnant to the citizens of this state to have such advertising matter forced upon them through the mails and thereby gaining access to the homes; and

*Whereas*, There are now fourteen states that have prohibited the sale or barter of intoxicating liquors and are thereby submitted to such repugnance and hardship;

*Therefore, be it Resolved by the House of Representatives of the State of North Dakota:*

That the Congress of the United States be, and the same is hereby, earnestly memorialized and requested to enact a law prohibiting the sending through the mails into any state that has prohibited the sale and barter of intoxicating liquors any advertising matter of any kind or character whatever advertising the sale or barter of intoxicating liquors;

*Be it Further Resolved:* That a copy of these resolutions, properly certified, be forwarded at once to the Speaker of the House of Representatives and to the President of the Senate of the United States of America.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Referred to Committee on Temperance.

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

Mr. Paulson introduced Senate Bill No. 142.

A bill for an Act to repeal Section 720 of the Compiled Laws of 1913, relating to the expenses of the supreme court judges.

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

Mr. Steele introduced Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the Hospital for the Insane at Jamestown.

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

Mr. Nelson of Rolette introduced Senate Bill No. 144.

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of

trustees for the Tuberculosis Sanitarium at Dunsieith, prior to that institution being turned over to the management of the Board of Control.

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

Mr. Kirkeide introduced Senate Bill No. 145.

A bill for an Act making appropriation for the maintenance and operation of the Benson County Agricultural and Training School at Maddock.

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

Mr. Loftsgaard introduced Senate Bill No. 146.

A bill for an Act making an appropriation for the maintenance of the Walsh County Agricultural and Training School at Park River.

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

Mr. Loftsgaard introduced Senate Bill No. 147.

A bill for an Act entitled "An Act to amend Article one, of Chapter 24 of the Political Code of the State of North Dakota, as amended by Chapter 121 of the Session Laws of the year 1913, relating to the support and relief of poor persons, and providing for the county or township system of supervision at the option of the counties."

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

Mr. Putnam introduced Senate Bill No. 148.

A bill for an Act providing for the appointment of a state business agent, defining his powers and duties, and making an appropriation therefor.

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

Mr. Englund introduced Senate Bill No. 149.

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the dairy department in the department of agriculture and labor.

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

Mr. Hughes introduced Senate Bill No. 150.

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th, 1913 to April 1st, 1915.

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

Mr. Hughes introduced Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State Penitentiary, and for making permanent improvements and additions thereto.

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

Mr. Hughes introduced Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

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

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 25th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 50.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The President called Mr. Trageton to the chair.

### THIRD READING OF SENATE BILLS

Senate Bill No. 12.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 31, nays 16, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Ellingson	Jacobsen
Allen	Gardiner	Leutz
Bonzer	Gibbens	Lindstrom
Clark	Gronvold	Loftsgaard
Davis	Hoverson	Mallough
Englund	Hughes	Martin

Messrs.	Messrs.	Messrs.
McBride	Porterfield	Thoreson
McGray	Putnam	Trageton
McLean	Sandstrom	Vail
Nelson, Richl'd	Sikes	Young
Nelson, Rolette		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Kretschmar	Paulson
Bond	McFadden	Porter
Bronson	Murphy	Rowe
Heckle	Nelson, G. F'ks	Steele
Hyland	Overson	Wartner
Kirkeide		

Absent and not voting, Messrs. Hamilton and Mudgett, they being excused.

So the bill passed and the title was agreed to.

Mr. Gronvold moved that the vote by which Senate Bill No. 12 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President presiding.

On motion the Senate returned to the Eighth Order of Business.

Mr. Murphy moved that further consideration of Senate Bill No. 79, be deferred one day, which motion prevailed.

Mr. Overson moved that five days additional time be given after February 2nd, in which bills may be reported upon by the Senate committees, which motion prevailed.

Mr. Jacobsen moved that additional time be given the Committee on Ways and Means to consider House Bill No. 30 and Senate Bill No. 64, which motion prevailed.

#### INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS.

House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

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

House Bill No. 75.

A bill for an Act to amend and re-enact Section 9838 of the Compiled Laws of 1913, the same being Section

9112 of the Revised Codes of 1905, relating to the duties of auctioneers, regulating the manner of making sales and providing for protection of the public against the loss of taxes assessed or due on property sold.

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

House Bill No. 108.

A bill for an Act making the drawing of a bank check without funds in the bank to protect the same a felony, prescribing a penalty therefor.

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

House Bill No. 114.

A bill for an Act defining the crime of bootlegging and fixing the punishment therefor and repealing Sections 10144 and 10145 of the Compiled Laws of North Dakota for 1913, being Chapter 60 Session Laws of 1913.

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

### THIRD READING OF HOUSE BILLS

House Bill No. 78.

A bill for an Act to amend Section 10193 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 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks	

Absent and not voting, Messrs. Hamilton and Steele, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved that further consideration of House Bill No. 37 be deferred one day, which motion prevailed.

House Bill No. 56.

A bill for an Act to amend Section 2199 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Murphy
Allen	Jacobsen	Nelson, G. F'ks
Barnes	Kirkeide	Nelson, Richl'd
Bond	Kretschmar	Nelson, Rolette
Bonzer	Leutz	Overson
Bronson	Lindstrom	Porter
Clark	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	Martin	Rowe
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Young
Hoverson		

Mr. Hughes voted in the negative.

Absent and not voting, Messrs. Hamilton, Paulson, Sandstrom, Steele and Wartner, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

House Bill No. 6.

A bill for an Act to provide for the sanitation, disinfection, and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

Was read the third time.

Mr. Bronson moved that House Bill No. 6 be deferred until one week from Wednesday to be taken up under special orders, which motion prevailed.

• MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 25th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 7. A bill for an Act to amend Section 2185 of the Com-

piled Laws of North Dakota, 1913, providing when real estate taxes shall become due and delinquent and for penalty and interest in the event of delinquency thereof.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 149.

A bill for an Act declaring that the courts of this state shall take judicial notice of a publication of the laws of this state commonly known and entitled "The Revised Codes of North Dakota, 1905," and a publication of the laws of this state commonly known and entitled, "Compiled Laws of North Dakota, 1913," and that amendments thereof and enactments of other laws referring thereto shall be deemed to refer to the laws of the state as appearing in such publications.

Also, House Bill No. 140.

A bill for an Act to amend and re-enact Section 7574 of the Compiled Laws of North Dakota for the year 1913, relating to affidavit denying liability in garnishment proceedings.

Also, House Bill No. 133.

A bill for an Act to amend and re-enact Section 4672 of the Revised Code of 1905, being Section 5187 of the Compiled Laws of 1913.

Also, House Bill No. 110.

A bill for an Act to amend Section 2523 of the Compiled Laws of North Dakota 1913, providing for the compensation of overseers of the poor.

Also, House Bill No. 141.

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,  
ALBERT N. WOLD,  
Chief Clerk.

On motion, the Senate returned the Eleventh Order of Business.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Steele introduced Senate Bill No. 153.

A bill for an Act making an appropriation for the North Dakota Public Library Commission.

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

Mr. Wartner moved that the former action of the Senate referring to House Bill No. 85 be reconsidered which motion prevailed.

Mr. Wartner moved that further consideration of House Bill No. 85 be deferred to one week from Wednesday, which motion prevailed.

The courtesies of the floor were extended to Messrs. Dr. I. D. Clark, W. B. DeNault, Nels Dokken, Peder Nesvig, Hon. M. F. Murphy, Dr. Chas. McLachlan, N. J. Batline, L. L. Russell, G. W. Wolbert, Geo. M. Pike, D. Niven, H. W. Wilson, A. C. Olsen and J. S. Cameron.

Mr. Bronson moved that the Senate take a recess until one o'clock to-morrow, which motion prevailed.

M. J. GEORGE,  
Secretary.

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TWENTY-FIRST DAY AFTER RECESS, AND  
TWENTY-SECOND DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26th, 1915.

The Senate convened at 1 o'clock P. M., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred House Concurrent Resolution relating to the exercises to be held on February 12, 1915, and making appropriation therefor, have had the same under consideration and recommend that the Senate concur therein.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

The President appointed as such committee on the part of the Senate, Messrs. Jacobsen and Nelson of Grand Forks.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 90.

A bill for an Act to provide for the representation of the State of North Dakota at the Panama-Pacific Exposition to be held at San Diego, California, in 1915, and making an appropriation therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 26.

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913, relating to the levying of taxes in Special School Districts for the payment of interest on bonds and warrants and the creating of sinking fund to redeem same.

Also, Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

Also, Senate Bill No. 82.

A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.

Also, Senate Bill No. 100.

A bill for an Act amending Section 672 Political Code, Compiled Laws of North Dakota for 1913.

Also, Senate Bill No. 104.

A bill for an Act to repeal Section 2155 of the Compiled Laws of 1913, relating to notice of rates of taxation and time for payment.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26th, 1915.

*Mr. President:*

I have the honor to transmit herewith Senate Bill No. 96, the return of which has been requested by the Senate.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### MOTIONS AND RESOLUTIONS

Mr. Paulson moved that Senate Bill No. 96, which was recalled yesterday, be re-referred to the Committee on Judiciary, which motion prevailed.

Mr. Hyland moved that the rules be suspended and the time for the introduction of appropriation bills be extended to February 5th, which motion prevailed.

Mr. Hughes moved that Senate Bill No. 78 be recalled from the House, which motion was lost.

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

Mr. Hoverson introduced Senate Bill No. 154.

A bill for an Act to amend and re-enact Sections 1433, 1435, 1436 and 1437 of the Compiled Laws of 1913, relating to state and national high school aid, to appropriation for same, to the appointment of high school inspector and to his salary and expenses, to expenses of administration of state aid, and to powers of state board of education.

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

Mr. Martin introduced Senate Bill No. 155.

A bill for an Act amending Section 2106 of the Compiled Laws of North Dakota for the year 1913, relating to the duty of assessors in cases where personal property is liable to be removed from the state or county or disposed of by sale or otherwise.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Vail introduced Senate Bill No. 156.

A bill for an Act authorizing an appropriation for

carrying out the provisions of Sections 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913.

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

Mr. Porterfield introduced Senate Bill No. 157.

A bill for an Act to appropriate Seven Thousand (\$7,000) Dollars for the purpose of studying, investigating and giving information on the marketing, standardizing of farm products; also the study of co-operative organizations among farmers and consumers.

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

Mr. Hyland introduced Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

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

Mr. Porter introduced Senate Bill No. 159.

A bill for an Act to provide for the creation and organization of a state art society, and providing for the appointment of a governing board and prescribing its powers and duties.

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

Mr. Hughes introduced Senate Bill No. 160.

A bill for an Act making an appropriation for the maintenance of the North Dakota Industrial Exposition at Bismarck, North Dakota.

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

Mr. Bond (by request) introduced Senate Bill No. 161.

A bill for an Act to amend Section 1190 of the Compiled Laws of 1913, relating to the conveying of pupils.

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

Mr. Porterfield introduced Senate Bill No. 162.

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota agricultural College for agricultural extension work for the years 1915 and 1916.

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

Mr. Lindstrom introduced Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

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

Mr. Kretschmar introduced Senate Bill No. 164.

A bill for an Act legalizing title to real estate property held by banks, other than that acquired by foreclosure of mortgages.

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

Mr. Kretschmar introduced Senate Bill No. 165.

A bill for an Act legalizing certain conveyances of lands heretofore made.

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

On motion the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred House Bill No. 96.

A bill for an Act to amend and re-enact Section 14 of an Act entitled an Act to amend an Act providing a board of education for the City of Fargo and regulating the management of the public schools therein, approved March 4, 1885, and to repeal Section 24 of the same Act.

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

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Mr. Gibbens moved that the rules be suspended and that House Bill No. 96 be placed upon third reading and final passage, which motion prevailed.

## THIRD READING OF SENATE BILLS

Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Barnes	Kretschmar	Nelson, Rolette
Bond	Leutz	Overson
Bonzer	Lindstrom	Paulson
Bronson	Loftsgaard	Porter
Englund	Mallough	Porterfield
Gardiner	Martin	Putnam
Gibbens	McBride	Rowe
Gronvold	McFadden	Sandstrom
Heckle	McGray	Sikes
Hoverson	McLean	Steele
Hughes	Mudgett	Vail
Hyland	Murphy	Wartner
Jacobsen	Nelson, G. F'ks	Young
Kirkeide	Nelson, Rich'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Davis	Thoreson
Allen	Ellingson	Trageton
Clark	Hamilton	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 104.

A bill for an Act to repeal Section 2155 of the Compiled Laws of 1913, relating to notice of rates of taxation and time for payment.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Mallough
Bond	Hoverson	Martin
Bonzer	Hughes	McBride
Bronson	Hyland	McFadden
Davis	Jacobsen	McGray
Englund	Kirkeide	McLean
Gardiner	Kretschmar	Mudgett
Gibbens	Leutz	Murphy
Gronvold	Loftsgaard	Nelson, G. F'ks

Messrs.	Messrs.	Messrs.
Nelson, Rich'd	Porterfield	Steele
Nelson, Rolette	Putnam	Vail
Overson	Rowe	Wartner
Paulson	Sandstrom	Young
Porter	Sikes	

## Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Ellingson	Thoreson
Allen	Hamilton	Trageton
Clark	Lindstrom	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 26.

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913, relating to the levying of taxes in special school districts for the payment of interest on bonds and warrants and the creating of sinking fund to redeem same.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

## Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rich'd
Barnes	Kirkeide	Nelson, Rolette
Bond	Kretschmar	Overson
Bonzer	Leutz	Paulson
Bronson	Loftsgaard	Porter
Davis	Mallough	Porterfield
Englund	Martin	Putnam
Gardiner	McBride	Rowe
Gibbens	McFadden	Sandstrom
Gronvold	McGray	Sikes
Heckle	McLean	Steele
Hoverson	Mudgett	Vail
Hughes	Murphy	Wartner
Hylland	Nelson, G. F'ks	Young

## Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Thoreson
Clark	Lindstrom	Trageton
Ellingson		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

INTRODUCTION, FIRST AND SECOND READING OF  
HOUSE BILLS

## House Bill No. 149.

A bill for an Act declaring that the courts of this state shall take judicial notice of a publication of the laws of this state commonly known and entitled, "The Revised Codes of North Dakota, 1905," and a publication of the laws of this state commonly known and entitled, "Compiled Laws of North Dakota, 1913," and that amendments thereof and enactments of other laws referring thereto shall be deemed to refer to the laws of the state as appearing in such publications.

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

## House Bill No. 140.

A bill for an Act to amend and re-enact Section 7574 of the Compiled Laws of North Dakota for the year 1913, relating to affidavit denying liability in garnishment proceedings.

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

## House Bill No. 133.

A bill for an Act to amend and re-enact Section 4672 of the Revised Code of 1905, being Section 5187 of the Compiled Laws of 1913.

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

## House Bill No. 110.

A bill for an Act to amend Section 2523 of the Compiled Laws of North Dakota 1913, providing for the compensation of overseers of the poor.

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

## House Bill No. 141.

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.

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

## House Bill No. 7.

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, providing when real

estate taxes shall become due and delinquent and for penalty and interest in the event of delinquency thereof.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

### THIRD READING OF HOUSE BILLS.

House Bill No. 96.

A bill for an Act to amend and re-enact Section 14 of an Act entitled an Act to amend an Act providing a board of education for the City of Fargo and regulating the management of the public schools therein approved March 4, 1885, and to repeal Section 24 of the same Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. F'ks	Wartner
Hyland	Nelson, Rich'd	Young

Absent and not voting, Messrs. Clark, Ellingson, Hamilton and Lindstrom; Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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### TWENTY-SECOND DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Clark, Ellingson, Hamilton and Lindstrom.

Mr. Jacobsen moved that all of the absentees be excused, which motion prevailed and those absent were excused by the President.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Twenty-first Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### PETITIONS AND COMMUNICATIONS

*Whereas*, The people of North Dakota, by their votes on these two amendments, show that they realize the necessity of providing terminal elevators on account of dissatisfaction with the present private-owned marketing system, Therefore be it

*Resolved*, That we, the members of the Conway Farmers' Club, in mass meeting assembled, wish to go on record as against the building of any state-owned terminal elevator or elevators within the state, and respectfully urge you and the Honorable Members of our Legislature, now in session at Bismarck, to oppose any plan to build such elevator or elevators within the state, and

*Be it Further Resolved*, That we wish also to go on record as in favor of a state-owned terminal elevator or elevators at some terminal market place and respectfully urge you and the Honorable Members of the Legislature, now in session, to provide for such elevator or elevators in such a way as will comply with the wishes of the people as expressed by their votes on this question, and

*Be it Further Resolved*, That we respectfully ask the Honorable Legislators that in the enactment of such laws

they provide that said elevator or elevators be located at St. Paul, Minn., or Duluth, Minn., or Superior, Wis.

(Signed) Joseph L. Bina, President, and 17 others.

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

Mr. Gronvold introduced Senate Bill No. 166.

A bill for an Act providing that instruction shall be given in the schools concerning the prevention of accidents, and making it the duty of rural district school boards to plow fire breaks around school houses.

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

### THIRD READING OF SENATE BILLS

Senate Bill No. 100.

A bill for an Act amending Section 672 Political Code, Compiled Laws of North Dakota 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 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. F'ks	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen	Nelson, Rolette	

Absent and not voting, Messrs. Barnes, Clark, Ellingson, Hamilton and Lindstrom; Messrs. Clark, Ellingson, Hamilton and Lindstrom being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 82.

A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators

and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. F'ks.	Wartner
Hyland	Nelson, Rich'd	Young

Absent and not voting, Messrs. Clark, Ellingson, Hamilton, and Lindstrom, they being excused.

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

House Bill No. 20.

A bill for an Act to amend and re-enact Section 950 of the Compiled Laws of North Dakota for the year 1913, relating to the designating of voting places at general elections.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	McBride
Allen	Hoverson	McFadden
Barnes	Hughes	McGray
Bond	Hyland	McLean
Bonzer	Jacobsen	Mudgett
Bronson	Kirkeide	Murphy
Davis	Kretschmar	Nelson, G. F'ks
Englund	Leutz	Nelson, Rich'd
Gardiner	Loftsgaard	Nelson, Rolette
Gibbens	Mallough	Overson
Gronvold	Martin	Paulson

Messrs.	Messrs.	Messrs.
Porter	Sandstrom	Trageton
Porterfield	Sikes	Vail
Putnam	Steele	Wartner
Rowe	Thoreson	Young

Absent and not voting, Messrs. Clark, Ellingson, Hamilton and Lindstrom, they being excused.

So the bill passed and the title was agreed to.

- The Secretary announced that the President was about to sign.

House Bill No. 56.

A bill for an Act to amend Section 2199 of the Compiled Laws of the State of North Dakota for the year 1913.

Also, House Bill No. 78.

A bill for an Act to amend Section 10193 of the Compiled Laws of North Dakota, 1913.

Also, House Bill No. 50.

A bill for an Act to amend Section 404 of the Compiled Laws of North Dakota for the year 1913, relating to the County Board of Health, and how composed.

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

#### MESSAGES FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution:

Providing for the Appointment of a Joint Committee to Investigate the Affairs of the Board of Control.

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

*Whereas,* The state board of control has expended many hundreds of thousands of dollars, the expenditure of which has been inadequately checked by the state auditing board, and,

*Whereas,* It has been currently reported in the newspapers of the state, and otherwise, that certain members of the state board of control have been interested in contracts for furnishing supplies for state institutions, and,

*Whereas*, Said board of control has expended a large sum of money for an architect, contrary to the provisions of law, and,

*Whereas*, Certain officials employed by the state board of control have been paid salaries in excess of those provided by the statute, and,

*Whereas*, It is commonly known that two members of the state board of control have at no time resided at the capital, and have not devoted their entire time to the duties of their office, and,

*Whereas*, It is but fair to the state board of control and the people of North Dakota that the truth in regard to these rumors be ascertained,

*Therefore, Be It Resolved by the House of Representatives, the Senate Concurring*, That a joint committee of five (5), three (3) from the House and two (2) from the Senate be appointed to investigate the truth of these rumors concerning the board of control, and,

*Be It Resolved*, That the said joint committee be empowered to summon witnesses, examine records and be clothed generally with plenary powers to investigate the condition of the state institutions, which are under the control of the state board, and,

*Be It Resolved*, That a sufficient sum to carry on this investigation is hereby appropriated out of any moneys, not otherwise appropriated in the general fund; that certified vouchers for mileage, witness fees, accountants and other expenses necessary for the investigation be paid out of the treasury of the state, after being properly approved by the chairman of the joint committee.

Messrs. Divet, Harty and Dickson of Dunn having been appointed as the committee on the part of the House, which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,

ALBERT N. WOLD.

Chief Clerk.

Also, I have the honor to transmit herewith the following concurrent resolution:

#### CONCURRENT RESOLUTION

*Be It Resolved by the House, the Senate Concurring*,  
*That, Whereas*, The present number of calendars being printed, that is 2000, is insufficient to meet the demands of the growing mailing list which is now over 1800 and thereby leaving a bare 200 for the desks of the members of both the Senate and the House,

*Resolved*, That 2500 calendars be printed from now on. Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Overson moved that the Senate do now concur in the House resolution increasing the number of calendars printed to 2500, which motion prevailed.

On motion the Senate returned to the Thirteenth Order of Business.

### THIRD READING OF SENATE BILLS

Senate Bill No. 79.

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North Dakota, providing for judicial districts, the creation thereof and the election of judges therein.

Mr. Murphy moved that Senate Bill No. 79 be amended by striking out in Section 104 in line 4, the words "or judges", which motion prevailed.

Mr. Jacobsen moved that Senate Bill No. 79 be referred to Committee on Judiciary, which motion prevailed.

Mr. Davis moved that the Senate amend the Concurrent Resolution relating to the Board of Control by changing the number of senators on the committee from "two" to "three," which motion prevailed.

Mr. Gibbens moved that the Senate take a recess of five minutes, which motion prevailed.

### AFTER RECESS

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 26th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution relating to the investigation of the Board of Control.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The President appointed as such committee on the part of the Senate, Messrs, Mudgett, Leutz and Bond.

Also, I have the honor to transmit herewith House Bill No. 10.

A Concurrent Resolution for amendment to the Constitution of the State of North Dakota, relating to the voting privilege of members of co-operative corporations.

Also, House Bill No. 136.

A bill for an Act to amend Sections 509 and 510 of the Compiled Laws of North Dakota for the year 1913, relating to the practice of dentistry.

Also, House Bill No. 144.

A bill for an Act to amend and re-enact Section 1346 of the Compiled Laws of 1913, relating to medical inspection of pupils in the public schools.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The courtesies of the floor were extended to Messrs. Glen Colcord, John Dolwig and Henry Linthle.

Mr. Englund moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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TWENTY-NINTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 2nd, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Albrecht, Englund, Heckle, Loftsgaard, McBride, Putnam, Steele, Thoreson, and Wartner.

Mr. Jacobsen moved that all of the absentees be excused, which motion prevailed and those absent were excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of The Twenty-first Day After Recess And The Twenty-Second Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution:

Introduced by Mr. Maddock.

*Whereas*, It appears that Congress is considering a proposal to restrict the exportation of food stuffs and other commodities to foreign countries; and more especially to the nations now at war in Europe; and

*Whereas*, Such a restriction or embargo would work great hardship upon the people of this country in general, and upon the people of the west and the middle west who are engaged largely in agricultural pursuits, in particular; and

*Whereas*, There are now large quantities of grain on the hands of producers in this country which these producers have a right to dispose of in the markets of the world under the unrestricted operation of the law of supply and demand; and

*Whereas*, A restriction of the nature now being considered by Congress would not tend to hasten a termination of the European war, but would result in great suffering and distress to the families of the warring nations who have remained at home, while the soldier in the field would be supplied at the expense of these families in order to maintain his military efficiency; and

*Whereas*, The policy proposed would in no manner reduce the high cost of living, but would greatly enhance the misery consequent upon increased unemployment which will result if any fetters are placed upon the free movement of commerce and industry;

*Therefore, Be it Resolved by the House of Representatives, the Senate Concurring:*

That we urge upon the National Congress not to sanction an embargo or restriction of any kind upon the exportation of food stuffs or other commodities, and

*Be it Further Resolved:*

That the secretary of state be directed to transmit a copy of this Resolution to our Senators and Representatives in Congress urging them to resist by all honorable means any efforts having for their object the imposition of embargoes or restrictions upon our foreign or domestic trade and commerce.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

The Concurrent Resolution was referred to Committee on Federal Relations.

Also, I have the honor to return herewith Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

Which the House has amended as follows:

By striking out the word "thirty" in line 17, page 2 of the printed bill, and substituting in lieu thereof the word "twenty;" by striking out the word "thirty" in line 5, Section 2, page 2, and substituting in lieu thereof the word "twenty;" strike out the word "thirty" in same section and same page, line 4, and substituting in lieu thereof the word "twenty;" same section, same page, line 10 by striking out the word "thirty" and substituting in lieu thereof the word "twenty;" same section, same page, line 13 by striking out the word "thirty" and inserting in lieu thereof the word "twenty;" Sec. 3, page 3, line 5, by striking out the word "thirty" and inserting in lieu thereof the word

"twenty;" same page, Section 4, line 14, by striking out the word "thirty" and substituting in lieu thereof the word "twenty;" Section 5, page 4, line 3, by striking out the word "thirty" and substituting in lieu thereof the word "twenty."

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 43.

**A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota to deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian.**

Also, Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota, for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

Which the House has amended as follows:

By striking out after the word "amount" in the 6th line of Section 8957 of the engrossed bill all of the bill down to Section 2, and inserting in lieu thereof the following: "exclusive of costs exceeding the sum of \$200.00 and no other costs or disbursements, and in all cases where less than \$200.00 is recovered, exclusive of costs, there shall be taxed and allowed to such prevailing party the same attorneys' fees and costs as are provided for in Sections 9107 and 9108 of the Compiled Laws of North Dakota of 1913."

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## PETITIONS AND COMMUNICATIONS

## PROPOSED AMENDMENT TO SECTION 185 OF THE CONSTITUTION AS NOW AMENDED, OF THE STATE OF NORTH DAKOTA.

Addenda to Section 185 of the Constitution as now amended, of the State of North Dakota.

*Provided, further,* that the Legislative Assembly of the State of North Dakota, may pass appropriate legislation to tax all real estate within the State, other than that located in incorporated cities, towns and villages, for the purpose of payment of loss on grain destroyed by hail storms; said taxes to be paid into the State Treasury and disbursed as authorized and provided by the Legislature.

We, the undersigned residents and voters of the State of North Dakota, respectfully petition the Legislature of said State to submit by proper resolution as provided by law the above proposed amendment to the Constitution of the State of North Dakota.

(Signed) EDW. ERICKSON, and 21 others.

## REPORTS OF STANDING COMMITTEES

## REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

*Mr. President:*

Your Committee on Public Printing to whom was referred House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913, relating to publication of delinquent tax list.

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

A. L. NELSON,  
Chairman.

Mr. Nelson, moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Printing to whom was referred House Bill No. 67.

A bill for an Act to amend and re-enact Section 2659 of the Compiled Laws of the State of North Dakota, 1913, relating to the official estray paper.

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

A. L. NELSON,  
Chairman.

Mr. Nelson, moved that the report be adopted, which motion prevailed.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

• The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 11.

A Concurrent Resolution Amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark.

Also, Senate Bill No. 80.

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

The Secretary announced that the President was about to sign, House Bill No. 96.

A bill for an Act to amend and re-enact Section 14 of an Act entitled an Act to amend an Act providing a board of education for the City of Fargo and regulating the management of the public schools therein, approved March 4, 1885, and to repeal Section 24 of the same Act.

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

#### MOTIONS AND RESOLUTIONS

Mr. Leutz moved that House Bill No. 6 be re-referred to the Committee on Live Stock, which motion prevailed.

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

Mr. Leutz introduced Senate Bill No. 167.

A bill for an Act to repeal Sections 382 and 383 of the Compiled Laws of 1913, relating to the historical society of North Dakota, and making an appropriation.

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

Mr. Nelson of Richland introduced Senate Bill No. 168.

A bill for an Act repealing Sections 2540 and 2541 of the Compiled Laws of 1913, relating to a board of visitors whose duty it is each year to visit the asylum and poor farm of each county.

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

Mr. Lindstrom introduced Senate Bill No. 169.

A bill for an Act to amend Section 4086 of the Compiled Laws of North Dakota for the year 1913, relating to annual township meeting.

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

Mr. Jacobsen introduced Senate Bill No. 170.

A bill for an Act validating certain general and special elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

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

Mr. Jacobsen introduced Senate Bill No. 171.

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

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

Mr. Hoverson introduced Senate Bill No. 172.

A bill for an Act to amend Sections 1165 and 1167 of the Compiled Laws of North Dakota for the year 1913, relating to district school treasurer's bond.

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

Mr. Bronson introduced Senate Bill No. 173.

A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, fees and commissions of executors and administrators and attorneys at law in connection therewith.

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

Mr. Bronson introduced Senate Bill No. 174.

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made thereof.

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

Mr. Rowe introduced Senate Bill No. 175.

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

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

Mr. Hyland introduced Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey County.

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

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 10.

A bill for a Concurrent Resolution for amendment to the constitution of the State of North Dakota, relating to the voting privilege of members of co-operative corporations.

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

House Bill No. 136.

A bill for an Act to amend Sections 509 and 510 of the Compiled Laws of North Dakota for the year 1913, relating to the practice of dentistry.

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

House Bill No. 144.

A bill for an Act to amend and re-enact Section 1346 of the Compiled Laws of 1913, relating to medical inspection of pupils in the public schools.

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

#### THIRD READING OF HOUSE BILLS

Mr. Bronson moved that House Bill No. 37 be laid over one day, which motion prevailed.

Mr. Overson moved that House Bill No. 59 be re-referred to the Committee on Judiciary, which motion prevailed.

House Bill No. 92.

A bill for an Act to amend and re-enact Section 1916 of the Compiled Laws of North Dakota for the year 1913, relating to Mother's Day.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Allen	Hyland	Murphy
Barnes	Jacobsen	Nelson, G. F'ks.
Bond	Kirkeide	Nelson, Richl'd
Bronson	Kretschmar	Nelson, Rolette
Bonzer	Leutz	Overson
Clark	Lindstrom	Paulson
Davis	Loftsgaard	Porter
Ellingson	Mallough	Porterfield
Gardiner	Martin	Rowe
Gibbens	McBride	Sandstrom
Gronvold	McFadden	Sikes
Hamilton	McGray	Trageton
Hoverson	McLean	Vail
Hughes	Mudgett	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Albrecht	Putnam	Thoreson
Englund	Steele	Wartner
Heckle		

Who were excused:

So the bill passed and the title was agreed to.

The Secretary announced that the President was about to sign Senate Bill No. 11.

A Concurrent Resolution amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark.

Also, Senate Bill No. 80.

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

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

#### GENERAL ORDERS

Mr. Bronson moved that the Senate do now resolve itself into a Committee of the Whole, which motion prevailed.

The President called Mr. Bronson to the chair.

#### COMMITTEE OF THE WHOLE

When the committee arose it submitted the following report:

*Mr. President:*

Your Committee of the Whole have had under consideration Senate Bill No. 72.

And recommend that the same do pass.

Also, Senate Bill No. 73.

And recommend that the same do pass.

Also, Senate Bill No. 76, and recommend that the same do pass.

Also, House Bill No. 85.

And recommend that the same be indefinitely postponed.

H. A. BRONSON,  
Chairman,

Mr. Bronson moved that the report be adopted, which motion prevailed.

The Secretary announced that the President was about to sign House Bill No. 20.

A bill for an Act to amend and re-enact Section 950 of the Compiled Laws of North Dakota for the year 1913, relating to the designating of voting places at general elections.

Also, a Concurrent Resolution introduced by Mr. Rott, providing for the appointment of a Joint Committee to investigate the affairs of the Board of Control.

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

The courtesies of the floor were extended to W. F. Winter, Allan Pintenton, Donald Wright, R. V. McMichal and Wm. Freeman.

Mr. Gardiner moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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### THIRTIETH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 3rd, 1915.

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

Prayer by the Chaplain.

Roll Call.

All the members present except Mr. Steele.

### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Twenty-Ninth Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### PETITIONS AND COMMUNICATIONS

##### PETITION TO THE SENATORS AND REPRESENTATIVES OF THE NORTH DAKOTA LEGISLATURE, BISMARCK, NORTH DAKOTA.

We, the undersigned voters of Hillsboro, North Dakota, do hereby petition you to provide the farmers of this state, with a terminal elevator for the handling of farmers' grain. Same to be located in the City of St. Paul, Minnesota. We urgently petition you to use all means within your power, to comply with the request, herein set forth.

Dated January 1915. Respectfully submitted.

(Signed) O. A. KALDER, and 66 others.

##### PETITION FROM RAY, N. D.

We, the undersigned, residents of North Dakota, of legal age, petition the Senate of the 14th Legislative Assembly of the State of North Dakota to agree to the amendment to the Constitution giving full suffrage to women, passed by the 13th Legislative Assembly of the State of North Dakota.

(Signed) DR. J. M. SCHRAM and 55 other men.

MRS. J. M. SCHRAM and 41 other women.

A communication protesting against the House Bill proposing to repeal the law providing for the Teachers' Endowment Fund was received from Miss Catherine Meagher of Bottineau County.

#### REPORTS OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 72.

A Concurrent Resolution amending Section 71 of the

Constitution of the State of North Dakota, relating to the election and duration of term of office of Governor.

Also, Senate Bill No. 73.

A Concurrent Resolution amending Section 82 of the Constitution of the State of North Dakota, relating to the election and duration of term of office of state officers.

Also, Senate Bill No. 76.

A Concurrent Resolution amending Sections 150 and 173 of the Constitution of the State of North Dakota, relating to the election and duration of term of office of county officers.

Also, Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

Also, Senate Bill No. 43.

A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota, to deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 132.

A bill for an Act to amend Section 3365 of the Compiled Laws of North Dakota, for the year 1913, relating to the annual statement of county auditors and county treasurers.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred House Bill No. 144.

A bill for an Act to amend and re-enact Section 1346 of the Compiled Laws of 1913, relating to medical inspection of pupils in the public schools.

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

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 155.

A bill for an Act amending Section 2106 of the Compiled Laws of North Dakota for the year 1913, relating to the duty of assessors in cases where personal property is liable to be removed from the state or county or disposed of by sale or otherwise.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON GAME AND FISH

The Committee on Game and Fish made the following report:

*Mr. President:*

Your Committee on Game and Fish to whom was referred House Bill No. 103.

A bill for an Act amending Section 10298 of the Compiled Laws of North Dakota for 1913, relating to the seasons for killing deer.

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

CHAS. ELLINGSON,  
Chairman.

Mr. Ellingson moved that the report be adopted, which motion prevailed.

## REPORT OF SPECIAL COMMITTEE

REPORT OF JOINT COMMITTEE FROM THE SENATE AND HOUSE ON THE TEMPLE-WEBB COMPANY  
AUDIT OF STATE OFFICERS, WITH  
RECOMMENDATIONS.

*Your joint committee consisting of three members of the Senate and three members of the House, appointed under the authority of a Concurrent Resolution introduced and passed on the seventh day of the Session, directing that the work of the public accountants—the Temple-Webb Company—be examined; the advisability of the continuance of the work looked into, as well as the result of such examinations as shown by the Temple-Webb reports, together with conclusions and recommendations of this committee, be, on the conclusion of its work reported back to the respective bodies of the legislature, beg leave to report as follows:*

The reports of the Temple-Webb Co. were very exhaustive and were written out in such detail that the committee were obliged to assign the perusal of the reports on the various state officials to different members of the committee in order to report the results within a reasonable length of time. Even with this method of procedure, the work has taken more time than was expected, and we trust that this body will in a measure excuse the delay in reporting back to it the result of the investigation. The five volumes of the report cover an examination of the following officers: State Auditor, State Treasurer, Land Department, Department of Agriculture and Labor, Dairy Commissioner, Hail Commis-

sioner, Insurance Commissioner, Superintendent of Public Instruction, Secretary of State, Attorney General, State Library Commissioner, State Examiner, Clerk of Supreme Court, State Engineer, State Hotel Inspector.

After perusing the reports this committee called upon the various state officers.

#### ATTORNEY GENERAL

The Attorney General reported that the Temple-Webb Co. recommendations as to bookkeeping and the records of his office had not been adopted by his predecessor. He stated that he would at once install the records necessary for his office and maintain them during his incumbency. He heartily approved of a public accountant check of all state departments every two years as provided by law.

The Temple-Webb Company's check of the files of the Attorney General's office discovered a mislaid and forgotten check of \$252.75, which had been issued by the Soo Railroad Company in payment for the right of way obtained by court condemnation proceedings. It had been filed away with the papers in the case and thus gotten into the files. It had lain so long that by its terms it could not be cashed, and after having been sent in to the Soo Railroad Company with explanation, a new voucher was issued, was cashed, and a proper credit taken for the same in the Land Department.

#### AUDITOR'S OFFICE

A lengthy visit with the State Auditor and a discussion of the work of the Temple-Webb Co. as far as it pertained to the Auditor's office, was had. The Auditor had not adopted some of the suggestions as to the bookkeeping changes made by the Temple-Webb Co., principally because of the restrictions and limitations imposed by legislative enactments. Any serious consideration of this phase of accounting easily demonstrates why the effectiveness of accounting may be somewhat destroyed when the Legislature passes a law to have a certain measure or appropriation handled in a specific way. The average legislator does not realize the difficulties that sometimes he imposes on the state officials when he directs that a certain appropriation be handled in a specific way. The Auditor's office is by far the most important state office, viewed from a bookkeeping standpoint.

The State Auditor had propounded to him a series of questions, which cover 21 pages of the report, being pages

199 to 220 inclusive, of Volume 1. These questions were intended to obtain from him his interpretation of the duties of his office, imposed upon it by the various laws which had been enacted by the Legislature in the many years of its existence, as well as the duties which were set forth in the Constitution of the State. The answers to these various questions were very carefully prepared by the State Auditor, and have drawn the praise of the Temple-Webb Co., as to the care and fulness with which they were made.

#### TREASURER'S OFFICE

Incident to the examination of the report of the Treasurer's office, in regard to the deposit of state funds, we find that in many instances the deposit of funds in the banks of the state exceeds by many thousand dollars the amount of the bond furnished by the depository bank. In one instance a bank, which had filed a surety bond for only \$5,000 had on deposit from March 8th to April 2nd from a maximum of \$44,710.54 down to \$21,093.23, being an excess for about thirty days of from \$39,710.54 down to \$16,093.23 over the amount which could have been deposited in the bank by law. In another instance, a bank which had on file a surety bond for \$5,000 had an excess deposit over that allowed by law of from \$28,384.92 down to \$1,080.92, running over a period from February 11th to May 24th. In another instance, where a surety bond of \$10,000 had been filed with the state, the excess of deposits over the amount authorized by law between the dates of April 8th to April 28th (in this case only twenty days) ran from \$125,151.54 down to \$17,851.54. These figures are taken at random on page 310 of Volume 2 of the Temple-Webb Co. report.

#### LAND DEPARTMENT

It was in the State Land Department that the greatest need for work of public accountants lay, and it was there that this committee found the greatest results of the Temple-Webb Co. audit. For 24 years the work of the Land Department grew from nothing to one of the most important in the state, with never a check upon its affairs as it passed from one administration to another. In the present audit, beginning with statehood and ending July 1, 1913, every grant of land from the U. S. Government was checked against selections made by the state with the discovery that in a number of instances selections had not been made for the full amount of the land grants of the Federal Government. Since the audit the matter has been taken up with the Federal Land Department

so that selections will be made and patents issued for these land grant shortages as soon as Indian Reservation lands are open for selection.

A perusal of the audit of the land commissioner's office develops the fact that in the early days of statehood there was not a great deal of care exercised as to the proper credits to the various funds when collections were made through various departments of the state. The audit of the common school permanent fund reveals that there is an excess of resources over the capital account based upon the verification of the records of the office of \$62,770.62 (page 703-Volume 5) which has been collected and not credited to certain funds to which it is supposed to belong. It also develops that the records show that there have been certain sums overpaid to institutions, and that there are other sums which certain institutions have not received. In order to get a proper balance, it is recommended that proper credits and debits be made to these various institutional funds, and that the remainder of the \$62,770.62 be credited to the income and interest account of the common school fund. A statement of the items referred to is taken from the Temple-Webb Co. reports and incorporated as a part of this report. It is not to be understood that this is anything but a matter of bookkeeping, as it is hardly probable that these sums were taken from or overpaid to the funds of the various institutions; but in the matter of bookkeeping and reconciliation of the records of the office these transfers should be made to form a base for accurate and correct bookkeeping, following the report of the Temple-Webb Co., which carried the audit and check up to July 1, 1913.

In checking over the losses from the right of way taken by railroad companies, and from lands conveyed or occupied as is the section of land in Fargo by the Agriculture College, it was found that some 2,262.26 acres in all of the common school land grant had been lost to the state (see page 807, Volume 5 Temple-Webb Co. report). By proper efforts made by the State of North Dakota it is believed that the Federal Government will make good the losses by granting lands still owned by the Federal Government within the boundary lines of the State of North Dakota. This committee has every reason to feel that the Federal Government will recognize the justice of the claim of the state for additional lands to make good the losses to the common school land grant; and should the Federal Government make good these losses, figuring the value of the land at the minimum price per acre imposed by the Constitution of \$10, more will have been

gained for the state by \$7,000 than the cost of the entire audit made by the Temple-Webb Co.

The land commissioner is making bookkeeping changes suggested by the Temple-Webb Co. as fast as possible, considers the audit and check already made the most important thing ever done for the land department, and strongly advises an audit and check by public accountants every two years.

STATEMENT NO. 1.  
COMMON SCHOOL PERMANENT FUND  
JULY 1, 1913.

## RESOURCES

## REFERENCE

## INCOMES PRODUCING

Check found in Atty.		
Gen'l's File.....1 A	\$	252.75
Cash with State		
Treasurer.....1 B		527,372.06
Bonds Immature.....1 B		4,835,680.00
Bonds Past Due.....1 B		29,600.00
Mortgage Loans.....1 B		1,841,457.85
Land Contract		
Balances.....1 C		8,897,462.47
		<u>\$16,131,825.13</u>

## NON-INCOME

Unsold Acres at		
\$10.00 per acre.....1 D	\$15,779,012.80	
State Auditor's War-		
rant No. 112,735.....1 B	4,000.00	
		<u>15,783,012.80</u>

## DEFICIENCIES

Treasurer's Bond		
Premium Account.....1 B	\$1,963.33	
Bonds Void.....1 B	5,700.00	
		<u>7,626.33</u>

## CAPITAL FUND

Original Acreage		
at \$10.....1 E		\$25,470,480.30

## INCREASE OF CAPITAL FUND

Profit on Sales		
of Land.....1 F	\$ 5,827,967.81	
Forfeited Contracts.....1 G	13,105.82	
Errors in Contracts.....1 H	1,128.80	
Miscellaneous Income.....1 I	543,015.91	
Total Increase.....		6,385,213.34
State Auditor's Warrant		
No. 112,735.....1 B		4,000.00
Excess of Resources		
over capital account		
based on foregoing		
verifications.....		62,770.62
		<u>\$31,922,464.26</u>
		<u>\$31,922,464.26</u>

## INSTITUTIONAL PERMANENT FUNDS

Statm't No.	Permanent Fund	Over	Short
2	Agricultural College.....		\$2,296.92
3	Asylum for Blind.....		736.35
4	Capitol Building.....		5,482.57
5	School for Deaf and Dumb.....	\$1,239.38	
6	Hospital for Insane.....		1,188.61
7	Industrial School.....		308.51
8	Normal Schools.....	5,083.62	
9	Reform School.....	699.45	
10	Academy of Science.....	2,848.00	
11	School of Mines.....		246.01
12	Soldiers' Home.....	36.87	
13	State University.....	1,643.96	1,342.31
	Net Shortage.....		
			<u>\$11,551.28</u>
			<u>\$11,551.28</u>

## INSURANCE DEPARTMENT

The Insurance Commissioner stated that he had never seen a copy of the Temple-Webb Co. report on his department, and therefore did not know what its recommendations were as to changes in bookkeeping; nor what criticism had been offered by the Temple-Webb Co. as to his conduct in the office.

His attention was called by this committee to a criticism for not turning into the State Treasury certain fees charged Insurance Companies whose home office was in the state, for their annual examinations. (This criticism was in no sense a personal reflection but one of practice. In the cases referred to only actual expenses had been charged.) The answer of the insurance commissioner citing the law and opinion of the Attorney General upon the subject is appended hereto as a part of this report.

It is the opinion of this committee that all monies paid to an official of the State Government as a fee or for expenses for performing a duty imposed by law, should in every case be paid into the State Treasury that a permanent record can be made thereof, no matter if immediately afterward the money be withdrawn by Auditor's warrant in payment of the actual expenses incurred by that officer.

RELATING TO THE MATTER OF SO-CALLED FEES CHARGED BY  
THE INSURANCE DEPARTMENT FOR EXAMINING DOMESTIC  
INSURANCE COMPANIES.

*Examination.* "As often as once in two years he (the commissioner of insurance) shall personally or by his deputy, or chief clerk, visit each domestic insurance company and thoroughly inspect and examine its affairs—he shall in like manner visit and examine, or cause to be visited or examined by some competent person appointed by him for that purpose, any foreign insurance company applying for admission, or already admitted,—and such company shall pay the proper charges incurred in such examination, including the expenses of the commissioner or his deputy." (Sec. 4472, R. C. 1905.)

*Fees.* "For official examination of companies under this article, the actual expenses incurred, not to exceed ten dollars per day." (Sec. 4480. R. C. 1905.)

*Practice.* It has been the uniform practice of the Department, throughout its entire history, to treat as a company expense item, and not as a "fee" the amounts

charged domestic insurance companies, for making examinations as required by law.

Prior to my incumbency of the office, the examination of our domestic companies was usually made by Temple, Webb & Co., certified public accountants of St. Paul, Minn., but in no case was the examination "fee" charged by them turned into the state fund or entered upon the books of this office.

ATTORNEY GENERAL'S OPINION,

"Bismarck, July 17, 1914.

Mr. W. C. Taylor, Insurance Commissioner, Dear Sir: In my opinion the expenses and charges provided to be paid to the insurance commissioner, his deputy, or other person designated by him to make examination of insurance companies under Section 4472 of the Revised Codes of 1905 do not come within the provisions of Section 84 of the state constitution and need not be turned into the state treasury. I presume all the charges or expenses when the insurance commissioner or his deputy or other office employee makes the examination are the actual expenses incurred. Where the examination is made by a party not employed in the office of the insurance commissioner, but designated by him to make the examination, he would of course be entitled to reasonable charges to be paid by the insurance company.

(Signed)

Yours very truly,  
JOHN CARMODY,  
Asst. Attorney General."

*Conclusion.* The practice of the state in this matter is not uniform. In some states the expense of examining domestic insurance companies is borne by the insurance department. In others the expense is placed upon the companies. In North Dakota the burden is placed directly upon the companies. It is submitted that if this expense item were treated as a "fee" the effect would be that the Commissioner of Insurance would charge and collect the expense of the examination, just as he has always done. The company examined would draw check in favor of the Commissioner of Insurance, covering the expense of examination; this check would be turned into the state treasury, and the commissioner of insurance would then submit a second expense voucher, identical with the first, to the Auditing Board, who would order the repayment to the commissioner of the exact amount paid him by the

company and which had been covered into the state treasury.

Respectfully submitted,  
W. C. TAYLOR,  
Commissioner of Insurance.

#### SECRETARY OF STATE

A visit to the office of the Secretary of State developed the fact that while his official duties and the fees which he collects do not entail a complicated set of bookkeeping, the suggestions of the Temple-Webb Company while approved, had not—as will be explained later—been put into general practice. The Secretary of State expressed his opinion as did all of the state officers of whom the question was asked, that he heartily approved by a biennial audit and check by public accountants.

It is observed by this committee that in many instances official bonds and oaths required by law had not been filed with the Secretary of State, and that as a result of this audit and check, these deficiencies in the public record were noted and have since been corrected.

#### OBSERVATIONS AND RECOMMENDATIONS

This committee is impressed with one fact that we feel should receive special mention in this report. The Temple-Webb Company audit reveals that the state is the loser of a very considerable sum in interest every year from the practice which has been in vogue for a long time in several departments of depositing fees in a private checking account run in the name of the state official, and turning the balance, whatever it may be, over to the Treasurer at the end of every month.

This committee believes that the State of North Dakota is not only entitled to, but needs, every cent of revenue from interest in the public funds, and that the State Treasurer should be the banker of every state official who, in the performance of the duties of his office, collects fees; and that each state official should make deposits with no one but the State Treasurer and make these deposits daily whenever there are funds on hand for that purpose.

One of the concrete results which would naturally follow an audit and check of the character which was, had failed of accomplishment because of the insufficiency of the appropriation allowed two years ago by the Legislature. Books and forms for bookkeeping and

records of the various state officers were prepared, but it was found that the public printing appropriation was practically exhausted when the time for the use of the records and installation of the bookkeeping arrived. This precluded the possibility of placing these books and records in the hands of the various state officials.

From the unanimous expression on the part of the state officials whose offices came under the audit and check of the Temple-Webb Company that a similar audit and check should be made every two years, this committee is forced to the conclusion that it would be very unwise to discontinue the practice, and we consider that a large part of the good already resulting from the audit and check already had, would be lost in case of discontinuation.

The committee also desires to express its appreciation of the coming to Bismarck of Mr. Temple of the Temple-Webb Co. at his own expense in order that some of the features of his audit and check upon the state officials might be the more thoroughly explained to the committee.

Governor Hanna was present at the meeting of this committee which Mr. Temple attended and expressed his belief in the business necessity for continuing the work. He also outlined his plans for future work provided the Legislature approved of it and authorized an appropriation for its continuance. He expressed an opinion that with an appropriation of \$15,000 to be available, one-half in 1915 and one-half in 1916 he could carry on the audit and check of the state officers for a second biennial period, and he could have an audit and check of the affairs of the Penitentiary, Insane Asylum, and other penal and charitable institutions, as well as the educational institutions. It would also enable him to carry out a plan of having the State Examiner Department, the Temple-Webb Co., and the various State Associations of Auditors, Treasurers, County Judges etc. by means of committees appointed from these organizations promulgate a uniform system of keeping county and city accounts. This committee is a unit in approving the plan as outlined, and recommends that the necessary action be taken by the Legislature.

Committee from Senate

F. W. VAIL,  
W. P. PORTERFIELD,  
C. F. MUDGETT.

Committee from House

FRANK E. PLOYHAR,  
A. A. LIUDAHL,  
M. A. HOGHAUG.

## MOTIONS AND RESOLUTIONS

Mr. Hughes introduced the following Resolution:

*Be It Resolved.* That whereas the handling, warehousing of grain, advisability or non-advisability of building and erecting terminal elevators within the State of North Dakota, or at some other point or points, appears foremost in the minds of the people of the state at this time, therefore

*Be It Resolved.* That we invite the representatives of the Chamber of Commerce of the City of Minneapolis to appear before this Senate and get their views in open session, at such time as said representatives can appear before this body, the time to be allowed for such expression not to exceed a period of one hour.

Mr. Wartner moved that further consideration of the Resolution be indefinitely postponed, which motion prevailed.

Mr. Gronvold moved that Senate Bill No. 68 be withdrawn from the Committee on Judiciary, which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Gronvold introduced Senate Bill No. 177.

A bill for an Act to determine the rights of parties under farm cropping contracts and farm leases.

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

Mr. Gronvold introduced Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

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

Mr. Allen introduced Senate Bill No. 179.

A bill for an Act permitting assessment life associations heretofore licensed to continue business within the state, and providing a method for valuing their policies.

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

Senate Committee on Appropriations introduced Senate Bill No. 180.

A bill for an Act providing for salaries for county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500, 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2587, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

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

Mr. Vail introduced Senate Bill No. 181.

A bill for an Act to amend Sections 8734, 8736, 8737, 8741, 8745, 8750, and to repeal Sections 8740, 8742, 8743, 8744, 8747 and 8748, of the Compiled Laws of 1913, relating to the method of presenting and proving claims against the estates of decedents in the county court.

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

Mr. Leutz introduced Senate Bill No. 182.

A bill for an Act to amend Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to the transportation of school children.

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

Mr. Bronson introduced Senate Bill No. 183.

A bill for an Act to amend and re-enact Section 790 of the Compiled Laws of North Dakota for the year 1913, relating to the qualification of applicants for admission to practice as attorneys and counselors of law.

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

### THIRD READING OF SENATE BILLS

Senate Bill No. 72.

A Concurrent Resolution amending Section 71 of the Constitution of the State of North Dakota, relating to the election and duration of term of office of Governor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 6, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	McLean
Allen	Hoverson	Mudgett
Barnes	Hughes	Murphy
Bond	Hyland	Nelson, G. F'ks
Bonzer	Jacobsen	Nelson, Rich'l'd
Bronson	Kirkeide	Nelson, Rolette
Clark	Kretschmar	Paulson
Davis	Leutz	Porterfield
Englund	Mallough	Sandstrom
Ellingson	Martin	Thoreson
Gibbens	McBride	Trageton
Gronvold	McFadden	Vail
Hamilton	McGray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gardiner	Porter	Wartner
Overson	Sikes	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lindstrom	Putnam	Steele
Loftsgaard	Rowe	

So the bill passed and the title was agreed to.

Mr. Kirkeide moved that the vote by which Senate Bill No. 72 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, Senate Bill No. 73.

A Concurrent Resolution amending Section 82 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of state officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 37, nays 9, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	Mallough
Barnes	Heckle	Martin
Bond	Hughes	McBride
Bonzer	Hyland	McFadden
Bronson	Jacobsen	McGray
Clark	Kirkeide	McLean
Davis	Leutz	Mudgett
Ellingson	Lindstrom	Murphy
Gibbens	Loftsgaard	Nelson, Gr. F'ks.

Messrs.	Messrs.	Messrs.
Nelson, Richl'd	Porterfield	Trageton
Nelson, Rolette	Rowe	Vail
Paulson	Sandstrom	
Porter	Thoreson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	Hoverson	Sikes
Gardiner	Kretschmar	Wartner
Hamilton	Overson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Putnam	Steele

So the bill passed and the title was agreed to.

Mr. Kirkeide moved that the vote by which Senate Bill No. 73 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, Senate Bill No. 76.

A Concurrent Resolution amending Sections 150 and 173 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of county officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 26, nays 21, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Jacobsen	Murphy
Bronson	Kirkeide	Nelson, Gr. F'ks.
Clark	Leutz	Nelson, Rolette
Ellingson	Lindstrom	Paulson
Gibbens	Mallough	Porter
Gronvold	Martin	Thoreson
Hamilton	McBride	Trageton
Hoverson	McGray	Vail
Hyland	McLean	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Overson
Allen	Hughes	Porterfield
Barnes	Kretschmar	Rowe
Bonzer	Loftsgaard	Sandstrom
Davis	McFadden	Sikes
Englund	Mudgett	Wartner
Gardiner	Nelson, Richl'd	Young

Absent and not voting:

Messrs.	Messrs.
Putnam	Steele

So the bill passed and the title was agreed to.

Mr. Trageton moved that the vote by which Senate Bill No. 76 passed, be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

The Secretary announced that the President was about to sign Senate Bill No. 19.

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the Poor.

Also, Senate Bill No. 43.

A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota to deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian.

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

#### MESSAGES FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 3rd, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution, by Mr. Haraldson:

*Whereas*, A certain publication has been generally circulated in this and in neighboring states by one Grant S. Youmans, charging the state examiner, the banking board of this state and others with collusion, accepting a bribe and with conspiring for the purpose of closing a certain bank in this state, heretofore owned and controlled by the said Grant S. Youmans, in order to profit thereby, and

*Whereas*, In this publication, called "legalized bank robbery," such charges are preferred as will bring discredit upon the state and its public offices and subject the examiner's department, particularly, to serious criticism,

*Now, Therefore be it Resolved by the House of Representatives, the Senate Concurring,*

That a committee of three be appointed, two from the House and one from the Senate, with full authority to examine the said publication, the files, records and papers in the bank described in said publication, and the records and reports of the examiner's department relating to said bank for the purpose of ascertaining the truth or falsity of the charges preferred, said committee

to make a report of said examination to the legislative assembly and in order to make a full and complete report thereof, such committee is authorized and empowered to issue subpoenas to compel the attendance of witnesses to testify and to make findings and report the same to the legislature.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to advise your Honorable Body that the Speaker of the House has appointed as committeemen on the part of the House to act on Joint Committee acting on House Concurrent Resolution by Mr. Haraldson relative to an investigation of the publication known as "Legalized Bank Robbery" Messrs E. O. Haraldson and J. T. Purcell.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith the following Concurrent Resolution:

JOINT RESOLUTION.

Introduced by Mr. Grow.

*Whereas*, The matter of Terminal Grain Elevators is of great importance to the State of North Dakota, and

*Whereas*, The last Legislative Assembly did refer this matter to the State Board of Control for investigation and report, and

*Whereas*, The State Board of Control has made a broad and thorough investigation of the proposal for the State of North Dakota to establish and operate a system of Terminal Elevators in the States of Minnesota and Wisconsin, or both states, and

*Whereas*, The report of the State Board of Control has been rendered to the Fourteenth Legislative Assembly, and

*Whereas*, In response to the large number of requests for copies of this report from all parts of the state, several thousand copies thereof have been printed.

*Now, Therefore, Be it Resolved by the House, the Senate Concurring*, That the mailing department of the Fourteenth Legislative Assembly be instructed, and they are hereby instructed to mail out copies of the report to

all whose names are now on the regular mailing list, to all Commercial Clubs of the state and to others who may so request, and

*Be It Further Resolved*, That the State Printer be authorized, and he is here instructed to deliver as many copies as are needed to the Bismarck Commercial Club for the use of those who are now attending the Convention of the Co-operative Equity Exchange.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

On motion the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 62.

A bill for an Act to amend Section 2215 of the Compiled Laws of 1913 being Section 98 of Chapter 126 of the Session Laws of 1897, relating to the abbreviations, characters, symbols, letters, and figures which may be used in land description taxation proceedings, and declaring their meaning in relation thereto.

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

In line 8 of page 1 of the typewritten bill, after the word "block," insert the following: "Whenever the letters N., E., S., W., are used in any such proceedings they shall be construed to mean North, East, South and West, respectively." In line 17, strike out the word "or" and insert in lieu thereof the word "and."

On page 2, line 2 of the typewritten bill, after the word "Southeast," insert the word "Quarter." In the preceding line 1, after the word "Northeast," insert the word "Quarter." In line 5, after the word "place," insert the words "on or." In line 22, after the word "respectively," add the following: "unless it shall clearly appear from the context that a course only is intended." In line 24, after the word "abbreviation," insert the following: "b."

On page 3 of the typewritten bill, in line 10, strike out the following: "and when as so construed," and insert in lieu thereof the following: "where by such

construction." In line 15, strike out the word "property," and insert in lieu thereof the word "construction."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Your Committee on Judiciary to whom was referred Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanics' liens, the time of commencing suit and limitations thereon.

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

In line 8, page 1 of the printed bill, after the word "case," insert the following: "and the clerk of the said District Court shall cancel of record any such lien."

In line 9, page 1, after the word "within," insert the word "six," striking out the word "three."

In line 11, page 1 of the printed bill, after the word "within," insert the word "six," striking out the word "three."

In line 13, page 1, after the word "due," insert the following: "Provided however that such lien may be extended for another period of six years, after the time limited herein by the owner thereof filing with the said clerk of the District Court within thirty days prior to the expiration of said six years' period, an affidavit made by said owner for the renewal thereof setting forth the amount then due and unpaid thereon and."

In line 13, page 1, after the word "provided," strike out the word "however," and insert in lieu thereof the word "further."

In line 15, page 2, strike out the word "three," and substitute in lieu thereof the word "six."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 88.

A bill for an Act to amend Section 7949 of the Compiled Laws of 1913, relating to continuance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 149.

A bill for an Act declaring that the courts of this state shall take judicial notice of a publication of the laws of this state commonly known and entitled "The Revised Codes of North Dakota, 1905," and a publication of the laws of this state commonly known and entitled, "Compiled Laws of North Dakota, 1913," and that amendments thereof and enactments of other laws referring thereto shall be deemed to refer to the laws of the state as appearing in such publications.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

On motion the Senate returned to the Eighth Order of Business.

Mr. Jacobsen moved that Senate Bill No. 180 be withdrawn from the Committee on Appropriations and referred to the Committee on State Affairs, which motion prevailed.

By unanimous consent the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

*Mr. President:*

Your Committee on Banks and Banking to whom was referred House Bill No. 133.

A bill for an Act to amend and re-enact Section 4672 of the Revised Code of 1905, being Section 5187 of the Compiled Laws of 1913.

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

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

Also, your Committee on Banks and Banking to whom was referred House Bill No. 108.

A bill for an Act making the drawing of a bank check without funds in the bank to protect the same a misdemeanor, prescribing a penalty therefor.

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

That the words "in writing" be stricken out after the word "understanding" in line two of Section 2 of the bill.

And when so amended recommend the same to pass.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 67.

A bill for an Act to amend and re-enact Section 2659 of the Compiled Laws of the State of North Dakota, 1913, relating to the official estray paper.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Murphy
Allen	Hyland	Nelson, Gr. F'ks.
Barnes	Jacobsen	Nelson, Rich'd
Bond	Kirkeide	Nelson, Rolette
Bonzer	Kretschmar	Overson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Englund	Loftsgaard	Rowe
Ellingson	Mallough	Sikes
Gardiner	Martin	Thoreson
Gibbens	McBride	Trageton
Gronvold	McFadden	Vail
Hamilton	McGray	Wartner
Heckle	McLean	Young
Hoverson	Mudgett	

Mr. Paulson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Sandstrom	Steele
Putnam		

So the bill passed and the title was agreed to.

Also, House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913 relating to publication of delinquent tax list.

Was read the third time.

Mr. Jacobsen moved that House Bill No. 49 be amended as follows:

That the title of the printed bill be amended by striking out all after the word "Section" in the first line thereof and insert in lieu thereof, "2139 of the Compiled Laws of North Dakota for 1913, relating to the Publication of Delinquent Tax List."

Also, in Sec. 1 of the printed bill, in lines one and two thereof, strike out the following: "Section 2 of Chapter 220 of the Session Laws of the year 1913," and insert in lieu thereof the following: "Section 2189 of the Compiled Laws of North Dakota for 1913."

Also, in line 1 of part two, strike out "1574," and insert in lieu thereof "2189."

Which motion prevailed.

Mr. Bronson moved that further consideration of House Bill No. 49 be deferred until tomorrow, which motion prevailed.

Also, House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

Was read the third time.

Mr. Allen moved that House Bill No. 37 be re-referred to the Committee on Agriculture, which motion prevailed.

The courtesies of the floor, were extended to Messrs. A. C. Uland, Don Engell, Henry Strum, A. G. Freudberg, J. C. Linn, O. H. Opland, S. Rohl, Constantin Hilhelm, John Heinert, J. G. Quinleven, Charles Offet, Paul Ziner, Arthur Parker, Charles Parker, Louis Woltimer, W. Krants, Wm. Olson, Henry Bruns and Fred Schuze.

Mr. Rowe moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## THIRTY-FIRST DAY.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 4th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Steele.

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

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

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

In line 10, page 23, change the word "inserted" to the words "stricken out."

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## PETITIONS AND COMMUNICATIONS

LANKIN, NORTH DAKOTA,  
January 20th, 1915.

*To the Honorable Members of the Fourteenth Legislative Assembly of the State of North Dakota:*

We, the undersigned, legal and qualified voters, being interested in the passage of Senate Bill No. 17, hereby petition your Honorable Body to lend same your support as we believe it will, in a great measure, improve and facilitate the handling of Hail Insurance in our state.

(Signed)

OLAF TORSON and 18 others.

Mr. McFadden presented the following petition:

We, the undersigned, though in sympathy with the system of economy pursued by the present administra-

tion, do hereby petition that such an economical policy be not furthered to the extreme of cutting down and hampering the activities of the one state institution which is now, and will continue to be, of supreme service to the state: i. e., the University of North Dakota.

We petition for pecuniary relief from the present financial crisis through which the University is passing, for the following reasons:

First: The necessity at the present moment for the Legislature to analyze the educational situation, to understand wherein lies the real waste, and why the state as an efficient economical commonwealth, is vitally concerned with the only state institution which can do regular University work.

Second: One of the keynotes of the present University administration is now, and always has been, the idea of efficiency, and the effort to make every penny go as far as possible. The books of the University are open for proof of this statement. The report of the firm of Temple, Webb & Co., accountants of St. Paul, Minn., will be available in the immediate future to show proof that moneys appropriated and granted the University have been wisely expended.

Third: Because in 1911 the University's income from lands and the mill tax was some \$46,000 less than the amount expected, leaving a deficit of that amount.

Fourth: Because the income of the University has been cut \$40,000 by the reduction of the mill tax, and \$26,000 additional in legislative appropriations by the estimates of the Board of Equalization.

Fifth: Because three-fourths of students engaged in college work in North Dakota attend the University.

Sixth: Because the University conducts professional schools in medicine, law, engineering, and education.

Seventh: Because it conducts Public Health Laboratories of great importance to the state.

Eighth: Because it makes experiments through the School of Mines, in clay and coal, and carries on the mining sub-station at Hebron. The value of the results to the state will ultimately be millions.

Ninth: Because the immediate need is the proper estimate of state educational activities, and an ability on the part of the people to see facts, unblinded by the declarations which are beside the point, and undisturbed by the general cry of economy.

(Signed)

A. C. GRANT and 29 others.

Mr. Kirkeide presented the following petition:

We, the undersigned voters of the Twentieth District, petition your Honorable Body to vote for Bill No. 92, relating to rural credits.

(Signed)

JOHN CLIFTON and 39 others.

Mr. Loftsgaard presented the following petition:

*Whereas*, The 14th legislative assembly has passed a resolution not to print the journals and bills for distribution amongst the taxpayers of the state, and

*Whereas*, In our opinion this action of the legislature is not in conformity with the old established custom of giving publicity to all legislative actions, and

*Whereas*, This action of the legislature is cutting off the only source of information that the taxpayer has, to watch the actions and keep himself posted on what the lawmaking branch of our state government is doing,

*Therefore, Be It Resolved*, By the farmers' club, of Shepherd township, Walsh county, that they condemn said action of the legislature and respectfully request that you use all honorable means to secure favorable action on our request.

Respectfully yours,

I. J. KLUXDAL, President,  
GEO. A. JOHNSON, Secretary.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred House Bill No. 73.

A bill for an Act to amend and re-enact Section 4859 of the Compiled Laws of 1913, and repealing Section 4860 of the Compiled Laws of 1913.

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

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 106.

A bill for an Act to amend and re-enact Section 4870 of the Compiled Laws of the State of North Dakota for the year 1913.

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

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 107.

A bill for an Act to amend and re-enact Section 4511 of the Revised Codes of the State of North Dakota for the year 1905.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 87.

A bill for an Act to define procedure in county courts in matters not within the scope of increased jurisdiction therein, and in cases of the organization of new counties wherein proceedings have already been had in matters and remain incomplete in the new county by reason of the county court of the new county acquiring jurisdiction therein.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanics' liens, the time of commencing suit and limitations thereon.

Also, Senate Bill No. 132.

A bill for an Act to amend Section 3365 of the Compiled Laws of North Dakota, for the year 1913, relating to the annual statement of county auditors and county treasurers.

Also, Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Also, Senate Bill No. 155.

A bill for an Act amending Section 2106 of the Compiled Laws of North Dakota for the year 1913, relating to the duty of assessors in cases where personal property is liable to be removed from the state or county or disposed of by sale or otherwise.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 133.

A Concurrent Resolution to amend Section 216 of the Constitution of the State of North Dakota, pertaining to public institutions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 115.

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

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

In Sec. 5, line 1 of the typewritten bill, strike out the word "The" and insert in lieu thereof the word "Such." In Sec. 5, line 1 of the typewritten bill, strike out the words "described in this article."

In Sec. 5, line 3 of the typewritten bill, strike out the word "to" and insert in lieu thereof the word "into." In Sec. 5, line 3, of the typewritten bill, insert the word "treasury" after the word "state." In Sec. 5, line 4 of the typewritten bill insert the following at end of line: "which consideration shall be used in the purchase of other lands for the Institution of the Feeble Minded."

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 128.

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.

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

Between lines 4 and 5 of Sec. 129 of the printed bill, insert the following: "2. For affixing his certificate and seal to any document, one dollar."

In line 5, Sec. 129 of the printed bill, strike out the number "2," and insert in lieu thereof the number "3." On page 2, division 17 of the typewritten bill, line 4 after the word "Charged," insert the word "for."

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON HIGHWAYS AND BRIDGES

The Committee on Highways and Bridges made the following report:

*Mr. President:*

Your Committee on Highways and Bridges to whom was referred Senate Bill No. 125.

A bill for an Act to amend Section 10088 of the Compiled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 of the Compiled Laws of 1913.

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

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

*Mr. President:*

Your Committee on Railroads to whom was referred House Bill No. 68.

A bill for an Act entitled an Act to amend Sections 1 and 2 of Chapter 206 of Laws of 1907 now known as Sections 10046 and 10047 Compiled Laws North Dakota, 1913.

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

HENRY McLEAN,  
Chairman.

Mr. McLean moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

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

After the word "creditors," in line 12 of the printed bill, add the following: "If the premium is paid by any person with intent to defraud his creditors, an amount equal to the premium so paid, with interest thereon, shall enure to their benefit. Provided that this Act shall not impair the right to change the beneficiary in accordance with the terms of the policy."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Your Committee on Judiciary to whom was referred House Bill No. 87.

A bill for an Act relating to certain words occurring in instruments now or hereafter filed or recorded in the office of the register of deeds of any County, and declaring the effect thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 141.

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.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 113.

A Concurrent Resolution for an amendment to the Constitution providing for the location of the seat of government at New Rockford, Eddy County.

Have had the same under consideration and recommend that the same be referred back to a Committee of the Whole Senate without recommendation.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred Senate Bill No. 102.

A bill for an Act amending Section 287 of the Compiled Laws of North Dakota for the year 1913, relating to the investment of school funds on farm lands.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 4th, 1915.

TO THE SENATE,  
BISMARCK, N. D.

*Gentlemen:*

I have the honor to inform you that I have today approved and filed with the Secretary of State, Senate Bill No. 11, "A Concurrent Resolution, Amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark."

Also, I have the honor to inform you that I have this day approved and filed with the Secretary of State, Senate Bill No. 80, "A Bill for an Act to amend and reenact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to the Compensation for Attorneys."

I have the honor to be,

Very respectfully yours,  
L. B. HANNA,  
Governor.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 3rd, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 134.

A bill for an Act to amend Section 2649 of the Compiled Laws of North Dakota for the year 1913, relating to the notification of the State Live Stock Sanitary Board when live stock is affected or believed to be affected with any contagious disease.

Also, House Bill No. 143.

A Concurrent Resolution amending Section 183 of the the Constitution of the State of North Dakota, relating to increasing the county debt limit for the construction, improvement and maintenance of public highways.

Also, House Bill No. 160.

A bill for an Act to amend sub-division two of Section 5743, of the Compiled Laws of North Dakota 1913, relating to the order of succession.

Also, House Bill No. 163.

A bill for an Act to amend Sections 874 and 876 of the Compiled Laws of 1913, relating to the forwarding of abstract of votes by county auditors and the meeting of the state canvassing board for primary elections.

Also, House Bill No. 166.

A bill for an Act to amend Section 5170 of the Compiled Laws of North Dakota, for the year 1913, (Section 4655 of the Revised Codes of 1905) relating to the legal reserve fund of banking corporations.

Also, House Bill No. 168.

A bill for an Act to amend Section 8127 relating to sales of chattels in foreclosure proceedings.

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

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

#### REPORT OF SPECIAL COMMITTEE

Mr. Vail moved that the report of the Special Committee on the Temple-Webb Company Audit of State Officers be referred to the Committee on State Affairs, which motion prevailed.

The report was referred to the Committee on State Affairs.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Davis moved that the Concurrent Resolution, known as the Haraldson Resolution, be referred to an appropriate committee, which motion prevailed.

The resolution was referred to the Committee on Ways and Means.

Mr. Leutz moved that consideration of the Concurrent Resolution, known as the Grow Resolution, relating to Terminal Grain Elevators be deferred one day, which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Hoverson introduced Senate Bill No. 184.

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

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

Mr. Overson introduced Senate Bill No. 185.

A bill for an Act to amend Section 7530 of the Compiled Laws of North Dakota for 1913, relating to the issuance of injunctions.

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

Mr. Overson introduced Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

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

Mr. Overson introduced Senate Bill No. 187.

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

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

Mr. Hamilton introduced Senate Bill No. 188.

A bill for an Act to require state banks to furnish surety bonds so as to insure depositors against loss by insolvency or failure of such banks.

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

Mr. Davis introduced Senate Bill No. 189.

A bill for an Act to amend Section 2141 of the Compiled Laws of North Dakota for 1913, relating to the state board of equalization, how constituted.

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

Mr. Martin introduced Senate Bill No. 190.

A Concurrent Resolution amending Section 202 of the Constitution of the State of North Dakota, relating to the manner of amending said constitution.

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

Mr. Wartner introduced Senate Bill No. 191.

A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Davis introduced Senate Bill No. 192.

A bill for an Act to amend Sections 3703 and 3704 of the Compiled Laws of North Dakota for 1913, relating to the plans, specifications, estimates, resolutions, petitions, and to provide a means whereby the city council, or board of city commissioners as the same may be, shall obtain jurisdiction and be authorized to order improvements in improvement districts, and to contract for the same in cities in the State of North Dakota.

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

Mr. Albrecht introduced Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

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

Mr. Hyland introduced Senate Bill No. 194.

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

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

Mr. Overson (by request) introduced Senate Bill No. 195.

A bill for an Act to construe and legalize the assigning of mortgages by executors and administrators of estates and decedents and guardians of minors.

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

On motion the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 139.

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of railroad commissioners.

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

In line three (3), Section sixteen (16) of the printed bill, after the word "herewith," strike out the period and insert in lieu thereof "and the amendment." Provided, however, that the provisions of this Act shall not abrogate or repeal any existing powers now possessed by any city, town or village in this state.

And when so amended recommend the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

On motion the Senate returned to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Leutz moved that permission be granted him to withdraw his motion to defer consideration of the Grow Resolution until tomorrow, which motion prevailed.

Mr. Vail moved that the Senate concur in the Grow Resolution relating to Terminal Grain Elevators, which motion prevailed.

#### THIRD READING OF SENATE BILLS

Mr. Davis moved that Senate Bill No. 152 be referred to the Committee on State Affairs, which motion prevailed.

Senate Bill No. 132.

A bill for an Act to amend Section 3365 of the Compiled Laws of North Dakota, for the year 1913, relating to the annual statement of county auditors and county treasurers.

Was read the third time.

The question being on the final passage of the bill,

the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Richl'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kiskeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 155.

A bill for an Act amending Section 2106 of the Compiled Laws of North Dakota for the year 1913, relating to the duty of assessors in cases where personal property is liable to be removed from the state or county or disposed of by sale or otherwise.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes		

Mr. Hamilton voted nay.

Absent and not voting, Messrs. Nelson of Grand Forks and Steele.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanics' liens, the time of commencing suit and limitations thereon.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks.
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 4th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution:

#### CONCURRENT RESOLUTION

Introduced by Mr. Everson.

*Whereas*, The Shepard-Hobson Resolution amending the Constitution of the United States so as to prohibit the manufacture and sale of intoxicating liquors and beverages failed to receive the necessary two-thirds vote in the House of Representatives of Congress, and,

*Whereas*, A majority of the members of said House of

Representatives voted in favor of the resolution, among them the representatives from North Dakota, and,

*Whereas*, Federal legislation is necessary to properly regulate and control the liquor traffic, therefore

*Be It Resolved by the House of Representatives, of the State of North Dakota, the Senate Concurring Therein*, That, we commend the action of our representatives in Congress in voting for the Shepard-Hobson Resolution, and urge them to continue to work for the passage of the same;

*Resolved*, That we urge the Senate and the House of Representatives of Congress to reconsider the action already taken and to pass the said Shepard-Hobson Resolution, and

*Be It Further Resolved*, That the secretary of state, be instructed to send a copy of these resolutions to our senators and representatives in Congress, to the Speaker of the House of Representatives, to the Vice-President and to the President of the United States.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

#### FIRST AND SECOND READING OF HOUSE BILLS

##### House Bill No. 134.

A bill for an Act to amend Section 2649 of the Compiled Laws of North Dakota for the year 1913, relating to the notification of the State Live Stock Sanitary Board when live stock is affected or believed to be affected with any contagious disease.

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

##### House Bill No. 143.

A Concurrent Resolution amending Section 183 of the Constitution of the State of North Dakota, relating to increasing the county debt limit for the construction, improvement and maintenance of public highways.

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

##### House Bill No. 160.

A bill for an Act to amend sub-division two of Section 5743, of the Compiled Laws of North Dakota 1913, relating to the order of succession.

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

House Bill No. 163.

A bill for an Act to amend Sections 874 and 876 of the Compiled Laws of 1913, relating to the forwarding of abstract of votes by county auditors and the meeting of the state canvassing board for primary elections.

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

House Bill No. 166.

A bill for an Act to amend Section 5170 of the Compiled Laws of North Dakota, for the year 1913, (Section 4655 of the Revised Codes of 1905) relating to the legal reserve fund of banking corporations.

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

House Bill No. 168.

A bill for an Act to amend Section 8127 relating to sales of chattels in foreclosure proceedings.

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

The President called Mr. Wartner to the chair.

### THIRD READING OF HOUSE BILLS

House Bill No. 144.

A bill for an Act to amend and re-enact Section 1346 of the Compiled Laws of 1913, relating to medical inspection of pupils in the public schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 5, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Murphy
Allen	Hughes	Nelson, G. F'ks
Barnes	Hyland	Nelson, Rich'd
Bonzer	Jacobsen	Overson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Vail
Hamilton	McLean	Wartner
Heckle	Mudgett	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Nelson, Rolette	Trageton
Kirkeide	Paulson	

Absent and not voting, Messrs. Kretschmar and Steele.  
So the bill passed and the title was agreed to.

Also, House Bill No. 103.

A bill for an Act amending Section 10298 of the Compiled Laws of North Dakota for 1913, relating to the seasons for killing deer.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Richl'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

Also, House Bill No. 62.

A bill for an Act to amend Section 2215 of the Compiled Laws of 1913 being Section 98 of Chapter 126 of the Session Laws of 1897, relating to the abbreviations, characters, symbols, letters, and figures which may be used in land description taxation proceedings, and declaring their meaning in relation thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bond	Clark
Allen	Bonzer	Davis
Barnes	Bronson	Englund

Messrs.	Messrs.	Messrs.
Ellingson	Loftsgaard	Paulson
Gardiner	Mallough	Porter
Gibbens	Martin	Porterfield
Gronvold	McBride	Putnam
Heckle	McFadden	Rowe
Hoverson	McGray	Sandstrom
Hughes	McLean	Sikes
Hyland	Mudgett	Thoreson
Jacobsen	Murphy	Trageton
Kirkeide	Nelson, Gr. F'ks.	Vail
Kretschmar	Nelson, Rich'd	Wartner
Leutz	Nelson, Rolette	Young
Lindstrom	Overson	

Mr. Hamilton voted nay.

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 4th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 76.

A bill for an Act to amend Section 1190 of the Compiled Laws of 1913, relating to consolidation of schools.

Also, House Bill No. 172.

A bill for an Act to amend Section 6074 of the Compiled Laws of 1913, relating to the legal rate of interest.

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

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

Also, House Bill No. 149.

A bill for an Act declaring that the courts of this state shall take judicial notice of a publication of the laws of this state commonly known and entitled "The Revised Codes of North Dakota, 1905," and a publication of the laws of this state commonly known and entitled, "Compiled Laws of North Dakota, 1913," and that amendments thereof and enactments of other laws referring thereto shall be deemed to refer to the laws of the state as appearing in such publications.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Gr. F'ks.
Allen	Hyland	Nelson, Richl'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

Also, House Bill No. 108.

A bill for an Act making the drawing of a bank check without funds in the bank to protect the same a misdemeanor, prescribing a penalty therefor.

Was read the third time.

Mr. Rowe moved that further consideration of House Bill No. 108 be laid over one day, which motion prevailed.

Also, House Bill No. 133.

A bill for an Act to amend and re-enact Section 4672 of the Revised Code of 1905, being Section 5187 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 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks	

Mr. Hamilton voted nay.  
Absent and not voting, Mr. Steele.  
So the bill passed and the title was agreed to.

Also, House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913, relating to publication of delinquent tax list.

Was read the third time.

Mr. Bronson moved that House Bill No. 49 be referred to the Committee on Taxes and Tax Laws, which motion prevailed.

The President presiding.

The Secretary announced that the President was about to sign House Bill No. 92.

A bill for an Act to amend and re-enact Section 1916 of the Compiled Laws of North Dakota for the year 1913, relating to Mother's Day.

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

The courtesies of the floor were extended to Messrs. A. W. Patterson, John Chelson, H. H. Braaten, A. T. Lindas, Amos Ewing, J. E. Quam, Hon. C. N. Frick, Hon. J. G. Gunderson, O. V. Bowman, J. B. Little, Adam A. Lefor, Joseph Lefor, Thomas Lefor, Jacob Lefor, George Watson, Henry Sim, and Frank Rittinger.

Mr. Lindstrom moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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### THIRTY-SECOND DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 5th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Steele.

Mr. Bond moved that Mr. Steele be excused, which motion prevailed and he was excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Thirty-First Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## PETITIONS AND COMMUNICATIONS

Mr. Bond presented the following petition:

We, the undersigned tax-payers, respectfully petition the Fourteenth Legislative Assembly of the State of North Dakota, to pass Senate Bill No. 92 relating to Rural Credits, that the farmers may be enabled to obtain money at a low rate of interest.

(Signed) JOHANNES TVETEN, and 38 others.

PETITION FROM PARAGON FARMERS' CLUB OF LUND TWP.,  
WARD Co., N. D.

We, the undersigned, voters of the 29th District, hereby petition you to work and vote for Senate Bill No. 92, which is a concurrent resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits," and also for Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

(Signed) JOHN A. LUNDEN, CHAS DYKE, J. E. HARRIS,  
Committee on Legislation, and 24 others.

PETITION TO THE SENATORS AND REPRESENTATIVES OF THE  
NORTH DAKOTA LEGISLATURE,  
BISMARCK, N. DAK.

We, the undersigned voters of North Dakota, do hereby petition you to provide the farmers of this state, with a terminal elevator for the handling of farmers' grain. Same to be located in the city of St. Paul, Minnesota. We urgently petition you to use all means within your

power to comply with the request, herein set forth.  
(Signed) H. P. SMITH, and 56 others.

Mr. Sandstrom presented the following communication:

*Whereas*, We have been informed that a measure has been introduced in the Legislature to do away with all game wardens and place the enforcement of the game laws in the hands of county officers, and

*Whereas*, Wild game and fish are the property of the state and nation, and are protected by State and National laws, we believe in uniform and impartial interpretation and enforcement of said laws over the entire state, and we believe the only way to secure this result is through a state game board and wardens, therefore

*Be It Therefore Resolved*, That we urge upon our Senator and Representatives to do all in their power to defeat the above mentioned measure.

Dated at Bottineau, North Dakota, this 1st day of February, 1915.

(Signed) BOTTINEAU GUN CLUB,

By C. A. Leonard, President; Anton Lallum, Secretary; A. O. Williams, Field Captain.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was re-referred Senate bill No. 79.

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North Dakota, providing for judicial districts, the creation thereof and the election of Judges Therein.

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

In line 4 of Section 104 of the bill, as amended upon the floor of the Senate, after the word "judge", insert the words "or judges". The same when so amended to read as the printed bill.

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Senate Bill No. 136.

A bill for an Act to amend Section 6073 of the Compiled Laws of the State of North Dakota for 1913. Relating to "Usury Defined."

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted which motion prevailed.

Also, Senate Bill No. 124.

A bill for an Act to amend Section 8122 of the Revised Codes of North Dakota for the year 1913, Relating to foreclosure of land contracts.

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, strike out the words "Revised Codes", and insert in lieu thereof the words "Compiled Laws". In Line 1 of Section 1, make the same change.

In line 1 of "Section 7497", strike out the figures "7497" and insert in lieu thereof the figures "8122."

In line 1 of Section 3 after the figure "3," insert the following: "Emergency.)"

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

##### *Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 103.

Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

Also, Senate Bill No. 106.

A bill for an Act to amend and re-enact Section 4870 of the Compiled Laws of the State of North Dakota for the year 1913.

Also, Senate Bill No. 115.

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

Also, Senate Bill No. 125.

A bill for an Act to amend Section 10088 of the Compiled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 of the Compiled Laws of 1913.

Also, Senate Bill No. 128.

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.

Also, Senate Bill No. 139.

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of railroad commissioners.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

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

*Mr. President:*

Your Committee on Corporations other than Municipal to whom was referred Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

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

Strike out that portion beginning with the word "until" in line six of the printed bill, and ending with the word "chapter" in line thirteen of the printed bill, and insert the following: "until such corporation shall have filed in the office of the secretary of state a copy of its articles of incorporation, and amendments, if any, together with a certificate to the effect that the char-

ter of the corporation has not been cancelled and that it is engaged in active business under its charter, both of which copy of articles and certificate shall be certified to by the secretary of state of the state in which such corporation was incorporated or by the officer authorized to issue charter to such corporation (or if incorporated in a foreign country, then by the officer authorized to issue corporation charter) and shall have complied with the provisions of this chapter."

And when so amended recommend the same to pass.

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

Also, your Committee on Corporations other than Municipal to whom was referred Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of the secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

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

Strike out that portion beginning with the word "the" in line 13 of the printed bill and ending with the word "report" in line 15.

And when so amended recommend the same do pass.

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

Also, your Committee on Corporations other than Municipal to whom was referred House Bill No. 31.

A bill for an Act reinstating and validating the charters of corporations that have been cancelled for failure to make reports as required by and under Section 4518 of the Revised Codes of 1913.

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

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

Also, your Committee on Corporations other than Municipal to whom was referred House Bill No. 10.

A Concurrent Resolution for amendment to the Con-

stitution of the State of North Dakota, relating to the voting privilege of members of co-operative corporations.

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

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred Senate bill No. 49.

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

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

In line one of the title, after the word "Section", strike out "13 of 273 of the Session laws" and insert in lieu thereof "2775 of the Compiled Laws of the State of".

In line two, after the word "of", insert the words "the State of".

In line 1 of the amendment, after the word "Section", strike out "13 of Chapter 273", and insert in lieu thereof the figures "2775".

In line two, after the word "the", strike out the words "Session Laws of", and insert in lieu thereof "Compiled laws of the State of".

In line one of the printed bill, strike out the figures "13" and insert in lieu thereof "2775".

In line four, strike out the figures "12" and insert in lieu thereof "18".

In line eight, strike out the word "three" and insert in lieu thereof the word "two".

In line 29, after the word "section", strike out the figures "7507", and insert in lieu thereof the figures "8132".

In lines 29 and 30, strike out "Code of Civil Procedure of the Revised Codes of 1905", and insert in lieu thereof "Compiled Laws of the State of North Dakota for the year 1913."

And when so amended recommend the same to pass.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

## REPORTS OF SPECIAL COMMITTEES

### REPORT OF THE JOINT COMMITTEE ON APPROPRIATIONS

*Mr. President:*

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

We have received the report of the sub-committee and recommend the passage of a law creating a Board of Regents for our educational institutions and the abolishing of the different boards of trustees and the State Normal Board of Control.

As to the further recommendations therein contained your committee will from time to time make further recommendations, and recommend that a partial report of the sub-committee be printed in the journal.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

*To the Members of the House and Senate of the Fourteenth Legislative Assembly, and the members of the Joint Committee on Appropriations:*

Your Sub-Committee of the Joint Appropriation Committee beg leave to make this partial report.

Said sub-committee was duly organized on the 20th day of January A. D. 1915, and has been at work continuously along the line of inquiry as set out in the resolution under which we were created. The budget prepared by the State Auditor showing the requests of the different departments of state, state institutions, standing and continuing specific appropriations, standing or continuing unlimited appropriations in the aggregate amount of \$4,085,985.51. The estimate of our revenues from every source as furnished us by the state auditor, indicates a total revenue of \$3,239,931.00. Based on said estimate so furnished it becomes evident that the amount asked for exceeds our possible taxation limit by \$846,054.51. This discrepancy between amounts asked for and the amount we can furnish can only be adjusted by a reduction in our expenses or an increase in our taxes. Your committee believes that it is unwise to look for a solution of this proposition by increasing the taxation burden. Your committee believes that a great saving can be made by the following of ordinary business practice in the expenditure of moneys in all of our

institutions and in every department of our government.

Your committee has carefully investigated the methods of doing business in our different institutions and in part of the departments. From this investigation we are forced to the conclusion that we are not getting, for our money, what a private corporation or business enterprise would receive and demand for a like outlay. We are forced to the conclusion that our departments and institutions in general are engaging help and assistants far beyond the actual need; that we are paying more than is paid for like services in any private business in the state. We find that the legislature has, from time to time, created new departments and offices, have created new duties and provided the machinery to make these departments or offices operative without giving any serious thought as to where such newly created business should be attached, or whether the department to which it was attached could not carry at its present expenditure the added duty imposed. The Legislature has steadily added to the salaries of deputies, provided for additional assistants, and increased salaries of employees, has prescribed duties and provided salaries for specific purposes when the duties imposed only required a fraction of the time of those engaged therein.

Upon examination of the state educational institutions we find an increase in the pay of the faculty, instructors, teachers and employees entirely out of proportion to the natural increase in salaries of that the condition of this state in any way warrants. We find that in addition to paying larger salaries, the increase in salaries has brought about a reduction in the service rendered by those whose salaries have been increased. We find too great a disposition of those in control of our educational institutions to disregard or forget the financial condition of the state, or that we as a pioneer commonwealth with limited resources and great needs, have other and material needs outside of the higher educational institutions to provide for and maintain. We are forced to the conclusion that some of those earnestly working for the upbuilding of our educational facilities have allowed themselves to arrive at the conclusion that the first aim and object of statehood is higher education. We find that our educational institutions, instead of being each a link in our educational chain are in fact, possibly unconsciously, competitors of each other. This is evidenced by their disposition to infringe on and overlap in the particular field for which each of these institutions was created to fill. Instead of confining

themselves to the purpose for which they were created, each one evidences a desire to make of itself a great universal educational institution. This effort to build each up at the expense of the others has produced competition, overlapping and duplication. This duplication in courses of study or division into small groups of those desiring particular branches has added many thousands of dollars needlessly to our tax burden and has reduced the efficiency of the schools themselves. This duplication necessarily increases the faculty and apparatus and all the overhead charges of our institutions. It has created a spirit of rivalry between the institutions, when in fact they should co-ordinate and work together.

Your committee is of the opinion that the system of the different boards of trustees and the normal board of control can never correct this. We believe that to reduce to its minimum the local control of these different institutions some other method than the present one must be adopted. After most careful inquiry we are of the opinion that said boards of trustees and the said board of normal control should be abolished, and that one board should take over all of the powers of management and control of these several educational institutions. We are satisfied that a proper board of regents could remedy the evils that we feel exist, in the management of said institutions, and would increase their efficiency at a great reduction of cost. We therefore recommend the creation of such board. We find that some of our institutions are more wisely and economically managed than others, which will be evidenced by the appropriations that your committee will later recommend.

Your committee has not, to this time, discovered anything that indicates graft, but complain of a system of wasteful leaks and lack of business efficiency. A consideration of the financial history of the state indicates that this lack of efficiency and business management has increased rather than decreased. Your committee is of the opinion that we should at this time make a change toward economy and the exercise of ordinary business judgment, and demand of each educational institution and department that the waste and leaks therein should and must be corrected.

The different institutions and those objects for which funds have heretofore been created by the mill tax system are now asking that the Legislature, by direct appropriation out of the general fund, reimburse them in

the amount which the decision of the Supreme Court reduced their appropriation. In other words, they are asking this body to give back to them by direct appropriation the amount in dollars that the Supreme Court said we didn't have and therefore could not give to them. Some of our institutions are in such shape that the Legislature must, either in whole or in part, provide them with a sum equal to the reduction in the mill tax. An appropriation of these amounts out of the general fund will only further reduce the amount of the general fund for general state purposes, and necessitate another percentage reduction by another re-adjustment of the Supreme Court. Instead of the fractional part of a mill being a reasonable basis of income when applied to our valuation it has in fact become indicative of nothing except that it must, from time to time, be reduced so that the other departments of our government, which have precedence of our institutions in the opinion of the Supreme Court, may be cared for.

In view of these facts your committee can find no suggestion other than to recommend that the mill tax system be, at least temporarily, repealed until such time as the general fund of the state becomes large enough to take care of our several branches of state government. Under our system of a fractional valuation instead of the full valuation of property of our constitution originally provided, and the question of the measure of our taxing power having been determined by our Supreme Court at the constitutional provisions of four mills we can arrive at no suggestion that can cure our revenue system except the valuation of our property at its full valuation in money. We are mindful that this proposition will receive serious criticism. To many it will indicate an increase in the burden of the tax payer. We admit that in communities where officials were disposed to be wasteful and extravagant the criticism might be maintained. We have analyzed our system of getting revenue. The township provides for its township tax, at its annual meeting, in dollars, the school district provides for its tax in dollars, the county commissioners estimate the cost of their county in dollars, without any reference to or knowledge of what it represents in mills except in those instances where communities are up to or approaching their legal limit. We do not take it that the farmers at the town meeting or the citizens at a school meeting or the commissioners of our several counties would consider our need except from the standpoint as now prevails. Under our system, as prac-

ticed, approximately one dollar in ten paid in by the tax payer goes into the general fund of the state. To increase the general fund of the state ten per cent, under our present practice, it necessitates our levying a tax of ten dollars, nine dollars of which the local community, generally speaking, has no need for. Our constitution provides that at no time should we exceed the four mill levy. In practice we have not only been at our extreme limit but have exceeded it one and one-eighths mills, as evidenced by the ruling of our Supreme Court. We do not believe that it is a wise practice, nor that our constitutional convention contemplated that we should work out a system of taxation that brought us at all times to or beyond our taxing power. We do not believe that this change in system would bring about any greater degree of extravagance in our state government than we find under present conditions. We feel that the admission that under our constitutional provision we are possessed of only \$313,000,000.00 worth of property is not a good advertisement of our worth or prosperity. We do not feel that such an admission has a tendency to make North Dakota an attractive place to come to. We do not feel that a tax levy of seven per cent in some of our cities aids in making such places attractive to possible investors. We feel that the evidence of our small assets militates against us in our interest rates. We feel that our low valuation, that renders it impossible to erect and maintain school facilities in communities where the taxpayers are willing to provide and pay for such facilities and cannot now do so under our law and custom, should be changed. We, therefore, recommend to your consideration the adoption in fact of the valuation of property at its value in money as originally provided for in Section 176 of the Constitution, or that some classification of property as regards proportionate value be adopted and fixed as provided for in said Section 176 of the Constitution as now amended. That will make it possible to divert sufficient of our tax payments into the general fund of the state without imposing on localities the necessity of collecting taxes for which they have no use.

We earnestly invite the careful consideration of this proposition, not only by the members of the Legislature but by the people and newspapers of this state, so that if there be fault in the proposition or that it would militate to the disadvantage of any or all of our people it be called to the attention of this legislative body.

We find, on examination, certain appropriations, payments and commissions paid to different officials and boards that we feel are not warranted and ought to be repealed or modified.

Your committee, feeling the need of some method of making our revenue and expense meet, make these general recommendations for your consideration and invite your closest and most earnest consideration and criticism. Your committee will, from time to time, offer further recommendations which in our opinion will correct our financial difficulties.

Your committee begs leave to advise you that owing to the magnitude of this general proposition we do not feel it to be possible to make all of our recommendations inside of the time limit of thirty-five days, as prescribed by our rules, and would suggest to you the wisdom of amending our rules for the purpose of giving further time for the introduction of our suggestions and the bills and measures that we may recommend.

All of which is respectfully submitted,

By the committee,

TREADWELL TWICHELL,  
P. T. KRETSCHMAR,  
L. C. ALBRECHT,  
B. A. DICKINSON,  
L. P. SANDSTROM.

#### MOTIONS AND RESOLUTIONS

Mr. Kirkeide moved that the vote by which Senate Bill No. 102 was indefinitely postponed yesterday be reconsidered, which motion was lost.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Hughes moved that the Senate Concur in the Concurrent Resolution introduced by Mr. Everson, relating to the Shepard-Hobson Resolution amending the Constitution of the United States, which motion prevailed.

#### MESSAGES FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 5th, 1915.

TO THE SENATE,  
BISMARCK, N. D.,

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the Secretary of State, Senate

Bill No. 43, "A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Deed to the United States Government Section 16, Township 138 North, of Range 81 West of the Fifth Principal Meridian."

Also, I have the honor to inform you that I have this day approved and filed with the Secretary of State, Senate Bill No. 19, "A Bill for an Act to Amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the Purchase, Sale and Management of an Asylum for the Poor."

I have the honor to be,

Very respectfully yours,

L. B. HANNA,

Governor.

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

Mr. Leutz introduced Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Was read the first and second time and referred to the Committee on Highways, Roads and Bridges.

Mr. Martin introduced Senate Bill No. 197.

A Concurrent Resolution.

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

Mr. Martin introduced Senate Bill No. 198.

A bill for an Act relating to the taxation of structures and improvements on farm lands.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Bronson introduced Senate Bill No. 199.

A bill for an Act to protect the lines and property of the traveling public and the employees of the railroads in the State of North Dakota, by limiting the length of trains and providing for full crews thereon.

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

Mr. McLean introduced Senate Bill No. 200.

A bill for an Act making an appropriation annually for the further support and maintenance of the pure seed laboratory in the conduct of work necessary to

proper seed inspection and field crop inspection as called for in Chapters 209 of the Session Laws of 1909 and 229 of the Session Laws of 1913.

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

Mr. Nelson of Rolette introduced Senate Bill No. 201.

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation of schools.

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

Mr. Nelson of Rolette introduced Senate Bill No. 202.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913, prohibiting the sale of cattle for breeding purposes unless accompanied by a certificate of health.

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

Mr. Vail introduced Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

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

Mr. Hyland introduced Senate Bill No. 204.

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

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

Mr. Trageton introduced Senate Bill No. 205.

A bill for an Act to provide state aid to county good farming associations.

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

## THIRD READING OF SENATE BILLS

The President called Mr. Rowe to the chair.

Senate Bill No. 115.

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks.
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 128.

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hughes
Allen	Ellingson	Hyland
Barnes	Gardiner	Jacobsen
Bond	Gibbens	Kirkeide
Bonzer	Gronvold	Kretschmar
Bronson	Hamilton	Leutz
Clark	Heckle	Lindstrom
Davis	Hoverson	Loftsgaard

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Mallough	Nelson, Gr. F'ks.	Rowe
Martin	Nelson, Richl'd	Sandstrom
McBride	Nelson, Rolette	Sikes
McFadden	Overson	Thoreson
McGray	Paulson	Trageton
McLean	Porter	Vail
Mudgett	Porterfield	Wartner
Murphy	Putnam	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 125.

A bill for an Act to amend Section 10088 of the Compiled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 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 45, nays 3, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Albrecht	Hughes	Nelson, Richl'd
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Lindstrom	Putnam
Davis	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Hamilton	Martin	Nelson, G. F'ks

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

The President presiding.

Also, Senate Bill No. 139.

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of railroad commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 106.

A bill for an Act to amend and re-enact Section 4870 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 76.

A bill for an Act to amend Section 1190 of the Compiled Laws of 1913, relating to consolidation of schools.

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

House Bill No. 172.

A bill for an Act to amend Section 6074 of the Compiled Laws of 1913, relating to the legal rate of interest.

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

### THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 108, the roll was called and there were ayes 36, nays 10, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bond	Davis
Allen	Bonzer	Ellingson
Barnes	Bronson	Gardiner

Messrs.	Messrs.	Messrs.
Gibbens	Mallough	Porterfield
Hoverson	McFadden	Putnam
Hughes	McGray	Rowe
Hyland	McLean	Sandstrom
Kirkeide	Mudgett	Sikes
Kretschmar	Murphy	Thoreson
Leutz	Nelson, Rolette	Trageton
Lindstrom	Overson	Vail
Loftsgaard	Porter	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clark	Martin	Nelson, Richl'd
Gronvold	McBride	Paulson
Hamilton	Neison, G. F'ks	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Heckle	Steele

So the bill passed and the title was agreed to.

Also, House Bill No. 141.

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.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Richl'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting, Mr. Steele.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

February 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 62.

A bill for an Act to amend Section 2215 of the Compiled Laws of 1913 being Section 98 of Chapter 126 of the Session Laws of 1897, relating to the abbreviations, characters, symbols, letters, and figures which may be used in land description taxation proceedings, and declaring their meaning in relation thereto.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

## GENERAL ORDERS

Mr. Gronvold moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed. The President called Mr. Gronvold to the chair.

## COMMITTEE OF THE WHOLE

When the Committee of the Whole arose it submitted the following report:

*Mr. President:*

Your Committee of the Whole have had under consideration Senate Bill No. 113 and report no progress.

F. T. GRONVOLD,

Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

The Secretary announced that the President was about to sign House Bill No. 67.

A bill for an Act to amend and re-enact Section 2659 of the Compiled Laws of the State of North Dakota, 1913, relating to the official estray paper.

Also, Concurrent Resolution, by Mr. Thompson of Ward, relating to Memorial Exercises on February 12th, 1915.

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

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 108.

A bill for an Act making the drawing of a bank check without funds in the bank to protect the same a misdemeanor, prescribing a penalty therefor.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The courtesies of the floor were extended Messrs. J. Dexter Pierce, J. F. Callahan, Prof. E. F. Ladd, T. W. Jackman, Chas. Brewer, R. B. Blakeman, Nick McKellar, L. L. Stair, Prof. Vernon, P. Squires, E. M. Truax, J. W. Prices, Hon. E. A. Smyth, Alf White, John Orchard, Nick Steffon, John L. Turner, F. W. Turner, L. F. Crawford, and W. V. O'Connor, Prof. L. E. Birdzell, H. Bendeke, John Ogren, J. R. Poupore, Dr. E. P. Robertson, C. H. McManniss, Dr. N. C. English, C. C. Gowran, C. J. Murphy, N. C. Batchelor, Mayor James Dinnie, A. S. Hanson, E. J. Lander, Prof. J. Nelson Kelly, F. F. Burchard, H. W. Wells, C. W. Graves, A. V. Hunter, Leslie Stinson, W. H. Brown, T. Carter Griffith, Don McDonald and P. O. Thorson all of Grand Forks.

Mr. Wartner moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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THIRTY-THIRD DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 6th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Steele.

Mr. Hyland moved that Mr. Steele be excused, which motion prevailed and he was excused by the President.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Thirty-Second Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## PETITIONS AND COMMUNICATIONS

Mr. Bond presented the following petitions:

We, the undersigned tax-payers, respectfully petition the Fourteenth Legislative Assembly of the State of North Dakota, to pass Senate Bill No. 92 relating to Rural Credits, that the farmers may be enabled to obtain money at a low rate of interest.

(Signed) OTTO O. JENSEN, and 38 others.

*To the Members of the Senate, 14th Session:*

We, the undersigned residents of McKinley Township, hereby petition you to pass Senate Bill No. 92 relating to rural credits, which will give farmers a lower rate of interest.

(Signed) B. SOTTWEG, and 12 others.

VAN HOOK, N. DAK.,  
February 1st, 1915.

We, the undersigned citizens of Mountrail and McKenzie counties, respectfully urge the passage of Senator Bond's bill providing for state loans on farm mortgages.

(Signed) F. W. HANNAH, and 9 others.

*To the Senate:*

We, the undersigned teachers and citizens respectfully request that you do all in your power to prevent the passage of House Bill No. 173.

(Signed) W. R. JOHNSTON, and 34 others.

The following communication was received from Hamberg, North Dakota:

As an urgent necessity demands immediate relief,  
*Be It Resolved by the Hamberg Farmers' Club:*

*First,* That we ask the present session of the legislature to pass a law empowering the State Auditor to

appoint a clerk or deputy on a salary, whose duty shall be to find money at as cheap rate of interest as possible and loan it to farmers on real estate without a commission.

*Second*, That our secretary be instructed to send a copy of these resolutions to both Houses thru our representatives.

Adopted by unanimous vote this Feb. 2, 1915.

(Signed) JULIUS AFFELDT, President; JOHN SCHEER, Secretary.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

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

At the end of the bill add the following: "Section 2. Emergency.) An emergency is hereby declared to exist and this Act shall take effect immediately after its passage and approval."

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

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

In line 1 of title, strike out the words "Children and others" and insert in lieu thereof the word "Minors."

In line 4 of title, strike out the word "Persons" and insert in lieu thereof the word "Minors."

In Sec. 1, line 1 of printed bill, strike out the word "person" and insert in lieu thereof the word "minor."

In Sec. 2, line 1 of the printed bill, strike out the word "person" and insert in lieu thereof the word "minor." Sec. 2, line 4 of printed bill, strike out the word "person" and insert in lieu thereof the word "minor."

In Sec. 3, line 4 of printed bill, strike out the words "and others," and insert in lieu thereof the words "under this Act."

In Sec. 4, line 4 of printed bill strike out the words "or other persons."

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

**Mr. President:**

Your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 39.

A bill for an Act defining the powers of village boards relating to the purchase, leasing and operation of electric light and power plants or gas works.

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

E. A. HUGHES,  
Chairman.

Mr. Hughes moved that the report be adopted, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

**Mr. President:**

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 49.

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

Also, Senate Bill No. 79.

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North Dakota, providing for judicial districts, the creation thereof and the election of judges therein.

Also, Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

Also, Senate Bill No. 124.

A bill for an Act to amend Section 8122 of the Revised Codes of North Dakota for the year 1913, relating to foreclosure of land contracts.

Also, Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

And find the same correctly engrossed.

OSCAR LINDSTROM,

Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON MILITARY AFFAIRS

The Committee on Military Affairs made the following report:

**Mr. President:**

Your Committee on Military Affairs to whom was referred Senate Bill No. 114.

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

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

In line 5 of the printed bill, after the word "the," strike out the words "North Dakota, First Infantry, Spanish American War," and insert in lieu thereof "First North Dakota Infantry, U. S. V."

And when so amended recommend the same to pass.

C. F. MUDGETT,

Chairman.

Mr. Mudgett moved that the report be adopted, which motion prevailed.

Also, your Committee on Military Affairs to whom was referred Senate Bill No. 175.

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

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

Beginning with line 10 of the printed bill, strike out all thereafter and insert the following:

"Section 2. The money shall be expended for the department for such purposes as the Department Commander, the Assistant Adjutant General and the Chairman of the Board of Trustees of the Soldiers Home shall determine, and payment shall be made on vouchers approved by them.

Section 3. Should the Department of North Dakota surrender its charter or become disbanded by any cause, all money remaining in the hands of the Quartermaster General, acquired under the provisions of this bill, shall be returned to the accounting officer of the Soldiers Home, and credited to the interest and income fund from which originally drawn.

Section 4. Emergency.) An emergency exists in that the Department of North Dakota of the Grand Army of the Republic is without funds and in immediate need of assistance to maintain it. Therefore this Act shall take effect and be in force from and after its passage and approval."

And when so amended recommend the same to pass.  
C. F. MUDGETT,  
Chairman.

Mr. Mudgett moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 5th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 91.

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## MOTIONS AND RESOLUTIONS

Mr. Davis moved that the time be extended for the consideration of House Bill No. 11, and Senate Bills Nos. 126, 148 and 17, which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Hoverson introduced Senate Bill No. 206.

A bill for an Act to amend Section 7745 of the Compiled Laws of North Dakota for the year 1913, relating to execution sale of real property.

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

Mr. Nelson of Rolette introduced Senate Bill No. 207.

A bill for an Act to repeal Section 9231 of the Compiled Laws of North Dakota for 1913, relating to theatres open on Sunday being unlawful.

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

Mr. Porterfield introduced Senate Bill No. 208.

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages; and prescribing penalty for failure to comply with the provisions of this Act.

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

Mr. Nelson of Rolette introduced Senate Bill No. 209.

A bill for an Act to amend and re-enact Section 45 of the Compiled Laws of North Dakota for 1913, relating to printing commission.

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

Mr. Mallough introduced Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

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

Mr. Davis introduced Senate Bill No. 211.

A bill for an Act to amend Section 1122 of the Compiled Laws of North Dakota for the year 1913, relating to the qualifications of county superintendent of schools.

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

Mr. Thoreson introduced Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

The Committee on Public Health introduced Senate Bill No. 213.

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

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

Mr. Sandstrom introduced Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed weapons or explosives, unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

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

Mr. Loftsgaard (by request) introduced Senate Bill No. 215.

A bill for an Act prohibiting the maintaining and keeping of public pool and billiard halls in basements or in rooms below the level of the street, and prescribing penalty therefor.

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

Mr. Wartner (by request) introduced Senate Bill No. 216.

A bill for an Act relating to the liability of common carriers by railroad to their employees in certain cases.

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

Mr. Ellingson introduced Senate Bill No. 217.

A bill for an Act to amend Section 669 of the Compiled Laws of North Dakota for 1913, relating to the bonds of county, township, city, village or school district officers, and repealing Section 664 of the Compiled Laws for 1913, relating to the bonds of county treasurers.

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

Mr. Mudgett introduced Senate Bill No. 218.

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

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

Mr. Mudgett introduced Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

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

Mr. Gibbens introduced Senate Bill No. 220.

A bill for an Act prohibiting the appointment of wives or husbands of county officers to act as deputies.

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

Mr. Gibbens introduced Senate Bill No. 221.

A bill for an Act to provide that certain students taking courses in agriculture, shall be taught how to apply the tuberculin test.

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

Mr. Gibbens introduced Senate Bill No. 222.

A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

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

Mr. Gibbens introduced Senate Bill No. 223.

A bill for an Act relating to establishing, vacating public roads and repealing Sections 1918, 1919, 1920, 1921,

1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938 and 1939 of the 1913 Compiled Laws of the State of North Dakota.

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

Mr. Gibbens introduced Senate Bill No. 224.

A bill for an Act to amend and add Section 2094 of the Compiled Laws of North Dakota for 1913, relating to the listing and assessing of personal property coming into the state intended for sale in the course of trade; and prescribing the manner of taxation and equalization of the same.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Gibbens (by request) introduced Senate Bill No. 225.

A bill for an Act to regulate the sale of supplies to school districts and to provide penalties for the violation of the provisions hereof.

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

Mr. Gibbens (by request) introduced Senate Bill No. 226.

A bill for an Act to amend Section 1145 of the Compiled Laws of 1913, relating to the naming of school districts.

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

Mr. Gibbens (by request) introduced Senate Bill No. 227.

A bill for an Act to amend and re-enact Section 1372 of the Compiled Laws of 1913, relating to the qualifications of teachers.

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

Mr. Wartner (by request) introduced Senate Bill No. 228.

A bill for an Act amending Section 1 of Chapter 139 of the Session Laws of 1905, being Section 3173 of the Compiled Laws of the State of North Dakota, 1913.

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

## THIRD READING OF SENATE BILLS

## Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Absent and not voting Mr. Steele.

So the bill passed and the title was agreed to.

The President called Mr. Jacobsen to the chair.

## Also, Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

Was read the third time.

The president presiding.

Mr. Mudgett moved that Senate Bill No. 121 be amended by striking out the words, "a brief recapitulation of the year's business; an abstract of a statement of its resources and liabilities," beginning on line eleven and ending on line thirteen, which motion was lost.

Mr. Hyland moved that Senate Bill No. 121 be referred to the Committee on Corporations other than Municipal, which motion prevailed.

## Also, Senate Bill No. 79.

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North

Dakota, providing for judicial districts, the creation thereof and the election of judges therein.

Was read the third time.

Mr. Murphy moved that Senate Bill No. 79 be amended by adding, after the word "qualified," in line eight, page two of the printed bill, the words, "Provided, however, that no two judges shall be elected from or reside in the same county," which motion prevailed.

Mr. Hyland moved that further consideration of Senate Bill No. 79 be indefinitely postponed, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 24, nays 20, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Barnes	Loftsgaard	Porter
Bonzer	Mallough	Putnam
Bronson	Martin	Sikes
Englund	McBride	Trageton
Ellingson	McFadden	Vail
Gronvold	McGray	Wartner
Hoverson	Nelson, Rolette	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Rich'd
Clark	Kirkeide	Paulson
Gardiner	Kretschmar	Porterfield
Gibbens	Lindstrom	Rowe
Hamilton	McLean	Sandstrom
Heckle	Murphy	Thoreson
Hughes	Nelson, G. F'ks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Steele
Davis	Mudgett	

So the bill was lost.

Messrs. Bond, Leutz and Mudgett were engaged in committee work and not in the chamber.

Also, Senate Bill No. 124.

A bill for an Act to amend Section 8122 of the Revised Codes of North Dakota for the year 1913, relating to foreclosure of land contracts.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 7, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'l'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Lindstrom	Porter
Clark	Loftsgaard	Porterfield
Davis	Mallough	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gronvold	McGray	Thoreson
Heckle	McLean	Trageton
Hoverson	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gardiner	Martin	Vail
Gibbens	Putnam	Young
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Mudgett	Steele
Leutz		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 49.

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 13, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Nelson, Rolette
Barnes	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Hamilton	McGray	Sikes
Heckle	Murphy	Trageton
Hyland	Nelson, Gr. F'ks.	Vail
Jacobsen	Nelson, Rich'l'd	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Paulson
Ellingson	Kirkeide	Thoreson
Gardiner	McLean	Wartner
Gibbens	Overson	Young
Gronvold		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Englund	Mallough	Steele
Hughes		

So the bill passed and the title was agreed to.

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 6th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 155.

A bill for an Act amending Section 2106 of the Compiled Laws of North Dakota for the year 1913, relating to the duty of assessors in cases where personal property is liable to be removed from the state or county or disposed of by sale or otherwise.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. 73.

A bill for an Act to amend Chapter 154 of the Session Laws of 1907, relating to the salary of officers of life 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 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bonzer	Kirkeide	Porter
Bronson	Kretschmar	Porterfield
Clark	Lindstrom	Putnam
Davis	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, Gr. F'ks.	Young
Hoverson	Nelson, Richl'd	

Mr. Martin voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Mudgett	Steele
Leutz		

So the bill passed and the title was agreed to.

Also, House Bill No. 68.

A bill for an Act entitled an Act to amend Sections 1 and 2 of Chapter 206 of Laws of 1907 now known as Sections 10046 and 10047 Compiled Laws 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 14, nays 31, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	McGray
Bonzer	Jacobsen	McLean
Clark	Kretschmar	Nelson, Rich'd
Gibbens	Martin	Putnam
Hoverson	McBride	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Porter
Barnes	Lindstrom	Porterfield
Bronson	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	McFadden	Sikes
Ellingson	Murphy	Thoreson
Gardiner	Nelson, Gr. F'ks.	Trageton
Gronvold	Nelson, Rolette	Vail
Hamilton	Overson	Wartner
Heckle	Paulson	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Mudgett	Steele
Leutz		

So the bill was lost.

Also, House Bill No. 10.

A Concurrent Resolution for amendment to the constitution of the State of North Dakota, relating to the voting privilege of members of co-operative corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 27, nays 18, absent and not voting 4.

## Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Paulson
Barnes	Hughes	Porter
Bonzer	Jacobsen	Putnam
Bronson	Martin	Sandstrom
Clark	McBride	Sikes
Englund	McGray	Trageton
Ellingson	Nelson, Rich'd	Vail
Gardiner	Nelson, Rolette	Wartner
Heckle	Overson	Young

## Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	McLean
Davis	Kretschmar	Murphy
Gibbens	Lindstrom	Nelson, Gr. F'ks.
Gronvold	Loftsgaard	Porterfield
Hamilton	Mallough	Rowe
Hyland	McFadden	Thoreson

## Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Mudgett	Steele
Leutz		

So the bill passed and the title was agreed to.

## Also, House Bill No. 31.

A bill for an Act reinstating and validating the charters of corporations that have been cancelled for failure to make reports as required by and under Section 4518 of the Revised Codes 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 45, nays 0, absent and not voting 4.

## Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rich'd
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bonzer	Kirkeide	Paulson
Bronson	Kretschmar	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, Gr. F'ks.	Young

Absent and not voting:  
 Messrs. Bond Leutz  
 Messrs. Mudgett  
 Messrs. Steele

So the bill passed and the title was agreed to.  
 On motion the Senate returned to the Sixth Order of Business.

REPORT OF STANDING COMMITTEES  
 REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. Speaker:*

A majority of your Committee on Judiciary to whom was referred House Bill No. 32.

A bill for an Act to amend the Constitution of the State of North Dakota.

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

B. H. MALLOUGH,  
 C. O. HECKLE,  
 M. L. MCBRIDE,  
 A. L. NELSON,  
 J. E. DAVIS,  
 FRANK H. HYLAND,  
 IRA A. BARNES,  
 CHAS. ELLINGSON,  
 F. T. GRONVOLD.

*Also Mr. Speaker:*

A minority of your Committee on Judiciary to whom was referred House Bill No. 32.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. McGRAY,  
 W. B. OVERSON,  
 H. A. BRONSON,  
 O. O. TRAGETON,  
 A. J. McFADDEN,  
 C. H. PORTER,  
 H. P. JACOBSEN,  
 ALOYS WARTNER.

Mr. Overson moved the adoption of the minority report.

Mr. Bronson moved that further consideration of the majority and minority reports of the Judiciary Committee be referred to a Committee of the Whole, which motion prevailed.

Also, a majority of your Committee on Judiciary to whom was referred Senate Bill No. 46.

A bill for an Act to authorize a popular vote upon the question of calling a delegate convention to amend and revise the Constitution of the State of North Dakota.

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

In line 5, page 1 of the printed bill, strike out the figures "1918" and insert in lieu thereof the figures "1916."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Also, a minority of your Committee on Judiciary to whom was referred Senate Bill No. 46.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. PORTER,  
H. A. BRONSON,  
O. O. TRAGETON,  
C. O. HECKLE,  
F. T. GRONVOLD.

Mr. Bronson moved that further consideration of Senate Bill No. 46 be referred to a Committee of the Whole, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 140.

A bill for an Act to amend and re-enact Section 7574 of the Compiled Laws of North Dakota for the year 1913, relating to affidavit denying liability in garnishment proceedings.

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

In line 4 of Sec. 7574 of the typewritten bill, after the word "and," insert the following: "may file and upon order of the court shall."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

On motion the Senate returned to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Rowe moved that the vote by which Senate Bill No. 79 was lost be reconsidered, which motion was lost.

The courtesies of the floor were extended to Messrs. Hon. O. Knudlson, Nels Elvick and G. Lamb.

Mr. Englund moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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THIRTY-FIFTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 8th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hamilton and Porter.

Mr. Hyland moved that both absentees be excused, which motion prevailed and they were excused by the President.

REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Thirty-Third Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. Gray moved that the report be adopted which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 6th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 102.

A bill for an Act to amend Sections 1013 and 1015 of the Compiled Laws of 1913, relating to the forwarding

of the abstract of votes by county auditor and the meeting of the state canvassing board.

Also, House Bill No. 148.

A bill for an Act to amend Section 2465 of the Compiled Laws of the State of North Dakota for the year of 1913, relating to drains.

Also, House Bill No. 175.

A bill for an Act authorizing and directing the Board of University and School Lands and the state treasurer to allow counties, cities, towns, villages and school districts that have sold their bonds at par to the state, to redeem one or more of said bonds when sufficient funds have accumulated in their sinking fund at par with the accrued interest.

Also, House Bill No. 176.

A bill for an Act to amend and re-enact Section 3533 of the Compiled Laws of North Dakota for 1913, relating to compensation and office hours of county commissioners.

Also, House Bill No. 195.

A bill for an Act to amend Subdivision Five of Section 4059 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 196.

A bill for an Act to amend Section 3870 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 200.

A bill for an Act to amend Section 3745 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 210.

A bill for an Act to provide that townships may contribute to the support of district fair associations.

Also, House Bill No. 219.

A bill for an Act authorizing and empowering city councils, city commissions, village trustees and township supervisors to pay the rental of halls or auditoriums when used for public purposes, and to provide by taxation therefor.

Also, House Bill No. 228.

A bill for an Act to amend Section 2150 of the Compiled Laws of North Dakota for the year 1913, relating to the county bridge tax.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### PETITIONS AND COMMUNICATIONS

Mr. Gardiner presented the following petitions:

*Whereas*, A bill has been introduced in the legislature creating an office of County Assessor, now therefore

*Be It Resolved*, That in our opinion, if said bill becomes a law, it will not be for the best interest of state, county, or townships.

*Be It Further Resolved*, That the old law for working out the road tax be reinstated and the new law repealed.

(Signed) Board of County Commissioners, Nelson Co., by H. K. Loiland, Chairman; T. R. Swendseid, Geo. W. Groves, O. H. Larson.

*To Senator R. J. Gardiner:*

We, the undersigned voters of Nelson County, N. D., do hereby protest against the abolition of game wardens and protection of game birds in this state.

(Signed) G. L. Phillips, and 20 others.

### REPORT OF STANDING COMMITTEES

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 114.

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

Also, Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Also, Senate Bill No. 175.

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

Also, Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred House Bill No. 6.

A bill for an Act to provide for the sanitation, disinfection, and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

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

Strike out all of Sections 1, 2 and 3, also the Emergency clause and insert in lieu thereof the following:

"Section 1. Duty of Railroad Company to Clean and Disinfect Cars.) It shall be the duty of every person, firm, company or corporation operating a railroad within the State of North Dakota to cause every railroad car that has contained live stock destined to any railway terminal or market center to be thoroughly cleaned by removing all litter, manure or refuse from said car, and cause said car to be disinfected in such manner as may be now or hereafter approved by the Bureau of Animal Industry of the U. S. Department of Agriculture before being used for the transportation of live stock into this state.

Section 2. Certificates.) Any car loaded with live stock in accordance with the provisions of Section 1 of this Act shall have a certificate attached to the shipping bill in substantially the following form: "This is to certify that Car No. .... this day loaded with live stock for transportation from ..... to ....., by ....., the owner of said live stock,

(or by ..... the agent of said ....., owner) was disinfected and cleaned before said live stock was loaded therein, as prescribed by law.

Given under my hand this ..... day of ....., 19....

Agent for .....

Railway, ....., N. D.

A duplicate of said certificate shall also be posted in a conspicuous place on said car. The failure to furnish and post said certificates shall be presumptive evidence of a failure to comply with Sec. 1 of this Act.

Section 3. Penalty.) Any railway company violating any of the provisions of this Act by failing to disinfect and clean said car in the manner and at the time required herein, shall be guilty of a misdemeanor, and shall be fined in a sum not less than fifty (\$50.00) Dollars and not more than Five Hundred (\$500.00) Dollars.

Section 4. Emergency.) *Whereas*, an emergency exists in the fact that there is no adequate provision of law for the disinfection and cleaning of Railway cars used for the transportation of live stock into the State of North Dakota, this Act shall take effect and be in force from and after its approval and passage."

And when so amended recommend the same to pass.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred Senate Bill No. 84.

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

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

In Section 1383, line 10 of the printed bill, after the word "taught," strike out "a course in Domestic Science to girls only," and insert in lieu thereof, "an elementary course in domestic science and manual training, said course to be prescribed by the state board of edu-

cation." And strike out the emergency clause on page 2.  
And when so amended recommend the same to pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 85.

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

*Mr. President:*

Your Committee on Banks and Banking to whom was referred House Bill No. 166.

A bill for an Act to amend Section 5170 of the Compiled Laws of North Dakota, for the year 1913, (Section 4655 of the Revised Codes of 1905) relating to the legal reserve fund of banking corporations.

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

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

Also, your Committee on Banks and Banking to whom was referred Senate Bill No. 188.

A bill for an Act to require state banks to furnish surety bonds so as to insure depositors against loss by insolvency or failure of such banks.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

Also, your Committee on Banks and Banking to whom was referred Senate Bill No. 130.

A bill for an Act to amend and re-enact Sections 5151 and 5152 of the Compiled Laws of 1913, relating to corporations having banking powers, defining what per cent of the capital stock and surplus of such corporations may be invested in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is located, and defining its powers as to other real estate.

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

Strike out everything after the words "A Bill," and substitute the following:

A Bill for an Act to amend and re-enact Sections 5151, 5152 and 5153 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Corporations having Banking Powers, Defining what Per Cent of the Capital Stock and Surplus of such Corporations may be Invested in Banking House, Furniture and Fixtures, Including the Lot or Parcel of Land on which the Banking House is Located, and Defining its Powers as to other Real Estate and Providing for a Penalty for the Violation Thereof.

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

Section 1. Amendment.) That Section 5151 of the Compiled Laws of 1913 be amended and re-enacted to read as follows:

Section 5151. It shall be unlawful for any corporation having banking powers to invest over forty per cent of its unimpaired capital stock and surplus in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is situated.

Section 2. Amendment.) That Section 5152 of the Compiled Laws of 1913 be amended and re-enacted to read as follows:

Section 5152. It shall have the power to purchase, hold and convey such real estate as shall be mortgaged to it in good faith by way of security for loans, or for debts previously contracted; also, such as may or shall be mortgaged to it in good faith in satisfaction of debts previously contracted in the course of its dealings; and also such as it may purchase at sales under judgments, decrees or mortgages held by the corporation, or shall purchase to secure debts due it;

but no banking corporation shall hold the possession of any real estate under mortgage, or the title and possession of any real estate purchased to secure indebtedness for a longer period than five years from date of acquiring title thereto. And all real estate heretofore so acquired, and hereafter conveyed, by such banking corporation shall be deemed to have been acquired, held and disposed of in conformity with the provisions of this chapter.

Section 3. Amendment.) That Section 5153 of the Compiled Laws for 1913 be amended and re-enacted to read as follows:

Section 5153. Any banking corporation violating the provisions of Section 5151 shall reduce the entire excess above the forty per cent of its unimpaired capital stock and surplus permitted to be invested in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is located, before a dividend can be declared, and in case of failure to do so shall be subject to a fine of not to exceed five hundred dollars, or to have its organization certificate cancelled by the state examiner, or be subject to both such fine and cancellation.

Any banking corporation violating the provisions of Section 5152 shall be subject to a fine of not to exceed five hundred dollars for every period of one year during which said banking corporation retains ownership of real estate after five years from the date when such real estate shall have been acquired.

Section 4. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed."

That the bill shall be printed as amended, and when so amended recommend that the same do pass.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred House Bill No. 40.

A bill for an Act amending Section 3530 of the Com-

piled Laws of North Dakota for the year 1913, relating to fees of the justice of the peace.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred Senate Bill No. 193.

A bill for an Act to amend Section 7739 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which only absolute exemptions are allowed.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 168.

A bill for an Act to amend Section 8127 relating to sales of chattels in foreclosure proceedings.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. Speaker:*

Your Committee on Judiciary to whom was referred Senate Bill No. 142.

A bill for an Act to repeal Section 720 of the Compiled Laws of 1913, relating to the expenses of the supreme court judges.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 92.

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

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

Strike out the title of the printed bill and insert in lieu thereof the following title: "A Concurrent Resolution to Amend and Re-enact Section 185 of the Constitution of the State of North Dakota, Relating to Loans, Giving Credit or Aid, by the State or its Political Subdivisions, and to Agricultural Loans, Popularly Known as Rural Credits."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 120.

A bill for an Act to amend Section 4424 Compiled Laws 1913 (Section 4092 Revised Codes 1905) giving to both father and mother custody of a child in certain cases and providing a method for fixing such custody in either parent in case of dispute.

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 "Laws," insert the following: "of the State of North Dakota for the year." In lines 1 and 2 of the said title, strike out the following: "Section 4092 Revised Codes 1905."

In line 1 of Section 1, after the figure "1," insert the following: "Amendment.)" In the same line, after the word "Laws," insert the following: "of the State of North Dakota for the year." In line 2, strike out the following: "being the same as Section 4092 Revised Codes 1905."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 96.

A bill for an Act providing for the inspection of re-

fined petroleum, illuminating oils, gasolines and other low flash test petroleum products. Providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

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

On page 2, line 21, strike out "three thousand" and insert in lieu thereof the words "twenty-five hundred." Strike out everything from line 26 to 42 inclusive and insert in lieu thereof the following: "At ports of entry, where the total number of barrels inspected, is in excess of eight thousand per annum, the salary shall be fifty dollars per month.

At ports of entry, where the total number of barrels is in excess of fifteen thousand per annum, the salary shall be seventy-five dollars per month.

All ports of entry where the total number of barrels is in excess of twenty-five thousand per annum the salary of deputy oil inspectors shall be one hundred dollars per month; provided that the salary of the deputy oil inspectors at the designated points of entry shall be based upon the last annual report of the state oil inspector as to the amount of barrels of oil inspected. All other deputies shall receive a salary of not less than ten dollars per month nor more than thirty dollars per month, as in the judgment of the state inspector of oils is just compensation for services performed."

Beginning at line 17 on page 6 of the printed bill, strike out the following: "Such funds shall be taken from the oil inspection fund but shall not in any one year exceed two thousand dollars to each of such institutions." and insert in lieu thereof the following: "There shall be paid to each of such institutions, for making such tests, the sum of three thousand dollars annually to be taken from the oil inspection fund."

Strike out the words and figures "one hundred twenty-three (123)," where they appear on page 7, lines 16, 28 & 29, 38 & 39, and insert in lieu thereof the words and figures "one hundred twenty-five (125)."

Strike out the words and figures "ninety-eight (98)" where they appear on page 7 lines 15, 27, 37, on page 10 lines, 2 & 3, 8 & 9, 11, 19 & 20, on page 11 lines 29, 36, 44, on page 12 lines 66, 73, on page 13 lines 4, 8, and 10 of Sec. 12, on page 14 lines 3 & 4 of Sec. 13, on page 16 lines 11, 17 & 18, 23, on page 17 lines 32, 3, on page 18 line 3 of Sec. 19 and insert in lieu

thereof the following words and figures: "one hundred (100)."

On page 8 of the printed bill, lines 8 and 9, strike out the following: "twenty-five hundredths (.25) parts per thousand" and insert in lieu thereof the words "a trace." In line 12 strike out the following: "having a gravity of forty-eight (48) degrees Beaume or higher."

On page 9, line 15, strike out the word "sixty" and insert in lieu thereof "thirty." In line 27 strike out the last word "sulphur." In the following line, 28, strike out "exceed twenty-five hundredths (.25) per thousand" and insert, in lieu thereof the following: "contain more than a trace of any sulphur compound."

On page 18 strike out all of Sec. 21 after the word "made" in line 3 and insert in lieu thereof the following: "But in no case shall any place be designated as a port of entry unless there shall have been received at such place at least one thousand barrels during the preceding year." The section following "Sec. 21" should read "Sec. 22."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Judiciary to whom was referred Senate Bill No. 38.

A bill for an Act to repeal Section 7846 of the Compiled Laws of North Dakota for 1913, relating to appeals in cases tried without a jury.

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

Strike out everything after the words "A Bill," and substitute in lieu thereof the following:

"For an Act to Amend and Re-enact Section 7846 of the Compiled Laws of North Dakota for the year 1913 relating to appeals in cases tried without a jury and to trials thereupon de novo in the Supreme Court.

Section 1. Section 7846 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted so as to read as follows:

Section 7846. Appeals in Cases Tried Without a Jury.) In all actions tried by the district court without a jury, in which an issue of fact has been joined, excepting as hereinafter provided, all the evidence offered on the trial shall be taken down in writing, either party may object to such evidence as it is offered and there-

upon the District Court shall either receive or reject the same, by ruling made thereon. A party desiring to appeal from a judgment in any such action, shall cause a statement of the case, containing the evidence so received, and also separately a statement of the case containing the evidence so rejected, to be settled within the time and in the manner prescribed by Article 8 of Chapter 11 of this Code, and shall specify in the statement of the evidence so received, the questions of the fact that he desires the Supreme Court to review, and all questions of fact not so specified shall be deemed on appeal to have been properly decided by the trial court. Only such evidence as relate to the questions of fact to be reviewed shall be embodied in the statement mentioned. But if the appellant shall specify in the statement that he desires to review the entire case, all the evidence and proceedings shall be embodied in the statement as hereinbefore stated. The Supreme Court shall try anew the question of fact specified in said statement of the case, or in the entire case, if the appellant demands a re-trial of the entire case, and shall finally dispose of the same whenever justice can be done without a new trial and either affirm or modify the judgment or direct a new judgment to be entered in the district Court, but no objection to evidence can be made for the first time in the Supreme Court; the Supreme Court may, however, if it deem such course necessary to the accomplishment of justice, order a new trial of the action. In actions tried under the provisions of this section, failure of the court to make findings upon all the issues in the case shall not constitute a ground for granting a new trial or reversing the judgment; if it shall appear in such trial de novo in the Supreme Court that the evidence, or any part thereof, in the statement of the case containing the excluded evidence, was properly excluded, no costs, in any event, shall be allowed to the party making such appeal concerning the evidence so properly excluded. In actions tried under the provisions of this section, failure of the court to make findings upon all the issues in the case shall not constitute a ground for granting a new trial or reversing the judgment; provided, that the provisions of this section shall not apply actions or proceedings properly triable to a jury."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Also, a minority of your Committee on Judiciary to whom was referred Senate Bill No. 38.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALOYS WARTNER,  
C. W. MCGRAY.

Mr. Overson moved that further consideration of these reports be deferred until to-morrow, which motion prevailed.

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

Mr. Englund introduced Senate Bill No. 229.

A bill for an Act providing for a maximum rate of fare to be charged and collected by railroads, railroad corporations and common carriers, for the transportation of passengers and baggage on mixed trains which run at an average speed of not more than twenty (20) miles an hour, and providing a penalty for the violation thereof.

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

Mr. Porterfield introduced Senate Bill No. 230.

A bill for an Act to amend Sections 6815, 6816 and 6817 of the Compiled Laws of 1913, relating to the filing of mechanic's liens, establishing priorities for such liens, requiring the giving of notice thereof, and providing a penalty for filing unlawful liens.

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

Mr. Paulson introduced Senate Bill No. 231.

A bill for an Act enabling the state board of normal school trustees to erect a training school building at the state normal school at Mayville with money from the local incidental and mill tax funds of that institution.

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

Mr. Hoverson introduced Senate Bill No. 232.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for the year 1913, relating to execution sale of personal property.

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

Mr. Hoverson introduced Senate Bill No. 233.

A bill for an Act to amend Section 243 of the Com-

piled Laws of North Dakota for the year 1913, relating to the institutions under the control of the State Board of Control of State Institutions.

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

Mr. Wartner introduced Senate Bill No. 234.

A bill for an Act creating and defining the Thirteenth Judicial District of the State of North Dakota, defining the boundaries thereof, providing for the appointment and election of a judge, and fixing the terms of court therein.

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

Mr. Porterfield (by request) introduced Senate Bill No. 235.

A bill for an Act requiring municipal provision by taxation for municipal waterworks plants according to classified water requirements; creating waterworks fund and other subsidiary funds therefrom, designating officials and providing regulations with reference thereto.

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

Mr. Sikes introduced Senate Bill No. 236.

A bill for an Act authorizing the board of county commissioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

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

Mr. Vail introduced Senate Bill No. 237.

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

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

Mr. Vail introduced Senate Bill No. 238.

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814 and 1817, all of the 1913 Compiled Laws of North Dakota, and all relating to a uniform system of accounting.

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

Mr. Vail introduced Senate Bill No. 239.

A bill for an Act to amend Section 657 of the Compiled

Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

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

Mr. Nelson of Richland introduced Senate Bill No. 240.

A bill for an Act amending Sections 3135, 3136 and 3137 of the Compiled Laws of North Dakota for the year 1913, relating to reports to be made by owners and operators of elevators, warehouses and grain stations.

Was read the first and second time and referred to the Committee on Warehouses and Grain Grading.

Mr. Trageton introduced Senate Bill No. 241.

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Gibbens introduced Senate Bill No. 242.

A Concurrent Resolution to amend the Constitution of the State of North Dakota relating to taxation and revenue; providing for a general property, license, franchise, gross revenue, excise, income taxes and graduated inheritance, registration, production of business and other specific taxes; to defray the expense of the state and to pay the interest on the state debt; also providing a limit not to exceed a four mill levy on the dollar of the assessed valuation.

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

Mr. Gibbens introduced Senate Bill No. 243.

A Concurrent Resolution amending Sections 26, 29, 32 and 35 of Article "2" of the Constitution of North Dakota, relating to the number of senators and representatives and to senatorial districts.

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

Mr. Gibbens introduced Senate Bill No. 244.

A bill for an Act entitled "An Act, authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipa-

tion of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands.

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

Mr. Sandstrom introduced Senate Bill No. 245.

A bill for an Act to amend Sections 904, 905 and 906 of the Compiled Laws of North Dakota for the year 1913 to provide for the non-partisan nomination and election of county judges.

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

Mr. McBride introduced Senate Bill No. 246.

A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

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

Mr. Nelson of Rolette introduced Senate Bill No. 247.

A bill for an Act to permit the sale of pure tobacco products to persons except minors.

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

Mr. Jacobsen introduced Senate Bill No. 248.

A bill for an Act relating to the qualifications of persons to hold two or more elective, or an elective and an appointive office or clerkship under the state or any county or city in the state.

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

Mr. Loftsgaard introduced Senate Bill No. 249.

A bill for an Act entitled; "An Act to provide for an annual appropriation to pay the state's share of the cost of maintaining the county agricultural schools.

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

Mr. Loftsgaard introduced Senate Bill No. 250.

A bill for an Act entitled; "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools, for the year 1914.

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

Mr. Albrecht introduced Senate Bill No. 251.

A bill for an Act to amend Section 3206 of the Compiled Laws of North Dakota for the year 1913, relating to the division of counties.

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

Mr. Albrecht introduced Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

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

Mr. Gronvold introduced Senate Bill No. 253.

A bill for an Act to amend Section 10125 of the Compiled Laws of North Dakota for the year 1913, relating to permit to sell intoxicating liquors.

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

Mr. Gronvold introduced Senate Bill No. 254.

A bill for an Act to provide for state insurance on public buildings and making an appropriation therefor.

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

Mr. Lindstrom introduced Senate Bill No. 255.

A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

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

Mr. Thoreson introduced Senate Bill No. 256.

A bill for an Act to protect the life and property of the traveling public and the employees of the railroads in the State of North Dakota by limiting the number of miles of track assigned to each section foreman and providing for the minimum number of men to be employed thereon.

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

Mr. Hughes introduced Senate Bill No. 257.

A bill for an Act amending Section 4915 of the Compiled Laws of North Dakota for the year 1913, relating to the publication of insurance statements.

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

Mr. Nelson of Grand Forks (by request) introduced Senate Bill No. 258.

A bill for an Act to require a re-insurance reserve for mutual fire insurance companies.

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

Mr. Albrecht introduced Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

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

Mr. Mudgett introduced Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

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

Mr. Heckle introduced Senate Bill No. 261.

A bill for an Act to amend and re-enact Chapter 303 of the Session Laws of 1911, being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the year 1913, relating to a permanent non-partisan tax commission, and abolishing said commission, and creating the office of tax commissioner.

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

Mr. Rowe introduced Senate Bill No. 262

A bill for an Act to amend and re-enact Sections 2724, 4038 and 4039 of the Revised Codes of 1905 and Sections 4361, 4363 and 4364 of the Compiled Codes of 1913.

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

Mr. Nelson of Rolette introduced Senate Bill No. 263.

A bill for an Act to require the use of union label on state printing and provide a penalty for the violation thereof.

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

Mr. Nelson of Rolette introduced Senate Bill No. 264.

A bill for an Act to amend Section 2588 of the Com-

piled Laws of 1913, relating to the cost of maintenance of patients in the state tuberculosis sanitarium.

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

Mr. Martin introduced Senate Bill No. 265.

A bill for an Act to amend Sections 1244 and 1245 of the Compiled Laws of North Dakota for the year 1913.

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

Mr. Martin introduced Senate Bill No. 266.

A bill for an Act to amend and re-enact Article 18 of Chapter 5, Compiled Laws of 1913, relating to the licensing of osteopaths and chiropractors.

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

Mr. Lindstrom introduced Senate Bill No. 267.

A bill for an Act to amend Section 3851 of the Compiled Laws of North Dakota for 1913, relating to the election of village officers.

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

Mr. Albrecht introduced Senate Bill No. 268.

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.

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

Mr. Putnam introduced Senate Bill No. 269.

A bill for an Act to amend Section 10136 of the Compiled Laws of 1913, regulating the transportation, receiving, storing and delivery of intoxicating liquors, and providing a penalty for the violation thereof.

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

Mr. Overson introduced Senate Bill No. 270.

A bill for an Act to amend and re-enact Sections 719 and 720 of the Compiled Laws of North Dakota for the year 1913, relating to the salaries and expenses of the supreme court judges.

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

Mr. Overson introduced Senate Bill No. 271.

A bill for an Act entitled an Act amending Section 8960, Compiled Laws 1913, relating to appeals from county courts.

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

Mr. Bronson introduced Senate Bill No. 272.

A bill for an Act to require a deposit with the state treasurer of cash, or securities, by all foreign corporations before carrying on the business in this state of plate glass, accident, employer's liability, live stock, health, burglary, steam boiler, credit or casualty insurance.

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

Mr. McFadden introduced Senate Bill No. 273.

A bill for an Act to amend Section 3316 of the Compiled Laws of 1913, relating to proposals for deposits of county funds.

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

Mr. McFadden introduced Senate Bill No. 274.

A bill for an Act providing for the making and keeping of tax receipts and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Overson introduced Senate Bill No. 275.

A bill for an Act to provide for the construction of sidewalks in unincorporated towns and villages.

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

Mr. Albrecht (by request) introduced Senate Bill No. 276.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of 1913, relating to laying out, altering or discontinuing roads.

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

Mr. Nelson of Richland introduced Senate Bill No. 277.

A bill for an Act to amend and re-enact Section 3506 of the Compiled Laws of 1913.

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

Mr. McFadden introduced Senate Bill No. 278.

A bill for an Act providing for the keeping of an accurate and uniform record of documents required to be

deposited in the office of the county auditor, and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

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

Mr. Davis introduced Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

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

Mr. Steele introduced Senate Bill No. 280.

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

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

### THIRD READING OF SENATE BILLS

Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks	

Absent and not voting, Messrs. Hamilton and Porter.  
So the bill passed and the title was agreed to.

Also, Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Mr. Gronvold moved that Senate Bill No. 178 be amended as follows:

Section 5 shall be numbered Section 6; and insert as Section 5, "Provided, nothing in this Act shall be construed as diminishing in anyway the liability of railroad companies in case of accident," which motion prevailed.

Mr. Hyland moved that further consideration of Senate Bill No. 178 be deferred one day, which motion prevailed.

Also, Senate Bill No. 175.

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 28, nays 19, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Lindstrom	Overson
Bond	Mallough	Paulson
Bronson	Martin	Porterfield
Ellingson	McBride	Putnam
Gronvold	McFadden	Rowe
Heckle	McGray	Sandstrom
Hoverson	McLean	Sikes
Hughes	Mudgett	Trageton
Hyland	Murphy	Wartner
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Nelson, Richl'd
Barnes	Kirkeide	Nelson, Rolette
Bonzer	Kretschmar	Steele
Clark	Leutz	Thoreson
Davis	Loftsgaard	Vail
Englund	Nelson, G. F'ks	Young
Gardiner		

Absent and not voting, Messrs. Hamilton and Porter.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 114.

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F's	

Absent and not voting, Messrs. Hamilton and Porter.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

February 8th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 185.

A bill for an Act to amend Section 1009 of the Compiled Laws of North Dakota, 1913, relating to canvass of votes, abstract of votes, certificates of election, decision in case of tie, and publication of abstract of votes.

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

Very respectfully,

ALBERT N. WOLD

Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 100.

A bill for an Act amending Section 672 Political Code, Compiled Laws of North Dakota for 1913.

Which the House has amended as follows:

In title, following the last word, "1913," add the following words "relating to fees paid by supervisors to county auditors."

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 182.

A bill for an Act to amend Section 854 of the Compiled Laws of North Dakota for the year 1913, relating to County and Legislative candidates.

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

House Bill No. 148.

A bill for an Act to amend Section 2465 of the Compiled Laws of the State of North Dakota for the year of 1913, relating to drains.

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

House Bill No. 175.

A bill for an Act authorizing and directing the Board of University and School Lands and the state treasurer to allow counties, cities, towns, villages and school districts that have sold their bonds at par to the state, to redeem one or more of said bonds when sufficient funds have accumulated in their sinking fund at par with the accrued interest.

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

House Bill No. 176.

A bill for an Act to amend and re-enact Section 3533 of the Compiled Laws of North Dakota for 1913, relating to compensation and office hours of county commissioners.

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

House Bill No. 195.

A bill for an Act to amend Subdivision Five of Section 4059 of the Compiled Laws of North Dakota, of 1913.

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

**House Bill No. 196.**

A bill for an Act to amend Section 3870 of the Compiled Laws of North Dakota, of 1913.

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

**House Bill No. 200.**

A bill for an Act to amend Section 3745 Compiled Laws of North Dakota, of 1913.

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

**House Bill No. 210.**

A bill for an Act to provide that townships may contribute to the support of district fair associations.

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

**House Bill No. 219.**

A bill for an Act authorizing and empowering city councils, city commissions, village trustees and township supervisors to pay the rental of halls or auditoriums when used for public purposes, and to provide by taxation therefor.

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

**House Bill No. 228.**

A bill for an Act to amend Section 2150 of the Compiled Laws of North Dakota for the year 1913, relating to the county bridge tax.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 185.**

A bill for an Act to amend Section 1009 of the Compiled Laws of North Dakota, 1913, relating to canvass of votes, abstract of votes, certificates of election, decision in case of tie, and publication of abstract of votes.

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

On motion, the Senate returned to the Eighth Order of Business.

**MOTIONS AND RESOLUTIONS**

Mr. Vail moved that the Senate concur in the House amendment to Senate Bill No. 100, which motion prevailed.

Mr. Putnam moved that an extension of time be granted the committee to consider House Bills Nos. 60

and 114, which motion prevailed.

Mr. Wartner moved that the Senate do not concur in the House amendment to Senate Bill Nos. 14 and 62, but that a Conference Committee be appointed, which motion prevailed, and the President has appointed as such conferees on the part of the Senate Messrs. Davis, Sikes and Albrecht.

**THIRD READING OF HOUSE BILLS**

Mr. Steele moved that House Bill No. 39 be re-referred to the Committee on Municipal Corporations, which motion prevailed.

House Bill No. 140.

A bill for an Act to amend and re-enact Section 7574 of the Compiled Laws of North Dakota for the year 1913, relating to affidavit denying liability in garnishment proceedings.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton'
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks	

Absent and not voting, Messrs. Hamilton and Porter.

So the bill passed and the title was agreed to.

**GENERAL ORDERS**

Mr. Overson moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed.

The President called Mr. Overson to the chair.

**COMMITTEE OF THE WHOLE**

When the Committee of the Whole arose it submitted the following report:

**Mr. President:**

Your Committee of the Whole have had under consideration Senate Bill No. 46 and recommend that the same do pass.

Also, House Bill No. 32 and recommend that the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

On motion the Senate returned to the Twelfth Order of Business.

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

Messrs. Gronvold, Young and Bond introduced Senate Bill No. 281.

A bill for an Act to amend Section 34 of the Compiled Laws of 1913, relating to legislative officers and employes.

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

Mr. Overson introduced Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

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

Mr. Nelson of Rolette introduced Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913 relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

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

Mr. Gibbens ((by request) introduced Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.

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

Mr. Bronson introduced Senate Bill No. 285.

A bill for an Act entitled "An Act providing that the

appraisers mentioned in fire insurance policies shall be residents of this state.

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

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 8th, 1915.

*Mr. President:*

I have the honor to inform you that the Speaker has named as conferees on the part of the House, Messrs. Haraldson, Pitkin and L. L. Twichell on Senate Bills 14 and 62.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Bronson moved that the Senate take a recess until 1:15 P. M., to-morrow, which motion prevailed and the Senate took a recess.

M. J. GEORGE,  
Secretary.

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### THIRTY-FIFTH DAY AFTER RECESS, AND THIRTY-SIXTH DAY.

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 9th, 1915.

The Senate convened at 1:15 o'clock P. M., pursuant to recess taken, the President presiding.

On motion the Senate returned to the Twelfth Order of Business.

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

Mr. Martin introduced Senate Bill No. 286.

A bill for an Act to authorize county treasurers to accept unpaid road bills against the county, for taxes, when counties have exceeded the levy made for road purposes, and warrants to cover cannot be issued until July when a new levy is made.

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

Mr. Paulson introduced Senate Bill No. 287.

A bill for an Act to amend Section 7792, Compiled

Laws of 1913, relating to attorney fees in proceedings to foreclose liens and mortgages upon real and personal property.

Was read the first and second time and referred to the Committee on Banks and Banking. (By request.)

The Committee on State Affairs introduced Senate Bill No. 288.

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.

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

Mr. Jacobsen introduced Senate Bill No. 289.

A bill for an Act to provide for the payment of district judges when acting outside of their judicial districts, and to repeal Chapter 175 of the Session Laws of North Dakota for 1911.

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

Mr. Gronvold introduced Senate Bill No. 290.

A bill for an Act to amend Section 2565 of the Compiled Laws of North Dakota for the year 1913, relating to salaries and fees of commissioners of insanity.

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

Mr. Nelson of Rolette introduced Senate Bill No. 291.

A bill for an Act defining who may not practice as attorneys in a court of record, or give legal advice and providing a penalty therefor.

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

Mr. Gibbens introduced Senate Bill No. 292.

A bill for an Act relating to the participation of employees, clerks and deputies of state boards and commissions and of state offices in political campaigns and prescribing penalties therefor.

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

Mr. Gibbens introduced Senate Bill No. 293.

A bill for an Act to amend Section 236 of the Compiled Laws of 1913, relating to the Board of Control of charitable and penal institutions, and the appointment of said board.

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

Mr. Bronson introduced Senate Bill No. 294.

A bill for an Act to amend and re-enact Section 1372 of the Revised Codes of North Dakota of 1905, as amended by Chapter 122 of the Session Laws of 1913, being Section 1945 of the Compiled Laws of North Dakota of 1913, relating to county road funds.

Was read the first and second time and referred to the Committee on Highways, Roads and Bridges.

Mr. Allen introduced Senate Bill No. 295.

A bill for an Act to amend Section 373 of the Compiled Laws of 1913, relating to the statement of the canvassing board, contest and publication of an abstract of the votes in an official newspaper of the county.

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

Mr. McFadden introduced Senate Bill No. 296.

A bill for an Act relating to the compensation of township officers for the posting of notices for which no compensation is now provided by law.

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

Mr. Allen introduced Senate Bill No. 297.

A bill for an Act to amend Sections 918, 925 and 927 of the Compiled Laws of 1913, relating to the time the assessors must complete the work of party registration, the rates to be charged per page to candidates advertising in the publicity pamphlet, and to the form in which the lists of voters are to be sent by the county auditor to the secretary of state.

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

Mr. Gibbens introduced Senate Bill No. 298.

A Concurrent Resolution amending the Constitution of the State of North Dakota so as to provide for the submission to the electors of the state for approval or rejection decisions of the supreme court wherein legislative enactments are declared unconstitutional.

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

Mr. Wartner introduced Senate Bill No. 299.

A bill for an Act to regulate and bond collection agencies, doing business in this state, and prescribing penalties for violation thereof.

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

The Committee on Judiciary introduced Senate Bill No. 300.

A bill for an Act creating the office of public defender, defining his powers and duties, and making an appropriation therefor.

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

The Sub-committee appointed from Committee on Judiciary and State Affairs introduced Senate Bill No. 301.

A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

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

Mr. Bronson introduced Senate Bill No. 302.

A bill for an Act to amend and re-enact Section 984 of the Compiled Laws of North Dakota for the year 1913, relating to who is entitled to vote and providing for equal suffrage.

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

Mr. Trageton introduced Senate Bill No. 303.

A bill for an Act to amend Section 3511 of the Compiled Laws of the State of North Dakota for 1913, to read as follows:

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

Mr. Trageton (by request) introduced Senate Bill No. 304.

A bill for an Act to amend Section 2125 of the Compiled Laws of North Dakota for 1913, pertaining to assessors' districts, vacancies, compensation and qualifications of assessors.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Englund introduced Senate Bill No. 305.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purpose except slaughter, unless accompanied by a certificate of health, providing a penalty for violation thereof.

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

The Sub-committee appointed from the Committee on Judiciary and State Affairs introduced Senate Bill No. 306.

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

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

The Sub-committee appointed from the Committees on Judiciary and State Affairs introduced Senate Bill No. 307.

A bill for an Act to repeal Sections 11253, 11254 and 11255 of the Compiled Laws of North Dakota for the year 1913.

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

The Sub-committee appointed from the Committees on Judiciary and State Affairs introduced Senate Bill No. 308.

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268 of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 of said Compiled Laws.

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

The Sub-Committee appointed from Committees on Judiciary and State Affairs introduced Senate Bill No. 309.

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

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

The Sub-Committee appointed from Committees on Judiciary and State Affairs introduced Senate Bill No. 310.

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products, under the direction of the board of control and disposition of the receipts of the brickyard.

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

Mr. Davis introduced Senate Bill No. 311.

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, relating to real estate taxes due and delinquent, when due, penalty and interest.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Davis introduced Senate Bill No. 312.

A bill for an Act to amend Section 2166 of the Compiled Laws of North Dakota, 1913, relating to delinquent personal property taxes, when due, penalty and interest.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Wartner moved that House Bill No. 32 be referred to the Committee on Judiciary, which motion prevailed.

On motion the Senate returned to the Eleventh Order of Business.

Mr. Nelson of Grand Forks introduced Senate Bill No. 313.

A bill for an Act to amend Section 1383 of the Compiled Laws of 1913, relating to branches to be taught in the common schools.

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

Mr. Overson moved that the Senate take a recess of fifteen minutes, which motion prevailed.

#### AFTER RECESS

The Secretary announced that the President was about to sign House Bill No. 10.

A Concurrent Resolution for amendment to the Constitution of the State of North Dakota, relating to the voting privilege of members of co-operative corporations.

Also, House Bill No. 73.

A bill for an Act to amend Section 154 of the Session Laws of 1907, relating to the salaries of officers of life insurance companies.

Also, House Bill No. 31.

A bill for an Act reinstating and validating the charters of corporations that have been cancelled for failure to make reports as required by and under Section 4518 of the Revised Codes of 1913.

Also, House Bill No. 133.

A bill for an Act to amend and re-enact Section 4672

of the Revised Code of 1905, being Section 5187 of the Compiled Laws of 1913.

Also, House Bill No. 108.

A bill for an Act making the drawing of a bank check without funds in the bank to protect the same a misdemeanor, prescribing a penalty therefor.

Also, House Bill No. 144.

A bill for an Act to amend and re-enact Section 1346 of the Compiled Laws of 1913, relating to medical inspection of pupils in the public schools.

Also, House Bill No. 149.

A bill for an Act declaring that the courts of this state shall take judicial notice of a publication of the laws of this state commonly known and entitled "The Revised Codes of North Dakota, 1905," and a publication of the laws of this state commonly known and entitled, "Compiled Laws of North Dakota, 1913," and that amendments thereof and enactments of other laws referring thereto shall be deemed to refer to the laws of the state as appearing in such publications.

Also, House Bill No. 103.

A bill for an Act amending Section 10298 of the Compiled Laws of North Dakota for 1913, relating to the seasons for killing deer.

Also, House Bill No. 141.

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.

Also, House Bill No. 62.

A bill for an Act to amend Section 2215 of the Compiled Laws of 1913 being Section 98 of Chapter 126 of the Session Laws of 1897, relating to the abbreviations, characters, symbols, letters, and figures which may be used in land description taxation proceedings, and declaring their meaning in relation thereto.

Also, House Bill No. 140.

A bill for an Act to amend and re-enact Section 7574 of the Compiled Laws of North Dakota for the year 1913, relating to affidavit denying liability in garnishment proceedings.

Also, A Concurrent Resolution relating to Federal control of liquor traffic.

Also, A Concurrent Resolution relating to unoccupied lands known as Bad Lands.

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

The courtesies of the floor were extended to Messrs. Att'y B. F. Whipple, O. F. Kelland, O. A. Brown, L. R. Nostdal and Prof. Henry Ulve.

Mr. Rowe moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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### THIRTY-SIXTH DAY.

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 9th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hamilton, Albrecht, Kretschmar and Sandstrom, who were excused, Messrs. Albrecht, Kretschmar and Sandstrom being on select committee work.

### REFERENCE TO THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the journal of the Thirty-fifth Day, have carefully examined the same and recommend that the same be corrected as follows:

On page 27, line 21, change "62" to "60"; in line 22, change "14" to "114"; and in line 24, after Senate Bill No. 14, insert "and 62".

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

### UNFINISHED BUSINESS

Mr. Wartner moved that further consideration of Senate Bill No. 178 be deferred one day, which motion prevailed.

Mr. Overson moved that the majority report of the Judiciary Committee on Senate Bill No. 38 be adopted, which motion prevailed.

#### PETITIONS AND COMMUNICATIONS

Mr. Steele presented the following petition:

*To the Honorable Senators and Representatives of the 14th Legislative Assembly of the State of North Dakota in Session Assembled; Greeting:*

Believing that a serious injustice is being done the Board of Control of the State of North Dakota, the local management of the Insane Asylum at Jamestown and the state architect, Samuel F. Crabbe, by certain charges made by three citizens of the City of Jamestown, North Dakota, we, the undersigned citizens of said City of Jamestown, desire to express our disapproval of such charges and to state that we believe the members of the Board of Control of the State of North Dakota to be honest and capable and men of good business judgment.

We believe that an examination made of the improvements now being completed at the state hospital at Jamestown will convince any fair-minded person that the money expended thereon has been wisely and economically spent and that the same cost less in view of their utility than any buildings now on the asylum grounds.

We further desire to express our approval and confidence in the local administration of the asylum under the able management of Dr. W. M. Hotchkiss. We commend his efficiency and painstaking attention in the care of the unfortunate persons intrusted to his care and in his honesty in conducting the affairs of the said institution.

We believe that the charges made by these gentlemen are not grounded in that sincerity of purpose, that would warrant their present notoriety.

Respectfully signed and submitted this 29th day of January, 1915.

H. G. Proctor, P. W. Eddy, I. L. Wright, George Lutz, J. H. Poulson, Michael Murphy, Beck Clothing Co. by Albert F. Edfast, J. A. Reed, Wm. A. Thom, H. C. Flint, George Harren, J. E. Campbell, W. N. Smith, E. H. Mattingly, D. R. Brockman, The Dakota Meat Co, by D. R. Brockman, J. J. Nierling, C. R. Hodge, Ben Orlady, Watson E. Boise, Robert E. Wallace, E. H. Stallman, Aug. Jansick, T. C. Weatherbee, A. D. Wune, C. A. Klaus, J. M. Severn, F. L. Robertson, George W. Thorp, F. C. Stalley, Pierce Blewett, H. G. Colhnar, W. R. Hilton, Chas. Pettey, E. C. Hess, H. G. Bensch, J. A. Murphy,

R. E. Giese, John W. Carr, V. J. Wilmert, Lenz Land and Loan Co. (F. D. Lenz), J. G. Beryl, C. C. Jacobsen, H. Hamilton, G. Nierling, R. Mueller, A. J. Boyles, Harry Past, Asa Welch, A. G. Anderson, John O'Brien, E. W. Mueller, Ben Hornby, Paul F. Lutz, J. E. McElroy, Farmers' & Merchants' National Bank by R. R. Wolfer, R. E. Moss, A. A. Rounce, M. P. Morris, E. E. Clemens, H. O. Wheeler, Jas. Norris, Welles Thompson Co. by C. D. Hagge, Kepford & Vessey by C. B. Kepford, W. C. Salmon, F. G. Cook, W. E. Berner, C. J. Mraz, E. E. Russell, R. E. Tracy, Thomas J. Hatton, J. J. Mulroy, C. G. Horsnell, C. L. Guinn, C. N. Lbr. Co. by Dunlop, George W. Thompson, J. E. Halstead, Clarence Alm, L. Fine.

I approve all the above in reference to local management and present superintendent, S. E. Ellsworth, C. H. Phillips, J. U. Hemmi, J. E. Mattison, A. J. Rulon, E. S. Chase, S. A. Wilder, William O. Depuy, L. W. Cadieux, C. H. Severn, G. W. Simon (indicating approval of local management and administration.) M. D. Williams, John G. Bensch, Geo. L. Severn, W. W. Ford, Martin Joos, Hugh Bole, A. J. Jackson, Wm. S. Crabtree, D. E. Buzzell, A. W. Hart, Chas. K. Nelson, H. P. Taylor, Chas. C. Jackson, Bert L. Tompkins, O. Jones, W. L. Hughs, C. M. Foster, Wm. L. Hall, L. B. McLain, D. D. S., F. L. McElroy. Management of Dr. Hotchkiss approved: W. B. DeNault, Leo Gruchalla, J. E. Salting, S. W. B. Still, Chas. A. Kellar, Zimmerman Co. by C. A. Kellar, W. A. Hein, O. C. Wonnenberg and Fred Drawz.

Mr. Vail moved that the petition be referred to the committee appointed under the Rott Concurrent Resolution to investigate the affairs of the Board of Control, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

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

*Mr. President:*

Your Committee on Corporations other than Municipal to whom was referred Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

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

Strike out the following words: "a brief recapitulation of the years' business; an abstract of a statement of its resources and liabilities."

And when so amended recommend the same to pass.

L. C. ALBRECHT,  
Chairman.

Mr. Abrecht moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred Senate Bill No. 221.

A bill for an Act to provide that certain students taking courses in agriculture, shall be taught how to apply the tuberculin test.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

Also, your Committee on Live Stock to whom was referred Senate Bill No. 202.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913, prohibiting the sale of cattle for breeding purposes unless accompanied by a certificate of health.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

Also, your Committee on Live Stock to whom was referred Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

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

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

Also, your Committee on Live Stock to whom was referred House Bill No. 134.

A bill for an Act to amend Section 2649 of the Compiled Laws of North Dakota for the year 1913, relating to the notification of the State Live Stock Sanitary Board when live stock is affected or believed to be affected with any contagious disease.

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

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed bills have examined Senate Bill No. 46.

A bill for an Act to authorize a popular vote upon the question of calling a delegate convention to amend and revise the Constitution of the State of North Dakota.

Also, Senate Bill No. 84.

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

Also, Senate Bill No. 92.

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

Also, Senate Bill No. 130.

A bill for an Act to amend and re-enact Sections 5151 and 5152 of the Compiled Laws of 1913, relating to corporations having banking powers, defining what per cent of the capital stock and surplus of such corporations may be invested in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is located, and defining its powers as to other real estate.

Also, Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Com-

piled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

Also, Senate Bill No. 120.

A bill for an Act to amend Section 4424 Compiled Laws 1913 (Section 4092 Revised Codes 1905) giving to both father and mother custody of a child in certain cases and providing a method for fixing such custody in either parent in case of dispute.

Also, Senate Bill No. 91.

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 143.

A Concurrent Resolution amending Section 183 of the the Constitution of the State of North Dakota, relating to increasing the county debt limit for the construction, improvement and maintenance of public highways.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 183.

A bill for an Act to amend and re-enact Section 790 of the Compiled Laws of North Dakota for the year 1913, relating to the qualification of applicants for admission to practice as attorneys and conselors at law.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 184.

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 173.

A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, necessary fees and commissions of executors and administrators and attorneys at law in connection therewith.

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

In line 4 of Sec. 8821, strike out the words, "this chapter," and insert in lieu thereof the following: "Section 8822 of this Code."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Judiciary to whom was referred House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

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

Strike out everything after the words "A bill," and insert in lieu thereof the following:

"For an Act to amend and re-enact Section 9472 of the Compiled Laws of North Dakota for the year 1913, prescribing and limiting the punishment for the crime of murder in the first degree."

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

Section 1. Amendment.) Section 9472 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted so as to read as follows:

Sec. 9472. Punishment for Murder in the first degree.) Every person convicted of murder in the first degree shall be punished by imprisonment for life in the state penitentiary."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Also, a minority of your Committee on Judiciary to whom was referred House Bill No. 33.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
FRANK H. HYLAND,  
O. O. TRAGETON,  
H. P. JACOBSEN.

Mr. Davis moved that the reports of the majority and minority of the Committee on Judiciary be referred to a Committee of the Whole, which motion prevailed.

REPORT OF SENATE COMMITTEE ON FEDERAL RELATIONS

The Committee on Federal Relations made the following report:

*Mr. President:*

Your Committee on Federal Relations to whom was referred A Concurrent Resolution introduced by Mr. Maddock, wherein our Senators and Representatives in Congress are urged to oppose an embargo or restriction of any kind upon the exportation of food stuffs and other commodity.

Have had the same under consideration and recommend that the same be not concurred in.

O. J. CLARK,  
Chairman.

Mr. Clark moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred Senate Bill No. 179.

A bill for an Act permitting assessment life associations heretofore licensed to continue business within this state, and providing a method for valuing their policies.

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

In line 10, after the word "per annum," the following words be added: "provided, the policies issued by such associations shall have printed or stamped upon the face and back thereof the words 'assessment life insurance.'"

And when so amended recommend the same to pass.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON PUBLIC LANDS

The Committee on Public Lands made the following report:

*Mr. President:*

Your Committee on Public Lands to whom was referred House Bill No. 175.

A bill for an Act authorizing and directing the Board of University and School Lands and the state treasurer to allow counties, cities, towns, villages and school districts that have sold their bonds at par to the state, to redeem one or more of said bonds when sufficient funds have accumulated in their sinking fund at par with the accrued interest.

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

M. L. MCBRIDE,  
Chairman.

Mr. McBride moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON TEMPERANCE

*Mr. President:*

A majority of your Committee on Temperance to whom was referred House Bill No. 114.

A bill for an Act defining the crime of bootlegging and fixing the punishment therefor and repealing Sec-

tions 10144 and 10145 of the Compiled Laws of North Dakota for 1913, being Chapter 60 Session Laws of 1913.

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

Strike out all after the word "imprisonment," at the end of line 2 of Section 2 of the typewritten bill, and insert in lieu thereof the following: "the county jail for not less than ninety days nor more than one year, and by a fine of not less than \$200 nor more than \$1000, or by imprisonment in the state penitentiary not less than six months nor more than one year, and for the second and each successive offense shall be punished by imprisonment in the state penitentiary not less than one nor more than two years."

And when so amended recommend the same to pass.

T. N. PUTNAM,  
Chairman.

Also, a minority of your Committee on Temperance to whom was referred House Bill No. 114.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. LEUTZ,

Mr. Hughes moved that the reports of the majority and minority of the Committee on Temperance be referred to a Committee of the Whole, which motion prevailed.

Also, your Committee on Temperance to whom was referred Senate Bill No. 215.

A bill for an Act prohibiting the maintaining and keeping of public pool or billiard halls in basements or in rooms below the level of the street, and prescribing penalty therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,  
Chairman.

Mr. Putnam moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred House Bill No. 11.

A bill for an Act defining the taxation of real estate mortgages, and providing penalties for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 123.

A bill for an Act relating to the employment of persons committed to hard labor to jails and the payment of their earnings to those dependent upon them.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 30.

A bill for an Act to amend Section 10955 of the Compiled Laws of 1913 relating to the duties and salary of the field officer appointed by the board of trustees of the state penitentiary.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 172.

A bill for an Act to amend Section 6077 of the Compiled Laws of 1913, relating to the legal rate of interest on Judgments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

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

In Section 1, line 6 of the printed bill, after the words, "North Dakota", insert the words, "Holding a diploma giving them the degree of doctor of chiropractic." In line 8 strike out the words, "One and Figure (1) and Year," and insert "Two (2) years." In Section 2, line 14, strike out the words, "Or Diploma In". In Section 3, line 6, after the word "Physiology", insert the word "Symptomatology". In line 13, strike out the words, "Six Months" and insert in lieu thereof the words, "Eight Months". In line 26, after the word "Which", insert "Together with all Money Paid in". In Section 6, line 3, strike out the words "Six Months", and insert in lieu thereof "Not Less than Two Years." In line 4, after the word "Act", insert "Or who holds a diploma from a reputable school of Chiropractic wherein the course of instruction was not less than two years of six months each, or its equivalent". In line 8, strike out the word, "And" after the word "Character", and, after the word "Ability," insert, "And Professional Standing".

And when so amended recommend the same to pass.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Health to whom was referred House Bill No. 136.

A bill for an Act to amend Sections 509 and 510 of the Compiled Laws of North Dakota for the year 1913, relating to the practice of dentistry.

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

In Section 2 on page 2, in line sixteen of the printed bill, after the words "North Dakota", insert the fol-

lowing: "from and after the first day of January, 1919, every applicant for such examination shall, in addition to the foregoing requirements, present to the board satisfactory evidence of having successfully completed a preliminary course in study equivalent to at least one year's work in the College of Liberal Arts, at the University of North Dakota".

And when so amended recommend the same to pass.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February, 8th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 140.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 135.

A bill for an Act to amend Section 406 of the Compiled Laws of North Dakota for the year 1913, relating to the compensation of county superintendent of health.

Also, House Bill No. 154.

A bill for an Act to amend Section 4646 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the duty of railroads to build and maintain fences.

Also, House Bill No. 197.

A bill for an Act to amend Section 3686 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 203.

A bill for an Act to amend and re-enact Section 1473 of the Compiled Laws of North Dakota for the year 1913, relating to depositaries.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 128.

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.

Which the House has passed unchanged.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Also, I have the honor to transmit herewith the following Concurrent Resolution, introduced by Mr. Hedalen:

*Whereas*, In the State of North Dakota and elsewhere a growing sentiment exists for a change in all laws and Constitution providing for a longer tenure of office for state, legislative and county officers, and

*Whereas*, A Concurrent Resolution amending the Constitution of the State of North Dakota to extend the term of office of state and county officers from two to four years has passed the Senate of the Fourteenth Legislative Assembly and is now before the House of Representatives, and

*Whereas*, The expense of holding biennial elections is an unnecessary burden upon the taxpayers of this state, and

*Whereas*, An amendment to the federal constitution would be necessary to eliminate the necessity of biennial elections in this state in that the representatives in Congress, under the federal constitution, must be elected biennially, notwithstanding a change in the state constitution providing for four year terms of all public officers, and

*Whereas*, The people of the State of North Dakota favor the holding of elections once in four years only, and at the same time as the presidential elections are held;

*Therefore*, Be it resolved by the House of Representatives, the Senate concurring, that the National Congress be urged to amend the Constitution of the United States to provide that members of the House of Representatives in the National Congress be elected at the same time as the President of the United States is elected, to hold office for a period of four years, and that the United States Senators be elected at the same time for a period of eight years, and that the North Dakota delegation in the House of Representatives and in the United States Senate be urged to use every honor-

able effort to bring about the enactment of such amendment to the federal constitution; and that the same be submitted to the several States of the United States for approval or rejection.

*And be it Further Resolved*, That the secretary of state be directed to send a copy of this resolution, duly certified, to each of the North Dakota delegation in the National Congress and the United States Senate.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 9th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution, introduced by Mr. Turner:

*Whereas*, When North Dakota was admitted to statehood the state was given for state institutions by the federal government lands aggregating 500,000 acres. This land was divided among the various state institutions and as these lands are sold the moneys derived from them go into a permanent fund, the income of which is used and shall be used for the maintenance and support of the institution for which these lands stand as an endowment; and

*Whereas*, There is in North Dakota to-day about 700,000 acres of vacant government land remaining, much of which is subject to the 320 acre homestead and may be subject to a homestead of 640 acres, provided a bill now before Congress shall be enacted into law; and

*Whereas*, If this shall be done, the remaining public lands in North Dakota will only provide a little over 1000 homesteads; and

*Whereas*, If Congress should enact a law giving to every public land state 500,000 acres of the remaining vacant public lands in the various public land states, thereby benefiting all of the people of those states and in a way in which and by which they would derive a much greater benefit than were the lands open for homesteads to a few.

*Now, Therefore, Be It Resolved*, By the House of Representatives of the State of North Dakota, the Senate concurring, that we respectfully request and petition the Congress of the United States through our Senators and Representatives of Congress, that a law be enacted so that the states receiving these public lands shall be authorized through their legislatures to distribute the lands so given between the penal, charitable and educational institutions of the state, but providing that one-fifth of the lands so given shall be set aside by the legislature as an endowment fund, the interest from which when the lands shall have been sold to be used for the purpose of building roads and bridges in the various states.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 165.

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire, lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

Also, House Bill No. 209.

A bill for an Act to amend Section 1901 of the Compiled Laws of 1913, relating to the fees of assessors when acting as census enumerators.

Also, House Bill No. 201.

A bill for an Act to amend Section 6832 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 274.

A bill for an Act to amend and re-enact Section 2813 of the Compiled Laws of North Dakota for 1913, relating to bounties for tree planting.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### MOTIONS AND RESOLUTIONS

Resolution introduced by Mr. Loftsgaard:  
*Be It Resolved by the Senate*, That the picture of the

members of the Senate made by the Holmboe Studio be purchased by the members thereof and hung on the walls of this Chamber as a permanent fixture.

Mr. Overson moved that action on this resolution be deferred, which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 84.

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	McBride	Rowe
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hoverson	Nelson, Rich'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Martin
Hamilton	Kretschmar	Sandstrom

Who were excused.

So the bill passed and the title was agreed to.

The President called Mr. Englund to the chair.

Also, Senate Bill No. 130.

A bill for an Act to amend and re-enact Sections 5151 and 5152 of the Compiled Laws of 1913, relating to corporations having banking powers, defining what per cent of the capital stock and surplus of such corporations may be invested in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is located, and defining its powers as to other real estate.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	McBride	Rowe
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Hoverson	Nelson, Richl'd	Young
Hughes		

Mr. Hyland voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Sandstrom
Hamilton	Martin	

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

Was read the third time.

Mr. Davis moved that further consideration of Senate Bill No. 193 be deferred one day, which motion prevailed.

• Also, Senate Bill No. 92.

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Bronson	Ellingson
Barnes	Clark	Gardiner
Bond	Davis	Gibbens
Bonzer	Englund	Gronvold

Messrs.	Messrs.	Messrs.
Heckle	McBride	Porter
Hoverson	McFadden	Porterfield
Hughes	McGray	Putnam
Hyland	McLean	Rowe
Jacobsen	Mudgett	Sikes
Kirkeide	Murphy	Steele
Leutz	Nelson, G. F'ks	Thoreson
Lindstrom	Nelson, Richl'd	Trageton
Loftsgaard	Nelson, Rolette	Vail
Mallough	Overson	Wartner
Martin	Paulson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Sandstrom
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 120.

A bill for an Act to amend Section 4424 Compiled Laws 1913 (Section 4092 Revised Codes 1905) giving to both father and mother custody of a child in certain cases and providing a method for fixing such custody in either parent in case of dispute.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richl'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Leutz	Paulson
Bronson	Lindstrom	Porter
Clark	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	Martin	Rowe
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Sandstrom
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

The President presiding.

Also, Senate Bill No. 46.

A bill for an Act to authorize a popular vote upon the question of calling a delegate convention to amend and revise the Constitution of the State of North Dakota.

Was read the third time.

Mr. Wartner moved that further action on Senate Bill No. 46 be deferred, which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 135.

A bill for an Act to amend Section 406 of the Compiled Laws of North Dakota for the year 1913, relating to the compensation of county superintendent of health.

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

House Bill No. 154.

A bill for an Act to amend Section 4646 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the duty of railroads to build and maintain fences.

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

House Bill No. 197.

A bill for an Act to amend Section 3686 of the Compiled Laws of North Dakota, of 1913.

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

House Bill No. 203.

A bill for an Act to amend and re-enact Section 1473 of the Compiled Laws of North Dakota for the year 1913, relating to depositaries.

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

House Bill No. 165.

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire, lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

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

House Bill No. 209.

A bill for an Act to amend Section 1901 of the Compiled Laws of 1913, relating to the fees of assessors when acting as census enumerators.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 201.

A bill for an Act to amend Section 6832 of the Compiled Laws of North Dakota, of 1913.

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

House Bill No. 274.

A bill for an Act to amend and re-enact Section 2813 of the Compiled Laws of North Dakota for 1913, relating to bounties for tree planting.

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

### THIRD READING OF HOUSE BILLS

House Bill No. 6.

A bill for an Act to provide for the sanitation, disinfection, and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bonzer	Leutz	Paulson
Bronson	Lindstrom	Porter
Clark	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	McBride	Rowe
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Martin
Bond	Kretschmar	Sandstrom

Who were excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 166.

A bill for an Act to amend Section 5170 of the Compiled Laws of North Dakota, for the year 1913 (Section 4655 of the Revised Codes of 1905) relating to the legal reserve fund of banking corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	McBride	Rowe
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks	Wartner
Hughes	Nelson, Richl'd	Young
Hyland		

Mr. Clark voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Sandstrom
Hamilton	Martin	

Who were excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 40.

A bill for an Act amending Section 3530 of the Compiled Laws of North Dakota for the year 1913, relating to fees of the justice of the peace.

Was read the third time.

Mr. Wartner moved that further consideration of House Bill No. 40 be indefinitely postponed, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 15, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Hughes
Barnes	Gronvold	Jacobsen
Bonzer	Heckle	Leutz
Davis	Hoverson	Loftsgaard

Messrs.	Messrs.	Messrs.
Mallough	Mudgett	Putnam
Martin	Murphy	Rowe
McBride	Nelson, G. F'ks	Thoreson
McFadden	Nelson, Rich'd	Vail
McGray	Paulson	Young
McLean	Porterfield	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Gardiner	Overson
Bronson	Hyland	Porter
Clark	Kirkeide	Steele
Englund	Lindstrom	Trageton
Ellingson	Nelson, Rolette	Wartner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Sikes
Hamilton	Sandstrom	

Who were excused.

So the bill passed and the title was agreed to.

The Secretary announced that the President was about to sign Senate Bill No. 91.

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

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

On motion the Senate returned to the Sixth Order of Business.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred Senate Bill No. 94.

A bill for an Act limiting actions and defenses to avoid life insurance policies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred Senate Bill No. 89.

A bill for an Act to amend Sections 252, 253, 254, 256 and 258 of Article 10, of the Political Code of 1905, relating to boards of health; establishment of a state department of health consisting of a whole time state health officer and six advisory members; duties; meetings; compensation; vacancies.

Recommend that all be stricken out after "A Bill", and the following amended bill inserted in lieu thereof:

"For an Act to Amend Sections 397, 398, 399, 401 and 403 of the Compiled Laws of North Dakota for 1913, relating to Boards of Health; Establishment of a State Department of Health consisting of a whole time state health officer and advisory members, duties, meetings, compensation and vacancies.

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

Section 1. Amendment.) That Sections 397 of the Compiled Laws of 1913 be amended to read as follows:

Section 397. Department of Health. State Superintendent of Health.) There is hereby established a state department of health, composed of an executive officer, to be known as the state superintendent of public health, and six advisory members. The advisory members shall consist of persons who hold the following offices, viz.: director of state public health laboratories, food commissioner, state sanitary engineer, state superintendent of schools, executive officer of live stock, sanitary board, secretary of the state medical society, and the dairy commissioner. Within ten (10) days after this amendment becomes a law, the advisory members shall convene at the state capitol and organize as an advisory board by electing one of their number as president, one as vice-president and one as temporary secretary. They shall also appoint a state superintendent of public health, who shall not be of their number but shall be a graduate of some reputable medical school authorized by law to grant diplomas and who shall be trained in sanitary science either by experience or in a reputable medical school where preventative medicine and public health is taught as a specialty.

Section 2. Amendment.) That Section 398 of the Compiled Laws of 1913 be amended to read as follows:

Section 398. Duties of Members of Department.) The president of the advisory board shall preside at the meetings thereof, and the vice-president shall perform the duties thereof in his absence. Advisory members of the state department of health shall hold office without the power of vote except in the election of a state superintendent of public health, and upon questions concerning his salary and his removal. The state superintendent of public health shall be secretary of said board. He shall keep a record of all the proceedings of the advisory board and of his own acts as such superintendent. The records kept by the state superintendent of public health shall be at all times open to the inspection of the public. The state superintendent of public health shall have the office or state registrar of vital statistics under his jurisdiction. He shall have all the powers and duties heretofore and hereafter delegated to the state board of health. He shall reside at the capitol and devote his entire time to the duties of his office. The state superintendent of public health shall hold office at the pleasure of the advisory board subject to removal for inefficiency by a two-thirds vote of all advisory members.

Section 3. Amendment.) That Section 399 of the Compiled Laws of 1913 be amended to read as follows:

Sec. 399. Meetings of the Department.) The members of the department shall, after the first meeting, meet regularly on the second Tuesday in January, April, July and October, at the State Capitol. Special meetings of the department may be called by the secretary or any two members of the department upon three days' notice, the place and time of meeting to be stated in the call. At all meetings of the department a majority of the members shall constitute a quorum.

Sec. 4. Amendment.) That Section 401 of the Compiled Laws of 1913 be amended to read as follows:

Sec. 401. Compensation of Members.) Advisory members of the state department of health shall receive no salary or per diem for services to the department but shall be allowed necessary traveling expenses. The state superintendent of public health shall receive an annual salary to be fixed once every 4 years by the advisory board. The accounts of the state superintendent of public health for mileage and other expenses

of his office incidental to his activities for the conservation and preservation of public health shall be audited by the advisory board of the state department of health and the same, together with his salary be paid out of the state health appropriation.

Sec. 5. Amendment.) That Section 403 of the Compiled Laws of 1913 be amended as follows:

Sec. 403. Vacancies; How Filled.) In case a vacancy shall occur in the office of the state superintendent of public health such vacancy shall be filled by appointment by the advisory board of the state department of health in the same manner heretofore specified.

Sec. 6. Repeal.) All Acts and parts of Acts inconsistent with this Act are hereby repealed.

Sec. 7. Emergency.) Whereas, an emergency exists in that there is, at present, an inadequate state board of health whose duties are to secure the accurate collection of vital statistics and to provide for the preservation and conservation of the health of the citizens of this state, this Act shall take effect from and after its passage and approval."

And when so amended recommend the same to pass.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

The courtesies of the floor were extended to Messrs. Hon. J. J. Youngblood and J. D. Bacon.

Mr. Hughes moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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### THIRTY-SEVENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 10th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Bond, Hamilton, Leutz and Mudgett; Messrs. Bond, Leutz and Mudgett being on special committee at Jamestown.

Mr. Jacobsen moved that all the absentees be ex-

cused, which motion prevailed and those absent were excused by the President.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Thirty-Fifth Day After Recess, and Thirty-Sixth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### UNFINISHED BUSINESS

The question being on the final passage of Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Mr. Allen moved as an amendment to Senate Bill No. 178 as follows:

Strike out the word "minor" wherever it appears in Sections one and two, and insert in lieu thereof "No person under twelve years unless accompanied by parent or guardian".

Mr. Gronvold moved as amendment to the amendment that the word "12" be stricken out and the word "15" be inserted in lieu thereof.

The question being on the amendment as amended, which motion prevailed.

Mr. Hyland moved as an amendment to Senate Bill No. 178 as follows:

In line two of Section 3, after the word "its", strike out the words "property" and "in".

In line 3 of Section three, strike out the word "round-house" and insert in lieu thereof the word "round-houses", and strike out the word "yards", which motion prevailed.

Mr. Overson moved as an amendment to Senate Bill No. 178 as follows:

In Section six, strike out the words "not less than five dollars nor more than one hundred dollars", and insert in lieu thereof the words "not less than one dollar nor more than five dollars", which motion prevailed.

Mr. Bronson moved that further consideration of Senate Bill No. 178 be deferred until tomorrow, when the bill as amended shall be engrossed and read, which motion prevailed.

### REPORTS OF STANDING COMMITTEES

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 128.

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.

And find the same correctly enrolled.

OSCAR LINDSTROM,

Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

Also, your Committee on Enrolled and Engrossed bills have examined Senate Bill No. 89.

A bill for an Act to amend Sections 252, 253, 254, 256 and 258 of Article 10, of the Political Code of 1905, relating to boards of health; establishment of a state department of health consisting of a whole time state health officer and six advisory members; duties; meetings; compensation; vacancies.

Also, Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils; gasolines and other low flash test petroleum products. Providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Also, Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

Also, Senate Bill No. 173.

A bill for an Act to amend and re-enact Section 8821

of the Compiled Laws of North Dakota for the year 1913, relating to expenses, fees and commissions of executors and administrators and attorneys at law in connection therewith.

Also, Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

Also, Senate Bill No. 179.

A bill for an Act permitting assessment life associations heretofore licensed to continue business within the state, and providing a method for valuing their policies.

Also, Senate Bill No. 184.

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

Also, Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

Also, Senate Bill No. 183.

A bill for an Act to amend and re-enact Section 790 of the Compiled Laws of North Dakota for the year 1913, relating to the qualification of applicants for admission to practice as attorneys and counselors of law.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON AGRICULTURE

The Committee on Agriculture made the following report:

*Mr. President:*

Your Committee on Agriculture to whom was referred House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

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

That the words "Revised Codes" in the title be stricken out and the words "Compiled Laws" be inserted in lieu thereof.

That "Section 1. Amendment.)" be inserted after the enactment clause.

That the words "Revised Codes" in Section one be stricken out and the words "Compiled Laws" be inserted in lieu thereof.

And when so amended recommend the same to pass.

J. A. ENGLUND,  
Chairman.

Mr. Englund moved that the report be adopted, which motion prevailed.

Also, your Committee on Agriculture to whom was referred Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

Have had the same under consideration and recommend that the same be referred to the Committee on Appropriations for the reason that it provides for the appropriation of money.

J. A. ENGLUND,  
Chairman.

Mr. Englund moved that the report be adopted, which motion prevailed and the bill was so referred.

Also, your Committee on Agriculture to whom was referred Senate Bill No. 205.

A bill for an Act to provide state aid to county good farming associations.

Have had the same under consideration and recommend that the same be referred to the Committee on Appropriation, for the reason that it provides for the appropriation of money.

J. A. ENGLUND,  
Chairman.

Mr. Englund moved that the report be adopted, which motion prevailed and the bill was so referred.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 197.

A Concurrent Resolution providing for forming a state from Western North Dakota and Eastern Montana.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 58.

A bill for an Act stating the duties of certain county, township, city, village or town officials and prescribing penalty for refusal or failure to act thereon.

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

In lines 2 and 3 of Section 1 of the printed bill, strike out "Mayor, president, of town or village board." Also strike out all of Section 2 of the printed bill. Also, in line 1 of Section 3, strike out "Sec. 3" and insert in lieu thereof "Sec. 2."

And when so amended recommend the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred House Bill No. 228.

A bill for an Act to amend Section 2150 of the Compiled Laws of North Dakota for the year 1913, relating to the county bridge tax.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913 relating to publication of delinquent tax list.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 66.

A bill for an Act to fix a tax rate on structures and improvements upon lands other than city and village lots.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 198.

A bill for an Act relating to the taxation of structures and improvements on farm lands.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 224.

A bill for an Act to amend and add Section 2094 of the Compiled Laws of North Dakota for 1913, relating

to the listing and assessing of personal property coming into the state intended for sale in the course of trade; and prescribing the manner of taxation and equalization of the same.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON HIGHWAYS AND  
BRIDGES

The Committee on Highways and Bridges made the following report:

*Mr. President:*

Your Committee on Highways and Bridges to whom was referred Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

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

In Section 1, line 1 of the printed bill, after the figure "1," insert the word "Amendment"; in Section 4050, in line 3 of the printed bill, after the word "real", insert the word "or".

And when so amended recommend the same to pass.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL  
CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

*Mr. President:*

Your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 39.

A bill for an Act defining the powers of village boards relating to the purchase, leasing and operation of electric light and power plants or gas works.

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

Insert after the word "power" in second line of Section 1 of printed bill, the words "upon petition of five-

eights of the citizen owners of the taxable property of such villages in the manner and form provided by Section 3868 of the Compiled Laws of North Dakota for the year 1913."

And when so amended recommend the same to pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to pupils.

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

After the word "upon," in line ten of Section one, insert the words "three and." In line sixteen of Section one, strike out the words "people of the." In line eleven of Section three, strike out the word "shall" and insert in lieu thereof the word "may." In line fourteen of Section three, after the word "for," insert the words "three or." At the end of line fifteen of Section three insert the following: "Provided, however, this shall not prevent school boards from using other supplementary books." At the end of line nine and the beginning of line ten of Section five, strike out the word "constructed" and insert in lieu thereof the word "construed." After the word "voters" in line four of Section nine, strike out the word "or" and insert in lieu thereof the word "of."

And when so amended recommend the same to pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 206.

A bill for an Act to amend Section 7745 of the Compiled Laws of North Dakota for the year 1913, relating to the execution sale of real property.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 195.

A bill for an Act to construe and legalize the assigning of mortgages by executors and administrators of estates of decedents and guardians of minors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 190.

A Concurrent Resolution amending Section 202 of the Constitution of the State of North Dakota, relating to the manner of amending said constitution.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 218.

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 222.

A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

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

On page 2, line 30 of the printed bill, after the word "executed," insert the word "sold."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

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

Strike out the title and insert in lieu thereof the following title: "An Act to amend and re-enact Section 3236 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the removal of county seats and prescribing the votes required therefor."

Strike out all of Section 1 and insert in lieu thereof the following:

"Section 1. Amendment.) That Section 3236 of the Compiled Laws of the State of North Dakota for the year 1913 be and the same is hereby amended and re-enacted to read as follows:"

In line 1 of Sec. 2361 strike out the figures "2361" and insert in lieu thereof the figures "3236."

In line 15 of page 2 strike out the words "fifty-one per cent" and insert in lieu thereof the words "a majority."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 160.

A bill for an Act to amend sub-division two of Section 5743, of the Compiled Laws of North Dakota 1913, relating to the order of succession.

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

Strike out everything after the word "follows:" in line 2 of the printed bill and insert in lieu thereof the following:

"If the decedent leaves no issue, and the estate does not exceed in value the sum of fifteen thousand dollars, all the estate goes to the surviving husband or wife, and as to all property in excess of fifteen thousand dollars in value, one-half thereof goes to the surviving husband or wife and the other one-half goes to the decedent's father or mother in equal shares, and if either is dead to the survivor; if the decedent leaves no issue and both father and mother are dead and the estate does not exceed in value the sum of twenty-five thousand dollars, the whole thereof goes to the surviving husband or wife; as to all property in excess of twenty-five thousand dollars in value, one half thereof goes to the surviving husband or wife, and if the decedent leaves brothers or sisters or children of deceased brothers or sisters, then the other one-half thereof in equal shares to the brothers or sisters of decedent and to the children of any deceased brother or sister by right of representation. If the decedent leaves no issue, nor husband nor wife, the estate must go to the father and mother in equal shares, and if either is dead, to the survivor. If the decedent leaves a surviving husband or wife and no issue, and no father nor mother, nor brother nor sister, nor children of a deceased brother or sister, then the whole estate goes to the surviving husband or wife."

And when so amended recommend the same do pass.

W. B. OVERSON,

Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Bronson moved that Senate Bill No. 302 be withdrawn from the committee, which motion prevailed.

## MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 10th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution:

## CONCURRENT RESOLUTION

Introduced by Mr. Everson.

*Whereas*, The United States should maintain an attitude of impartial neutrality toward all the warring nations of Europe, and

*Whereas*, The shipment of arms and munitions of war to any of said warring nations is not consistent with the purpose and policy of the United States to be strictly and impartially neutral, and,

*Whereas*, The shipment of arms and munitions of war has the effect of prolonging the conflict now raging in Europe, therefore

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

That we view the present war as a crime and travesty on civilization and read with horror its daily record of destruction and death.

That we earnestly urge Congress to prohibit the shipment of arms and munitions of war from the United States to any of the nations engaged in this war in order to consistently maintain a fair and impartial neutrality toward all such nations.

*Resolved*, That the secretary of state be instructed to send a copy of these resolutions to each of our senators and representatives in Congress, to the secretary of state of United States, and to the President of United States.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Trageton moved that House Concurrent Resolution relating to elections be referred to the Committee on Federal Relations, which motion prevailed.

Mr. Trageton moved that the House Concurrent Reso-

lution relating to the shipment of arms and munitions of war be referred to the Committee on Federal Relations, which motion prevailed.

Mr. McBride moved that the Senate do now concur in the House Concurrent Resolution introduced by Mr. Turner, relating to the federal government lands, which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 184.

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

Was read the third time.

Mr. Vail moved as an amendment to Senate Bill No. 184 as follows:

In line six of Section one, strike out the "period" and place in lieu thereof a "comma", and that the capital letter "W" in the word "When" be changed to a small letter, which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in

the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

Mr. Englund moved as an amendment to Senate Bill No. 116 as follows:

That in the sub-head of Section Eight the words "practicing without a license" be stricken out, and the words "violation of this Act" inserted in lieu thereof, which motion prevailed.

Mr. Hyland moved that Senate Bill No. 116 be referred to some committee other than the Committee on Public Health, which motion prevailed.

Mr. Englund moved that Senate Bill No. 116 be referred to the Committee on Ways and Means, which motion prevailed, and the bill was so referred.

Also, Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

Was read the third time.

Mr. Overson moved that the rules be suspended and that Senate Bill No. 121 be amended as follows:

In line sixteen of the printed bill, strike out the words "and the mortgage and bonded indebtedness", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Allen	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young
Hyland	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	Mudgett
Bond	Leutz	

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also Senate Bill No. 183.

A bill for an Act to amend and re-enact Section 790 of the Compiled Laws of North Dakota for the year 1913, relating to the qualification of applicants for admission to practice as attorneys and conselors of law.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 30, nays 15, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bonzer	Davis
Bond	Bronson	Englund

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Ellingson	McBride	Porterfield
Gardiner	McFadden	Putnam
Heckle	McGray	Rowe
Hoverson	McLean	Sikes
Hughes	Murphy	Steele
Jacobsen	Nelson, Gr. F'ks.	Trageton
Loftsgaard	Nelson, Rolette	Vail
Mallough	Overson	Wartner

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Allen	Kirkeide	Paulson
Clark	Kretschmar	Porter
Gibbens	Lindstrom	Sandstrom
Gronvold	Martin	Thoreson
Hyland	Nelson, Rich'd	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Barnes	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 173.

A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, fees and commissions of executors and administrators and attorneys at law 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 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Hoverson	Nelson, Rich'd	Young
Hughes	Nelson, Rolette	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bond	Leutz	Mudgett
Hamilton	Martin	

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 179.

A bill for an Act permitting assessment life associations heretofore licensed to continue business within the state, and providing a method for valuing their policies.

Was read the third time.

Mr. Overson moved that further consideration of Senate Bill No. 179 be deferred one day, which motion prevailed.

Mr. Nelson of Rolette moved that Senate Bill No. 89 be re-referred to the Committee on Public Health, which motion prevailed.

Mr. Albrecht moved that further consideration of Senate Bill No. 193 be deferred two days, which motion prevailed.

The President called Mr. Hyland to the chair.

Also, Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils, gasolines and other low flash petroleum products. Providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Was read the third time.

Mr. Davis moved that the Senate take a recess of ten minutes, which motion prevailed.

#### AFTER RECESS

The President presiding.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd.	Young

Absent and not voting:

Messrs.

Messrs.

Messrs.

Bond  
Hamilton

Leutz

Mudgett

Who were excused.

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

February 10th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 251.

A bill for an Act to amend and re-enact Sections 2764, 2766 and 2774 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the public service of stallions.

Also, House Bill No. 118.

A bill for an Act to amend and re-enact Section 1911 of the Compiled Laws of North Dakota for 1913, relating to the expenditure of money by contract for road improvements and road machinery by the county commissioners.

Also, House Bill No. 159.

A bill for an Act to compel railroad companies to maintain suitable stockyards for the convenience of the public; to restrain any person from using the stockyards for any other purpose than shipping; and to provide a penalty for the violation thereof.

Also, House Bill No. 239.

A bill for an Act to amend and re-enact Section 1176 of the Compiled Laws of North Dakota, relating to school libraries.

Also, House Bill No. 221.

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, relating to capital stock of state banks.

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

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

## FIRST AND SECOND READING OF HOUSE BILLS

## House Bill No. 251.

A bill for an Act to amend and re-enact Sections 2764, 2766 and 2774 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the public service of stallions.

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

## House Bill No. 118.

A bill for an Act to amend and re-enact Section 1946 of the Compiled Laws of North Dakota for 1913, relating to the expenditure of money by contract for road improvements and road machinery by the county commissioners.

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

## House Bill No. 159.

A bill for an Act to compel railroad companies to maintain suitable stockyards for the convenience of the public; to restrain any person from using the stockyards for any other purpose than shipping; and to provide a penalty for the violation thereof.

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

## House Bill No. 239.

A bill for an Act to amend and re-enact Section 1176 of the Compiled Laws of North Dakota, relating to school libraries.

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

## House Bill No. 221.

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, relating to capital stock of state banks.

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

The Secretary announced that the President was about to sign Senate Bill No. 128.

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.

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

The courtesies of the floor were extended to Messrs. Edwin Hoff, Harvey Hoff, L. H. Odegard, J. F. Brodie, Tobias Casey, T. F. Murtha, L. V. Duncarson and W. F. Burnett.

Mr. Englund moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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THIRTY-EIGHTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 11th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Bond, Hamilton, Leutz and Mudgett; Messrs. Bond, Leutz and Mudgett being at Jamestown on special committee work.

Mr. Trageton moved that all of the absentees be excused, which motion prevailed and those absent were excused by the President.

REFERENCE OF THE JOURNAL OF THE SENATE

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Thirty-Seventh Day, have carefully examined the same and recommend that the same be corrected as follows:

Page 2, line 15, strike out "which motion prevailed".

Page 2, after line 18, insert, "The question being on the amendment as amended, which motion prevailed".

Page 4, line 28, change "Senate Bill No. 37," to read "House Bill No. 37", and correct title.

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### PETITIONS AND COMMUNICATIONS

Mr. Trageton presented the following petition:

We, the undersigned, residents of North Dakota, of legal age, petition the North Dakota Legislature to agree to the amendment to the constitution giving full suffrage to women.

(Signed) J. T. Hodge and 121 other men.  
Emma Duffy and 88 other women.

#### REPORTS OF STANDING COMMITTEES REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 32.

A bill for an Act to amend the Constitution of the State of North Dakota.

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

In lines 6 and 7 of the printed bill, strike out the words "a unanimous decision shall be first had of the five judges, sitting.", and insert in lieu thereof the following: "at least four of the judges shall so decide."

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 185.

A bill for an Act to amend Section 7530 of the Compiled Laws of North Dakota for 1913, relating to the issuance of injunctions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

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

In lines 7 and 8 of Section 4 of the printed bill, after the word "surgeon" in line 7, strike out "except as herein provided"; and that the same be referred back to the Senate without further recommendation.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON HIGHWAYS

The Committee on Highways made the following report:

*Mr. President:*

Your Committee on Highways to whom was referred Senate Bill No. 223.

A bill for an Act relating to establishing, vacating and altering public roads and repealing Sections 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938 and 1939 of the 1913 Compiled Laws of the State of North Dakota.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

*Mr. President:*

Your Committee on Counties to whom was referred House Bill No. 110.

A bill for an Act to amend and re-enact Section 2523 of the Compiled Laws of North Dakota for the year 1913, providing for the compensation of overseers of the poor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 38.

A bill for an Act to repeal Section 7846 of the Compiled Laws of North Dakota for 1913, relating to appeals in cases tried without a jury.

Also, Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Also, Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Also, Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

Also, Senate Bill No. 218.

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

Also, Senate Bill No. 222.

A bill for an Act to amend and re-enact Section 308,

Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

Also, Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to pupils.

Also, Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred Senate Bill No. 211.

A bill for an Act to amend Section 1122 of the Compiled Laws of North Dakota for the year 1913, relating to the qualifications of county superintendent of schools.

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

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 171.

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

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

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 99.

A bill for an Act to amend Section 1360 of the Compiled Laws of North Dakota for the year 1913, relating to second-grade elementary certificate of teachers.

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

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 122.

A bill for an Act entitled "An Act authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from state and county levies, and authorizing the purchase of such bonds by the counties and the Board of University and School lands."

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 166.

A bill for an Act providing that instruction shall be given in the schools concerning the prevention of accidents, and making it the duty of rural district school boards to plow fire breaks around school houses.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 7.

A bill amending Section 154 of the Constitution of the State of North Dakota providing for the distribution of interest and income on public school permanent funds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WOMAN SUFFRAGE

The Committee on Woman Suffrage made the following report:

*Mr. President:*

Your Committee on Woman Suffrage to whom was referred Senate Bill No. 95.

A Concurrent Resolution for an amendment to the Constitution, providing for the elective franchise.

Have had the same under consideration and report same without recommendation.

O. O. TRAGETON,  
Chairman.

Mr. Trageton moved that the report be adopted, which motion prevailed.

#### REPORT OF COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred the Haraldson House Concurrent Resolution with reference to the publication known as "Legalized Bank Robbery."

Have had the same under consideration and a portion of your committee recommend that the Senate concur therein.

H. P. JACOBSEN,  
J. A. ENGLUND,  
C. O. HECKLE,  
R. J. GARDINER.

Also, your Committee on Ways and Means to whom was referred the Haraldson House Concurrent Resolution with reference to the publication known as "Legalized Bank Robbery."

Have had the same under consideration and a por-

tion of your committee recommend that the Senate do not concur therein.

H. A. BRONSON,  
JOHN E. PAULSON,  
IRA A. BARNES,  
O. T. LOFTSGAARD.

Mr. Bronson moved that the Senate adopt the report of that portion of the Committee on Ways and Means that recommends that the Senate do not concur, which motion was lost.

Mr. Jacobsen moved that the Senate adopt the report of that portion of the Committee on Ways and Means that recommends that the Senate do concur in the Haralaldson Resolution.

Mr. Bronson moved that the resolution be amended, as follows:

Mr. Bronson asked for twenty minutes to prepare amendment.

#### REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

*Mr. President:*

Your Committee on Banks and Banking to whom was referred House Bill No. 203.

A bill for an Act to amend and re-enact Section 1473 of the Compiled Laws of North Dakota for the year 1913, relating to depositaries.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. McLean asked that an extension of time be granted to the Committee to consider Senate Bills Nos. 216 and 199, which extension was granted.

Mr. Englund moved that Senate Bill No. 116 be considered engrossed and placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Wartner moved that House Bill No. 68 be recalled from the House, which motion prevailed.

Mr. Wartner moved that House Bill No. 68 be considered returned, and that the rules be suspended and

the bill be reconsidered by the Senate, which motion was lost.

Mr. Gibbens moved that the vote by which the report of the Committee on Education on Senate Bill No. 166 was adopted be reconsidered, which motion prevailed.

Mr. Gibbens moved that Senate Bill No. 166 be referred to the Committee on Education, which motion prevailed.

### MESSAGE FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 11th, 1915.

TO THE MEMBERS OF THE STATE SENATE,  
Bismarck, N. Dak.

*Gentlemen:*

I would respectfully call your attention to the fact that the United States Government will shortly erect a hospital for the treatment of tuberculosis among the North Dakota Indians. This hospital will be located in the Turtle Mountains and it is now contemplated locating it about fifteen miles east of the North Dakota State Tuberculosis Sanitarium near Dunseith.

I would suggest that steps be taken by your honorable body to petition the United States Government that when the hospital shall be erected that it shall be located near the North Dakota State Tuberculosis Sanitarium at Dunseith, in order that the two institutions may co-operate and work in harmony with each other.

Hon. Cato Sells, Commissioner of Indian Affairs at Washington, D. C., has this matter in charge and whatever steps are taken to secure the location of the Indian tuberculosis hospital near the state's sanitarium should be taken at once.

I am sending a similar communication to the members of the House of Representatives.

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

Mr. Davis moved that the communication be referred to the Committee on Federal Relations, which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 38.

A bill for an Act to repeal Section 7846 of the Com-

piled Laws of North Dakota for 1913, relating to appeals in cases tried without a jury.

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 2, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	Martin	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Murphy	Trageton
Hoverson	Nelson, Gr. F'ks.	Vail
Hughes	Nelson, Rich'd	Young
Hyland		

Messrs. Clark and Wartner voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 11th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 68, return of which to the Senate has been requested by Your Honorable Body.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the

purchase direct of such boards and sale at cost or loan free of expense to pupils.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 7, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McGray	Sikes
Gardiner	McLean	Steele
Gibbens	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Hoverson	Nelson, Rich'd	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronvold	McFadden	Trageton
Hughes	Thoreson	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

Was read the third time.

Mr. Hyland moved that Senate Bill No. 212 be amended by striking out the words "thirty-five" in line three of page two of the printed bill, and inserting in lieu thereof the word "twenty", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Davis
Allen	Bonzer	Englund
Barnes	Clark	Ellingson

Messrs.	Messrs.	Messrs.
Gibbens	Sandstrom	Loftsgaard
Gronvold	Sikes	Mallough
Heckle	Steele	Martin
Hoverson	Thoreson	McBride
Hughes	Trageton	McFadden
Hyland	Vail	McGray
Overson	Wartner	McLean
Paulson	Young	Murphy
Porter	Jacobsen	Nelson, Gr. F'ks.
Porterfield	Kirkeide	Nelson, Richl'd
Putnam	Kretschmar	Nelson, Rolette
Rowe	Lindstrom	

Mr. Gardiner voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Mr. Gronvold moved that further consideration of Senate Bill No. 196 be deferred one day, which motion prevailed.

Also, Senate Bill No. 218.

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 37, nays 8, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Loftsgaard	Paulson
Barnes	Mallough	Porter
Bronson	Martin	Porterfield
Bonzer	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gibbens	Murphy	Thoreson
Gronvold	Nelson, G. F'ks	Trageton
Heckle	Nelson, Richl'd	Vail
Hughes	Nelson, Rolette	Wartner
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clark	Jacobsen	Putnam
Gardiner	Kretschmar	Young
Hoverson	Lindstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 222.

A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bronson	Kretschmar	Porter
Bonzer	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

Was read the third time.

Mr. Gardiner moved as an amendment to Senate Bill No. 219 as follows:

In line eleven, page two of Section one of the printed

bill, strike out the word "which" and insert in lieu thereof the words "which county seat is not situated on the railroad".

Also, at the beginning of line thirteen, Section one, page two of the printed bill, insert the word "and" before the word "has", which motion was lost.

Mr. Gardiner moved that Senate Bill No. 219 be referred to some committee other than the Committee on Judiciary, which motion was lost.

Mr. Jacobsen moved that further consideration of Senate Bill No. 219 be deferred, which motion prevailed.

On motion, the Senate returned to the Sixth Order of Business.

Mr. Bronson now offered the following amendment to the Haraldson Concurrent Resolution:

Strike out the "Whereas" clauses and substitute in place thereof:

*"Whereas, In a publication known as 'Legalized Bank Robbery' certain charges have been preferred as will bring discredit upon the state and its public offices and subject the examiner's department particularly to serious criticism."*

After the word "concurring", strike out balance of resolution and insert in lieu thereof the following: "That a committee of three be appointed, two from the House and one from the Senate, with full authority to examine said charges so far as they concern the public officers of this State, and the records and reports of the examiner's department relating thereto for the purpose of ascertaining the truth or falsity of the charges preferred, said committee to make a report of said examination to the Legislative Assembly, and in order to make a full and complete report thereof, such committee is authorized and empowered to issue subpoenas to compel the attendance of witnesses to testify and to make findings and report the same to the legislature."

The question being upon the adoption of the amendment to the Haraldson Concurrent Resolution, which motion prevailed.

Mr. Jacobsen moved that the resolution as amended be adopted, which motion prevailed.

The President appointed Mr. McGray on the part of the Senate on the Committee.

Also, Senate Bill No. 179.

A bill for an Act permitting assessment life associa-

tions heretofore licensed to continue business within the state, and providing a method for valuing their policies.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Was read the third time as amended.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 3, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hoverson
Allen	Ellingson	Hughes
Barnes	Gardiner	Hyland
Bonzer	Gibbens	Jacobsen
Clark	Gronvold	Kirkeide
Davis	Heckle	Kretschmar

Messrs.	Messrs.	Messrs.
Lindstrom	Nelson, Rich'd	Sandstrom
Loftsgaard	Nelson, Rolette	Sikes
Mallough	Overson	Steele
McBride	Paulson	Thoreson
McGray	Porter	Trageton
McLean	Porterfield	Vail
Murphy	Putnam	Wartner
Nelson, Gr. F'ks.	Rowe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	McFadden	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton	Martin	

Who were excused.

So the bill passed and the title was agreed to.

Mr. Englund moved a Call of the Senate, which motion prevailed.

#### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Allen	Kirkeide	Paulson
Barnes	Loftsgaard	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gardiner	Murphy	Thoreson
Gibbens	Nelson, Gr. F'ks.	Trageton
Gronvold	Nelson, Rich'd	Vail
Hoverson	Nelson, Rolette	Young
Hyland		

Those absent were:

Messrs.	Messrs.	Messrs.
Bond	Hughes	Mallough
Hamilton	Kretschmar	Mudgett
Heckle	Leutz	Wartner

Mr. Allen moved that all Senators who are absent on official business and Mr. Hamilton be excused, which motion prevailed.

Mr. Jacobsen moved that the Call of the Senate be dispensed with, which motion prevailed.

Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic

examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

Was read the third time.

Mr. Rowe moved as an amendment to Senate Bill No. 116 as follows:

Section 3, line 17, after the word "standing" add the following words: "provided that the above qualifications shall not apply to students who shall graduate prior to January 1st, 1916", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 33, nays 10, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Barnes	Kirkeide	Nelson, Rolette
Bonzer	Kretschmar	Overson
Clark	Lindstrom	Putnam
Davis	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Ellingson	Martin	Thoreson
Gardiner	McBride	Trageton
Gibbens	McFadden	Vail
Heckle	McLean	Wartner
Hoverson	Nelson, Gr. F'ks.	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McGray	Porter
Bronson	Murphy	Porterfield
Gronvold	Paulson	Rowe
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hughes	Mudgett
Hamilton	Leutz	Steele

Who were excused.

So the bill passed and the title was agreed to.

Mr. Englund moved that the vote by which Senate Bill No. 116 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 11th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 128.

A bill for an Act to repeal Section 2736 of the Compiled Laws of North Dakota of 1913, having to do with a tax to provide a glandered horse fund.

Also, House Bill No. 208.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for 1913, relating to the sale of personal property under execution.

Also, House Bill No. 265.

A bill for an Act to amend Section 10117 of the Compiled Laws of 1913 (same being Section 9373 Revised Code 1905) by making more definite the procedure in cases of lease hold premises held under an injunction; providing a means whereby innocent owners may cancel a lease thereof and further providing for the continuing the action for a period of one year and increasing the breadth of the operation of such injunction by making it personal and apply to clerks, servants and agents and to include any place within the state.

Also, House Bill No. 193.

A bill for an Act to amend and re-enact Section 3512 of the Compiled Laws of 1913, fixing and determining the salaries of county officers.

Also, House Bill No. 167.

A bill for an Act to amend Section 10598 of the Compiled Laws of 1913.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 128.

A bill for an Act to repeal Section 2736 of the Compiled Laws of North Dakota of 1913, having to do with a tax to provide a glandered horse fund.

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

House Bill No. 208.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for 1913, relating to the sale of personal property under execution.

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

## House Bill No. 265.

A bill for an Act to amend Section 10117 of the Compiled Laws of 1913 (same being Section 9373 Revised Code 1905) by making more definite the procedure in cases of lease hold premises held under an injunction: providing a means whereby innocent owners may cancel a lease thereof and further providing for the continuing the action for a period of one year and increasing the breadth of the operation of such injunction by making it personal and apply to clerks, servants and agents and to include any place within the state.

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

## House Bill No. 193.

A bill for an Act to amend and re-enact Section 3512 of the Compiled Laws of 1913, fixing and determining the salaries of county officers.

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

## House Bill No. 167.

A bill for an Act to amend Section 10598 of the Compiled Laws of 1913.

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

Mr. Hyland moved that the Senate take a recess of ten minutes, which motion prevailed.

## AFTER RECESS

## THIRD READING OF HOUSE BILLS

## House Bill No. 58.

A bill for an Act stating the duties of certain county, township, city, village or town officials and prescribing penalty for refusal or failure to act thereon.

Was read the third time.

Mr. Ellingson moved that House Bill No. 58 be amended by inserting the word "mayor" after the word "constable" in Section one of the printed bill, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 27, nays 15, absent and not voting 7.

Those voting in the affirmative were:

Messrs.  
Albrecht  
Allen  
Barnes

Messrs.  
Bronson  
Englund  
Ellingson

Messrs.  
Gardiner  
Gibbens  
Gronvold

Messrs.	Messrs.	Messrs.
Heckle	Murphy	Rowe
Hoverson	Nelson, Gr. F'ks.	Sikes
Hyland	Nelson, Rolette	Steele
Kirkeide	Overson	Thoreson
Loftsgaard	Paulson	Trageton
McFadden	Putnam	Vail

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Mallough	Porter
Clark	Martin	Porterfield
Hughes	McBride	Sandstrom
Jacobsen	McGray	Wartner
Kretschmar	McLean	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Davis	Lindstrom	Nelson, Rich'd
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

#### GENERAL ORDERS

Mr. Jacobsen moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed. The President called Mr. Jacobsen to the chair.

#### COMMITTEE OF THE WHOLE

When the committee arose it submitted the following report:

*Mr. President:*

The Committee of the Whole have had under consideration House Bill No. 114, and recommend that further consideration be deferred one day.

Also, House Bill No. 33, and recommend that same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

House Bill No. 228.

A bill for an Act to amend Section 2150 of the Compiled Laws of North Dakota for the year 1913 relating to the county bridge tax.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 16, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Loftsgaard	Porter
Clark	Mallough	Porterfield
Davis	Martin	Putnam
Ellingson	McBride	Rowe
Gronvold	McFadden	Sikes
Hoverson	Murphy	Steele
Hughes	Nelson, Richl'd	Thoreson
Hyland	Nelson, Rolette	Vail
Jacobsen	Overson	Wartner
Kretschmar	Paulson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	McLean
Barnes	Heckle	Nelson, Gr. F'ks.
Bronson	Kirkeide	Sandstrom
Bonzer	Lindstrom	Trageton
Englund	McGray	Young
Gardiner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Mudgett
Hamilton		

Who were excused.

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 11th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 132.

A bill for an Act to amend Section 3365 of the Compiled Laws of North Dakota, for the year 1913, relating to the annual statement of county auditors and county treasurers.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The Secretary announced that the President was about to sign House Bill No. 40.

A bill for an Act amending Section 3530 of the Compiled Laws of North Dakota for the year 1913, relating to fees of the justice of the peace.

Also, House Bill No. 166.

A bill for an Act to amend Section 5170 of the Compiled Laws of North Dakota, for the year 1913, (Section 4655 of the Revised Codes of 1905) relating to the legal reserve fund of banking corporations.

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

The courtesies of the floor were extended to Messrs. Walter Fisher, Chas Bleick, Ole A. Fladdy, C. W. Buttz, H. H. Steele, J. M. Kumkel, E. C. Olsgaard, E. G. Ingebritson, J. E. Scobba, E. C. Hilborn, Hon. J. P. Lamb and Prof. Murphy.

Mr. Allen moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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THIRTY-NINTH DAY.

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 12th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton who was excused.

A committee from the House announced that the House was waiting to receive the Senate in joint session.

Mr. Jacobsen moved that the Senate do now proceed to the House for the purpose of attending the exercises in memory of the birth of President Lincoln, which motion prevailed.

AFTER JOINT SESSION.

Mr. Rowe moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

FORTIETH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 13th, 1915.

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

Prayer by the Chaplain.

Roll Call

All the members present except Messrs. Hamilton and Hughes.

Mr. Nelson of Grand Forks, moved that all of the absentees be excused, which motion prevailed and those absent were excused by the President.

REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Thirty-Eighth and Thirty-Ninth Days have carefully examined the same and find them correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

UNFINISHED BUSINESS

Mr. Wartner moved that Senate Bill No. 46, be placed on the calendar for third reading and final passage, which motion prevailed.

PETITIONS AND COMMUNICATIONS

TO THE HON. JOHN H. FRAINE,  
President of the Senate.

*Dear Sir:*

I wish to urge the Honorable President of the Senate, the members of the respective committees con-

erned, and all the Honorable Senators to do their utmost to secure the defeat of the following bills:

Senate Bill No. 207, repealing the Sunday Theatre Closing law,

House Bill No. 252, relating to the Regulation of Places of Amusement,

House Bill No. 285, providing for the Licensing of the Sale of Cigarettes, and repealing our present Anti-Cigarette Law.

I believe that the foregoing bills are exceedingly vicious in character, that they would open the way to most demoralizing and hurtful practices, and that their adoption into law would be a long step backward in the moral development of our state. I trust that you will do everything possible to secure the defeat of these measures.

Very truly,

(Signed)

J. G. Hyde, and 27 others.

Mr. Thoreson presented the following petitions:

PROPOSED AMENDMENT TO SECTION 185 OF THE CONSTITUTION AS NOW AMENDED, OF THE STATE OF NORTH DAKOTA

Addenda to Sec. 185 of the Constitution as now amended, of the State of North Dakota.

Provided, further, that the Legislative Assembly of the State of North Dakota, may pass appropriate legislation to tax all real estate within the state, other than that located in incorporated cities, towns and villages, for the purpose of payment of loss on grain destroyed by hail storms; said taxes to be paid into the State Treasury and disbursed as authorized and provided by the legislature.

We, the undersigned residents and voters of the State of North Dakota, respectfully petition the Legislature of said state to submit by proper resolution as provided by law the above proposed amendment to the Constitution of the State of North Dakota.

Williston Township Farmers Club.

(Signed)

W. H. Petty, and 79 others.

DAILY FARMER'S CLUB,

KATHRYN, N. DAK.,

Feb. 6, 1915.

*To the Senators and Representatives of the North Dakota Legislature, Bismarck, N. D.:*

We, the members of the Farmers' Club, Daily, N. D., endorse Senate Bill No. 17.

(Signed) H. M. Hanson, Pres., E. C. Ekern, Sec., and 16 others.

TO THE HONORABLE LEGISLATIVE ASSEMBLY,  
Bismarck, N. D.

At a recent meeting of the Farmer's Club of Green Township, Barnes Co., N. Dak. (Comprising a membership of some Sixty Members) a resolution was passed favoring a compulsory state hail insurance law. Therefore we petition your Honorable Body to use all honorable means to enact into law Senate Bill No. 17 as introduced by Senator Thoreson of Barnes Co.

Respectfully,

(Signed) A. H. Davidson, Pres., and Fred A. Nelson, Sec.

Mr. Martin presented the following petition:

We, the undersigned, residents of North Dakota, of legal age, petition the North Dakota Legislature to agree to the amendment to the constitution giving full suffrage to women.

(Signed) J. B. Gore, and 43 other men.  
Mrs. Hulda Gore, and 36 other women.

Mr. Paulson presented the following petition:

Relating to transportation of live-stock of the northwest signed by Committee on Resolutions of the Hillsboro Society of Equity.

Also, a petition relating to terminal elevators, better farming, and banking signed by resolution committee of the Goose River Local Union No. 4039, A. S. of E., of Hillsboro.

Mr. Overson, introduced a petition relating to woman suffrage.

Mr. Overson moved that the petition be referred to the Committee on Woman's Suffrage, and they consider whether the petition be printed in the journal, which motion prevailed, and the petition was so referred.

Mr. Trageton introduced a petition relating to woman's suffrage.

Mr. Steele introduced a petition relating to woman's suffrage.

Mr. Jacobsen moved that these petitions be referred to the Committee on Woman Suffrage and they consider whether they be printed in the Journal, which motion prevailed and the petitions were so referred.

### REPORTS OF STANDING COMMITTEES

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 99.

A bill for an Act to amend Section 1360 of the Compiled Laws of North Dakota for the year 1913, relating to second-grade elementary certificate of teachers.

Also, Senate Bill No. 171.

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

Also, Senate Bill No. 211.

A bill for an Act to amend Section 1122 of the Compiled Laws of North Dakota for the year 1913, relating to the qualifications of county superintendent of schools.

Also, Senate Bill No. 95.

A Concurrent Resolution for an amendment to the Constitution, providing for the elective franchise.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 172.

A bill for an Act to amend Sections 1165 and 1167 of the Compiled Laws of North Dakota for the year 1913, relating to district school treasurer's bond.

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

In lines 7 and 8, Section 1, of the printed bill, strike out the words "such bond shall be in such sum as may

be fixed by the board and" and insert the following words:

"such bond, when personal sureties are given, shall be in such amount as may be fixed by the board, but not less than double the amount of funds that will be in his hands at any one time as nearly as can be ascertained, which bond".

In line 10, Section 1, of the printed bill, insert the following:

"provided, that such board may, by resolution, require that such bond shall be executed by some responsible fidelity or surety company authorized to do business in the State of North Dakota and subject to approval as provided by law: provided, further, that if a surety bond is given it shall be for a sum fixed by the board of directors, but said surety bond shall not be for a greater sum than the amount of funds that will be in the treasurer's hands at any one time, as nearly as can be ascertained. The amount of premiums for such surety or fidelity bonds shall be audited by the board of directors and paid out of the general fund of the district."

In line 2, Section 2, strike out all of Section 2, after the word "hereby," and insert the word "repealed."

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on State Affairs to whom was referred Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

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

Line 2 of title, strike out the words "the tillable acreage of the state", and insert in lieu thereof the words "such lands of the state as may be provided by law".

Sec. 1, line 4 of the printed bill, strike out the words "the tillable acreage" and insert in lieu thereof the words "such lands as may be provided by law".

Sec. 1, line 6 of the printed bill, after the word "hail" insert the following: "Provided, that such tax shall not

affect the tax of four mills levied by the Constitution”.

Sec. 1, line 7 of the printed bill, strike out the words “the tillable acreage of the state”, and insert in lieu thereof the words “such lands of the state as may be provided by law”.

Sec. 1, line 12 of the printed bill, strike out the words “the tillable acreage”, and insert in lieu thereof the words “such lands as may be provided by law”.

C. W. McGRAY,  
O. J. CLARK,  
W. P. PORTERFIELD,  
F. T. GRONVOLD,  
H. P. JACOBSEN,  
B. H. MALLOWGH,  
F. LEUTZ,  
M. THORESON,  
O. T. LOFTSGAARD,  
M. L. MCBRIDE,  
W. R. BOND.

Also, a minority of your Committee on State Affairs to whom was referred Senate Bill No. 17.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
JOHN YOUNG,  
H. W. ALLEN,  
O. O. TRAGETON.

Mr. Gronvold moved the adoption of the majority report of the Committee on State Affairs.

Mr. Bronson moved that the majority and minority reports of the Committee on State Affairs be referred to a Committee of the Whole, which motion was lost.

Mr. Bronson moved that further consideration of the reports be deferred one day, which motion was lost.

The question being on the adoption of the majority report, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 167.

A bill for an Act to amend Section 10598 of the Compiled Laws of 1913.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 270.

A bill for an Act to amend and re-enact Sections 719 and 720 of the Compiled Laws of North Dakota for the year 1913, relating to the salaries and expenses of the supreme court judges.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 117.

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, school house sites, church sites, cemetery sites, sites for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right-of-way, and other railroad uses and purposes, reservoirs for the storage of water for irrigation, grain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

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

In line 6 of the title of the printed bill strike out the word "Grain" and insert in lieu thereof the word "Drain". Make the same correction in line 7 of Section 1.

In line 3 of Sec. 2, after the word "shall" insert the following: "cause notice to be given as hereinafter provided and thereupon".

In line 2, of Sec. 3, after the word "shall" insert the following: "cause the same to be appraised and thereupon".

Have Sec. 4 read as Sec. 5, inserting the following:  
"Sec. 4. Hearing to be Had and Notice to be Published.) The Board of University and School Lands shall cause public notice to be given of the time and place when it will hear said application, therein de-

scribing the land and stating the purpose for which same is sought to be purchased, said notice shall be published in a newspaper of general circulation near to the land applied for, three times, once each week for three consecutive weeks, before the day set for hearing the application, and any citizen interested may appear and show cause why said land should not be sold or why the price fixed is insufficient."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

*Mr. President:*

Your Committee on Elections to whom was referred Senate Bill No. 245.

A bill for an Act to amend Sections 904, 905 and 906 of the Compiled Laws of North Dakota for the year 1913 to provide for the non-partisan nomination and election of county judges.

Have had the same under consideration and return same without recommendation.

ALOYS WARTNER,  
Chairman.

Mr. Gibbens moved that the report be received and Senate Bill No. 245 be placed on the calendar, which motion prevailed.

Also, your Committee on Elections to whom was referred House Bill No. 185.

A bill for an Act to amend Section 1009 of the Compiled Laws of North Dakota, 1913, relating to canvass of votes, abstract of votes, certificates of election, decision in case of tie, and publication of abstract of votes.

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

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

Also, your Committee on Elections to whom was referred House Bill No. 102.

A bill for an Act to amend Sections 1013 and 1015 of the Compiled Laws of 1913, relating to the forwarding of the abstract of votes by county auditor and the meeting of the state canvassing board.

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

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

Also, your Committee on Elections to whom was referred House Bill No. 163.

A bill for an Act to amend Sections 874 and 876 of the Compiled Laws of 1913, relating to the forwarding of abstract of votes by county auditors and the meeting of the state canvassing board for primary elections.

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

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

Also, your Committee on Elections to whom was referred Senate Bill No. 137.

A bill for an Act to amend Section 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

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

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

### THIRD READING OF SENATE BILLS

Mr. Leutz moved that further consideration of Senate Bill No. 196 be deferred two days, which motion prevailed.

Mr. Gardiner moved that further consideration of Senate Bill No. 219 be deferred two days, which motion prevailed.

Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Com-

piled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 26, nays 21, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Rowe
Englund	Loftsgaard	Sikes
Ellingson	Mallough	Thoreson
Gardiner	McBride	Trageton
Gronvold	Mudgett	Vail
Heckle	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Lindstrom	Nelson, Rich'd
Barnes	Martin	Overson
Clark	McFadden	Putnam
Davis	McGray	Sandstrom
Gibbens	McLean	Steele
Hoverson	Murphy	Wartner
Hyland	Nelson, Gr. F'ks.	Young

Absent and not voting, Messrs. Hamilton and Hughes, who were excused.

So the bill passed and the title was agreed to.

Mr. Albrecht moved that the vote by which Senate Bill No. 193 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, Senate Bill No. 211.

A bill for an Act to amend Section 1122 of the Compiled Laws of North Dakota for the year 1913, relating to the qualifications of county superintendent of schools.

Was read the third time.

Mr. Jacobsen moved that the bill be amended as follows:

In line 11 of the printed bill, after the word "stated", strike out the period and insert in lieu thereof a semi-colon and add the following words: "provided that no superintendent who is serving at the time this Act takes effect shall be disqualified from succeeding himself".

Mr. Davis moved that further consideration of Senate Bill No. 211 be deferred one day, which motion prevailed.

Also, Senate Bill No. 171.

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Hoverson	Nelson, Rich'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Hughes	Martin

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 99.

A bill for an Act to amend Section 1360 of the Compiled Laws of North Dakota for the year 1913, relating to second-grade elementary certificate of teachers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Ellingson	Kretschmar
Allen	Gardiner	Leutz
Barnes	Gibbens	Lindstrom
Bond	Gronvold	Loftsgaard
Bonzer	Heckle	Mallough
Bronson	Hoverson	McBride
Clark	Hyland	McFadden
Davis	Jacobsen	McGray
Englund	Kirkeide	McLean

Messrs.	Messrs.	Messrs.
Mudgett	Porter	Steele
Murphy	Porterfield	Thoreson
Nelson, Gr. F'ks.	Putnam	Trageton
Nelson, Rich'l'd	Rowe	Vail
Nelson, Rolette	Sandstrom	Wartner
Overson	Sikes	Young
Paulson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Hughes	Martin

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 95.

A Concurrent Resolution for an amendment to the Constitution, providing for the elective franchise.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 31, nays 15, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Lindstrom	Porter
Barnes	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Englund	McGray	Rowe
Ellingson	Mudgett	Sandstrom
Gardiner	Murphy	Sikes
Gibbens	Nelson, Gr. F'ks.	Steele
Heckle	Nelson, Rich'l'd	Trageton
Hoverson	Nelson, Rolette	Vail
Hyland	Paulson	Wartner
Kirkeide		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	McFadden
Bond	Jacobsen	McLean
Bonzer	Kretschmar	Overson
Clark	Leutz	Thoreson
Davis	McBride	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Hughes	Martin

Who were excused.

So the bill passed and the title was agreed to.

Mr. Kirkeide moved that the vote by which Senate Bill No. 95 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, Senate Bill No. 46.

A bill for an Act to authorize a popular vote upon the

question of calling a delegate convention to amend and revise the Constitution of the State of North Dakota.

Was read the third time.

Mr. Wartner moved as an amendment to Senate Bill No. 46 as follows:

On page 2 in line 7 of the printed bill, strike out the word "sixteenth" and insert in lieu thereof the word "fifteenth", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 27, nays 20, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Gr. F'ks.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kretschmar	Overson
Bond	Leutz	Porterfield
Bonzer	Lindstrom	Putnam
Davis	Mallough	Sandstrom
Englund	Martin	Steele
Ellingson	McBride	Wartner
Gardiner	McFadden	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Loftsgaard	Porter
Clark	McGray	Rowe
Gibbens	McLean	Sikes
Gronvold	Mudgett	Thoreson
Heckle	Murphy	Trageton
Hoverson	Nelson, Rich'd	Vail
Kirkeide	Paulson	

Absent and not voting, Messrs. Hamilton and Hughes, who were excused.

So the bill passed and the title was agreed to.

On motion, the Senate returned to the Eighth Order of Business.

### MOTIONS AND RESOLUTIONS

Mr. Leutz moved that Senate Bill No. 152 be recalled from the House, which motion prevailed.

Mr. Mudgett offered the following resolution:

Resolved that the secretary be instructed to see that no letters, calendars or pamphlets referring to legislative matters be distributed upon the desks of the members unless same are signed or so marked that the responsibility for the issuance of same may be determined.

Mr. Mudgett moved the adoption of the resolution, which motion prevailed.

Mr. Davis moved that House Bill No. 33 be recalled from the House, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 13th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 58.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution relating to the investigation of charges made by one Grant S. Youmans in his book entitled: Legalized Bank Robbery.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

On\* motion, the Senate returned to the Sixth Order of Business.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER  
THAN MUNICIPAL

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

*Mr. President:*

Your Committee on Corporations other than Municipal to whom was referred Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary.

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 32.

A bill for an Act to amend the Constitution of the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 13, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Mudgett
Allen	Hoverson	Murphy
Barnes	Hyland	Nelson, Gr. F'ks.
Bond	Kirkeide	Nelson, Rolette
Bonzer	Leutz	Porter
Clark	Lindstrom	Putnam
Englund	Loftsgaard	Sandstrom
Ellingson	Mallough	Sikes
Gardiner	Martin	Thoreson
Gibbens	McBride	Vail
Gronvold	McLean	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Nelson, Rich'd	Rowe
Davis	Overson	Steele
Jacobsen	Paulson	Trageton
McFadden	Porterfield	Wartner
McGray		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Hughes	Kretschmar

Who were excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913 relating to publication of delinquent tax list.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hyland
Allen	Ellingson	Jacobsen
Barnes	Gardiner	Kirkeide
Bond	Gibbens	Leutz
Bonzer	Gronvold	Lindstrom
Bronson	Heckle	Loftsgaard
Clark	Hoverson	Mallough

Messrs.	Messrs.	Messrs.
McBride	Nelson, Rolette	Sikes
McFadden	Overson	Steele
McGray	Porter	Thoreson
McLean	Porterfield	Trageton
Mudgett	Putnam	Vail
Murphy	Rowe	Wartner
Nelson, Gr. F'ks.	Sandstrom	Young
Nelson, Richl'd		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hughes	Martin
Hamilton	Kretschmar	Paulson

Who were excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 39.

A bill for an Act defining the powers of village boards relating to the purchase, leasing and operation of electric light and power plants or gas works.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 34, nays 8, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Porter
Barnes	Kirkeide	Porterfield
Bond	Leutz	Putnam
Bronson	Lindstrom	Rowe
Englund	Loftsgaard	Sandstrom
Ellingson	Mallough	Sikes
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Heckle	Nelson, Gr. F'ks.	Vail
Hoverson	Overson	Wartner
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	McGray	Nelson, Rolette
Bonzer	Nelson, Richl'd	Young
Clark		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Kretschmar	McFadden
Hamilton	Martin	Paulson
Hughes	McBride	

Who were excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 160.

A bill for an Act to amend sub-division two of Section 5743, of the Compiled Laws of North Dakota, 1913, relating to the order of succession.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, Gr. F'ks.	Young
Hyland	Nelson, Richl'd	

Absent and not voting, Messrs. Hamilton and Hughes, who were excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved that further consideration of House Bill No. 37 be deferred two days, which motion prevailed.

Also, House Bill No. 134.

A bill for an Act to amend Section 2649 of the Compiled Laws of North Dakota for the year 1913, relating to the notification of the State Live Stock Sanitary Board when live stock is affected or believed to be affected with any contagious disease.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Englund
Allen	Bonzer	Ellingson
Barnes	Clark	Gardiner
Bond	Davis	Gibbens

Messrs.	Messrs.	Messrs.
Gronvold	McBride	Porterfield
Heckle	McFadden	Putnam
Hoverson	McGray	Rowe
Hyland	McLean	Sandstrom
Jacobsen	Mudgett	Sikes
Kirkeide	Murphy	Steele
Kretschmar	Nelson, Gr. F'ks.	Thoreson
Leutz	Nelson, Rich'd	Trageton
Lindstrom	Nelson, Rolette	Vail
Loftsgaard	Overson	Wartner
Mallough	Paulson	Young
Martin	Porter	

Absent and not voting, Messrs. Hamilton and Hughes, who were excused.

So the bill passed and the title was agreed to.

Mr. Davis moved that the rules be suspended and House Bill No. 33 be considered returned and the vote by which it was lost be reconsidered, which motion prevailed.

Mr. Davis moved that House Bill No. 33 be re-referred to the Committee on Judiciary, which motion prevailed and the bill was so re-referred.

Mr. Overson moved that House Bill No. 114 be re-referred to the Committee on Temperance, which motion prevailed and the bill was so re-referred.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 13th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 317.

A bill for an Act to amend Section 1905 of the Compiled Laws of North Dakota for 1913, relating to statistics.

Also, House Bill No. 313.

A bill for an Act to amend and re-enact Section 3945 of the Compiled Laws of 1913 of the State of North Dakota.

Also, House Bill No. 293.

A bill for an Act to amend and re-enact Section 8203 of the Compiled Laws of North Dakota for 1913, relating to the eminent domain.

Also, House Bill No. 264.

A bill for an Act to amend and re-enact Section 1369 of the Compiled Laws of North Dakota for 1913, relating to the accrediting of high school diplomas as second grade elementary certificates.

Also, House Bill No. 280.

A bill for an Act to amend Section 7741 of the Compiled Laws of 1913 relating to partnership exemptions.

Also, House Bill No. 227.

A bill for an Act to define co-operative associations and to authorize their incorporation, and to declare an emergency.

Also, House Bill No. 115.

A bill for an Act amending Chapter 93 of the Session Laws of 1909 of the State of North Dakota, relating to the compensation of election officers.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith the following bills:

House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Return of which have been requested by your Honorable Body.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Leutz moved that Senate Bill No. 152 be referred to the Committee on Judiciary, which motion prevailed.

The courtesies of the floor were extended to Messrs. Pres. F. L. McVey, of University of North Dakota; J. D. Gronna, G. W. Groves, M. E. Porter, Hon. Geo. Rose, Atty. H. A. Mackdoff, and R. M. Black.

Mr. Kretschmar moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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## FORTY-SECOND DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 15, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Gardiner and Hamilton who were excused.

## REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fortieth Day, have carefully examined the same, and recommend that the same be corrected as follows:

Change McFadden from "absent" to voting "No" on Senate Bill 95, page 12.

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

Also, Senate Bill No. 117.

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, school house sites, church sites, cemetery sites, sites for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right-of-way, and other railroad uses and purposes, reservoirs for the storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

Also, Senate Bill No. 137.

A bill for an Act to amend Sections 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

Also, Senate Bill No. 172.

A bill for an Act to amend Sections 1165 and 1167 of the Compiled Laws of North Dakota for the year 1913, relating to district school treasurer's bond.

Also, Senate Bill No. 245.

A bill for an Act to amend Sections 904, 905 and 906 of the Compiled Laws of North Dakota for the year 1913 to provide for the non-partisan nomination and election of county judges.

Also, Senate Bill No. 270.

A bill for an Act to amend and re-enact Sections 719 and 720 of the Compiled Laws of North Dakota for the year 1913, relating to the salaries and expenses of the supreme court judges.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON IRRIGATION AND  
DRAINAGE

The Committee on Irrigation and Drainage made the following report:

*Mr. President:*

Your Committee on Irrigation and Drainage to whom was referred House Bill No. 148.

A bill for an Act to amend Section 2465 of the Compiled Laws of the State of North Dakota for the year of 1913, relating to drains.

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

Amend the title by inserting after the word "drains" the following: "the establishing thereof, and appeals therefrom".

Insert on page 2 line 17 of the printed bill, after the word "assessed" the following: "or may be assessed".

Insert on page 2 line 21 of the printed bill after the word "perfected" the following: "within thirty days after the order establishing the drain is filed and entered".

On page 2, line 21 of the printed bill, strike out the words "service of notice"; and in line 22 of said page 2, strike out all the words there appearing and insert in lieu thereof the following: "the appellant filing with the clerk of the district court of the county where the action is commenced, a notice of appeal".

On page 2, line 23 of the printed bill, after the word "undertaking" insert the following: "approved by said clerk of the district court".

On page 2, line 28 of the printed bill, strike out the words "such undertaking"; also strike out all of lines 29, 30 and 31 and the following words contained in line 32 of said page 2: "order establishing the drain is filed and entered".

On page 2, line 38 of the printed bill, insert after the word "and" the word "if".

On page 3, line 57, strike out the word "enforced" and substitute in lieu thereof the following words, "in force".

And when so amended recommend the same to pass.

H. A. BRONSON,  
Chairman.

Mr. Bronson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON FEDERAL RELATIONS

The Committee on Federal Relations made the following report:

*Mr. President:*

Your Committee on Federal Relations to whom was referred a Concurrent Resolution, introduced by Mr. Hedalen, wherein our National Congress is urged to amend the Constitution of the United States to provide that members of the House of Representatives in the National Congress be elected at the same time that the President of the United States is elected, to hold office for a period of four years, and that the United States Senators be elected at the same time, for a period of eight years, in order to eliminate the necessity of biennial elections in the State of North Dakota.

Have had the same under consideration and recommend that the same be not concurred in.

O. J. CLARK,  
Chairman.

Mr. Clark moved that the report be adopted, which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 230.

A bill for an Act to amend Sections 6815, 6816 and 6817 of the Compiled Laws of 1913, relating to the filing of mechanics' liens, establishing priorities for such liens, requiring the giving of notice thereof, and providing a penalty for filing unlawful liens.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 280.

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 220.

A bill for an Act prohibiting the appointment of wives or husbands of county officers to act as deputies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred Senate Bill No. 246.

A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

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

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

Also, your Committee on Live Stock to whom was referred House Bill No. 251.

A bill for an Act to amend and re-enact Sections 2764, 2766 and 2774 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the regulation of the public service of stallions.

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

In Section 2776, page 2, lines 4 and 5 of the printed bill, strike out the words "By and with the advice and consent of the Governor".

And when so amended recommend the same to pass.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

*Mr. President:*

Your Committee on Banks and Banking to whom was referred House Bill No. 221.

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, relating to capital stock of state banks.

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

After the word "no" in line one, Section one, sub-head "Section 5155" of the printed bill, insert the word "banking"; strike out the words "in towns or" after the word "nor" in a line inserted as an amendment by the house between lines two and three, and insert the words "towns or villages" after the word "cities", making the line inserted as a house amendment read as follows: "nor in cities, towns or villages of over one thousand inhabitants with a capital stock of less than twenty thousand dollars"; after the word "cities" in line 3 of the printed bill insert the words "towns or villages"; after the word "cities" in lines 5, 7 and 8 in the printed bill, insert the words "towns or villages" in each case. In lines 37 and 42 of the printed bill strike out the word "twenty" and insert in lieu thereof in each line the word "fifteen".

And when so amended recommend the same do pass.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred House Bill No. 209.

A bill for an Act to amend Section 1901 of the Compiled Laws of 1913, relating to the fees of assessors when acting as census enumerators.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 13.

A bill for an Act providing for the taxation in this state, of the bills receivable, obligations or credits of non-residents arising out of business done within this State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Taxes and Tax Laws to whom was referred House Bill No. 7.

A bill for an Act to amend Section 2185 of the Compiled Laws of 1913, providing when real estate taxes shall become due and delinquent and for penalty and interest in the event of delinquency thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,  
P. T. KRETSCHMAR,  
C. F. MUDGETT,  
A. L. NELSON,  
O. O. TRAGETON,  
F. W. VAIL,  
C. H. PORTER,  
CHAS. ELLINGSON.

Also, a minority of your Committee on Taxes and Tax Laws to whom was referred House Bill No. 7.

Have had the same under consideration and recom-

mend that the same be re-referred to the Committee on State Affairs.

W. B. OVERSON,  
O. T. LOFTSGAARD.

Mr. Overson moved that the report of the minority of the Committee on Taxes and Tax Laws on House Bill No. 7 be adopted, which motion was lost.

Mr. Bronson moved that the majority and minority reports of the Committee on Taxes and Tax Laws on House Bill No. 7 be referred to a Committee of the Whole, which motion was lost.

Mr. Allen moved the adoption of the report of the majority of the Committee on Taxes and Tax Laws on House Bill No. 7.

Mr. Bronson moved that consideration of the majority and minority reports of the Committee on Taxes and Tax Laws on House Bill No. 7 be made a special order of business for 2:30 P. M., tomorrow, which motion prevailed.

#### REPORT OF SENATE PUBLIC PRINTING COMMITTEE

The Committee on Public Printing made the following report:

*Mr. President:*

Your Committee on Public Printing to whom was referred Senate Bill No. 228.

A bill for an Act amending Section 1 of Chapter 139 of the Session Laws of 1905, being Section 3173 of the Compiled Laws of the State of North Dakota, 1913.

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

A. L. NELSON,  
Chairman.

Mr. Nelson of Rolette moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Printing to whom was referred Senate Bill No. 295.

A bill for an Act to amend Section 873 of the Compiled Laws of 1913, relating to the statement of the canvassing board, contest and publication of an abstract of the votes in an official newspaper of the county.

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

In line 36 of the printed bill, on the second page, after the word "sub-section", insert the word "one".

And when so amended recommend the same to pass.

A. L. NELSON,  
Chairman,

Mr. Nelson of Rolette moved that the report be adopted, which motion prevailed.

### COMMUNICATION FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 13th, 1915.

TO THE STATE SENATE,  
Bismarck, North Dakota.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the secretary of state Senate Bill No. 128, "A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state";

Also, Senate Bill No. 91, "A bill for an Act to amend Section 1252 of the Compiled Laws of 1913 of the State of North Dakota, relating to supervision of schools in special school districts".

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

### MOTIONS AND RESOLUTIONS

Mr. Vail moved that the picture of the Senate Body of 1915, made by the Holmboe Studio be purchased by the Senate and hung upon the walls of the Senate Chamber and the picture of the Senate Body of 1915 made by the Butler Studio be presented by the Senate to the President of the Senate.

Mr. Wartner moved as amendment to the motion that a committee of three be appointed to see what the pictures can be purchased for which motion prevailed.

The question being upon the motion as amended, which motion prevailed.

The President appointed as such committee, Messrs. Vail, Loftsgaard and Wartner.

Mr. Allen moved that Senate Bill No. 152 be recalled from the Judiciary Committee, which motion prevailed.

Mr. Leutz moved that the vote by which Senate Bill No. 152 was recalled from the House be reconsidered, which motion prevailed.

Mr. Leutz moved that Senate Bill No. 152 be transferred to the House, which motion prevailed.

Mr. Gibbens introduced the following Concurrent Resolution:

A Concurrent Resolution relating to national inspection and grading of grain.

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

That, *Whereas*, There is being considered by the Congress of the United States an Act providing for the uniform grading of grain and the proper inspection thereof; and

*Whereas*, This Act provides for an appeal being made to some higher authority than a local state board of grain appeals, thus giving to the producers and shippers of grain of North Dakota a right of review of the findings of such board of grain appeals;

*Now, Therefore be it Resolved*, That we urge our representatives in Congress to support this principle enacted into law, and that a copy of these resolutions be sent to each of such representatives in Congress.

Mr. Gibbens moved that the concurrent resolution be referred to an appropriate committee, which motion prevailed, and it was referred to Committee on Warehouses and Grain Grading.

### THIRD READING OF SENATE BILLS

Mr. Gibbens moved that Senate Bill No. 211 be referred to Committee on Education, which motion prevailed and the bill was so referred.

Senate Bill No. 137.

A bill for an Act to amend Sections 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	Martin
Allen	Hoverson	McBride
Barnes	Hughes	McFadden
Bond	Hyland	McGray
Bonzer	Jacobsen	McLean
Bronson	Kirkeide	Mudgett
Clark	Kretschmar	Murphy
Davis	Leutz	Nelson, G. F'ks
Englund	Lindstrom	Nelson, Rich'd
Ellingson	Loftsgaard	Nelson, Rolette
Gibbens	Mallough	Overson

Messrs.	Messrs.	Messrs.
Paulson	Sandstrom	Trageton
Porter	Sikes	Vail
Porterfield	Steele	Wartner
Putnam.	Thoreson	Young
Rowe		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hamilton	Heckle

Who were excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 245.

A bill for an Act to amend Sections 904, 905 and 906 of the Compiled Laws of North Dakota for the year 1913 to provide for the non-partisan nomination and election of 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 25, nays 22, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Nelson, Gr. F'ks.
Barnes	Hoverson	Nelson, Rolette
Bond	Hughes	Overson
Bonzer	Hyland	Porter
Bronson	Kirkeide	Porterfield
Clark	Lindstrom	Sandstrom
Davis	Loftsgaard	Sikes
Englund	McLean	Thoreson
Ellingson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McBride	Putnam
Gronvold	McFadden	Rowe
Heckle	McGray	Steele
Jacobsen	Mudgett	Trageton
Kretschmar	Murphy	Wartner
Leutz	Nelson, Rich'd	Young
Mallough	Paulson	Vail
Martin		

Absent and not voting, Messrs. Gardiner and Hamilton, who were excused.

So the bill passed and the title was agreed to.

Mr. Hoverson moved that further consideration of Senate Bill No. 172 be deferred one day, which motion prevailed.

Also, Senate Bill No. 270.

A bill for an Act to amend and re-enact Sections 719 and 720 of the Compiled Laws of North Dakota for the

year 1913, relating to the salaries and expenses of the supreme court judges.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 35, nays 12, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Nelson, Rolette
Allen	Lindstrom	Overson
Bonzer	Mallough	Porter
Bronson	McBride	Putnam
Clark	McFadden	Sandstrom
Davis	McGray	Steele
Englund	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Nelson, Richl'd	Vail
Hughes	Murphy	Wartner
Jacobsen	Nelson, Gr. F'ks.	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Paulson
Bond	Kirkeide	Rowe
Ellingson	Loftsgaard	Sikes
Gibbens	Martin	Young

Absent and not voting, Messrs. Gardiner and Hamilton, who were excused.

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 15th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 213.

A bill for an Act to amend and re-enact Section 1402 of the Compiled Laws of North Dakota for the year 1913, relating to establishment of free kindergartens, payment of costs thereof, government thereof, and duty of superintendent of public instruction.

Also, House Bill No. 363.

A bill for an Act relating to the care of the feeble minded, providing that the cost of keeping patients in the institution for the feeble minded shall be a charge against the county sending such patient; that persons liable to support such defective person shall, when able, pay the expense of treatment, and amending sec-

tion 1717 of the Compiled Laws of 1913 and repealing Section 1718 of the Compiled Laws of 1913.

Also, House Bill No. 359.

A bill for an Act to amend Section 4414 of the Compiled Laws of 1913 relating to separate and mutual rights and liabilities of the husband and wife.

Also, House Bill No. 356.

A bill for an Act prescribing the manner in which rates to be charged by persons, firms or corporations for light, heat or power may be regulated and placing such regulation under control of the board of railroad commissioners.

Also, House Bill No. 237.

A bill for an Act to punish the making or use of false statements for the purpose of obtaining property or credit, and providing a penalty therefor.

Also, House Bill No. 192.

A bill for an Act to repeal Section 3365 of the Revised Codes of 1913.

Also, House Bill No. 71.

A bill for an Act creating the office of state enforcement commissioner, defining his duties and powers, appropriating funds for the salary and expenses of his office, providing for costs in certain cases and repeal of Article 27, Sections 611 to 622 inclusive of Chapter 5 of the Political Code of 1913.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The President called Mr. Lindstrom to the chair.

### THIRD READING OF SENATE BILLS

Senate Bill No. 117.

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, school house sites, church sites, cemetery sites, sites for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right-of-way, and other railroad uses and purposes, reservoirs for the storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Barnes	Lindstrom	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, Gr. F'ks.	Wartner
Hyland	Nelson, Richl'd	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hamilton	Heckle
Who were excused.		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

Was read the third time.

Mr. Davis moved that Senate Bill No. 17 be referred to the attorney general's office for his written opinion as to its constitutionality and that a committee of three be appointed from the Senate to confer with him on same and report in twenty minutes, which motion was lost.

Mr. Davis called for roll call, which motion was lost.

Mr. Davis moved that the opinion of the attorney general be printed in the journal regarding the constitutionality of Senate Bill No. 17.

Mr. McGray moved that the Senate take a recess of five minutes, which motion prevailed.

AFTER RECESS

The President presiding.

The question being on the motion of Mr. Davis, that

the opinion of the Attorney General on the Constitutionality of Senate Bill No. 17 be printed in the journal, which motion prevailed.

## OPINION

January 20th, 1915.

Mr. Martin Thoreson,  
Bismarck, N. D.

Dear Sir:

At the request of the judiciary committee, I have examined the provisions of Senate Bill No. 17, providing for an amendment to our constitution, authorizing the legislature to levy a tax on land for the purpose of creating a fund to insure the owners of crops against loss by hail.

This being a proposed amendment to the constitution of our state, the only constitutional question involved is whether or not its provisions are in any way repugnant to the constitution of the United States.

Except as to the prohibitions against taxing exports and imports, and laying duties on tonnage, and the implied prohibition against taxing any of the federal governmental agencies, there is no objection to this amendment to be found in the National Constitution, unless the same is grounded in the fourteenth amendment thereto. The fourteenth amendment to the federal constitution is binding upon and operates upon the several states, and guarantees, among other things, equal protection of the laws to persons within the jurisdiction of the state—called the equality guarantee—and that no person shall be deprived of his life, liberty or property without due process of law, called the due process guarantee.

Many variable applications and interpretations of the foregoing amendment have been made. In some instances it appears to have been held that the said guarantees operate directly upon individuals, but the rule appears to be rather, that they operate upon persons according to relations and permit different regulations as to persons or property accordingly as the same are differently situated. This view permits classification and diversity, providing the same is reasonable, and affects all persons similarly situated alike. The real intent appears to be to guard against purely arbitrary exercise of power.

Having in mind that your proposed amendment has to do rather with the exercise of sovereignty by the people themselves than with the legislative use of police power,

and the settled presumption in favor of the validity of such action on the part of the state, I believe it to be doubtful whether the courts would hold the same to be contrary to or in contravention of the fourteenth amendment to the federal constitution.

Yours truly,

HENRY J. LINDE,  
Attorney General.

Mr. Lindstrom moved that further consideration of Senate Bill No. 17 be deferred one day, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 11, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rich'd
Barnes	Kretschmar	Nelson, Rolette
Bond	Leutz	Paulson
Bonzer	Loftsgaard	Porter
Clark	Mallough	Porterfield
Englund	Martin	Putnam
Ellingson	McBride	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Thoreson
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Jacobsen	Nelson, Gr. F'ks.	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Rowe
Bronson	Lindstrom	Steele
Davis	McFadden	Trageton
Hughes	Overson	

Absent and not voting, Messrs. Gardiner and Hamilton, who were excused.

So the bill passed and the title was agreed to.

Mr. Thoreson moved that the vote by which Senate Bill No. 17 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

On motion the Senate returned to the Eighth Order of Business.

Mr. Kretschmar moved that further time be granted the Committee on Appropriations to consider the appropriation bills, which motion prevailed.

The secretary announced that the President was about to sign House Bill No. 228.

A Concurrent Resolution by Mr. Turner relating to Federal Government Lands.

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

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 280.

A bill for an Act to amend Section 7741 of the Compiled Laws of 1913 relating to partnership exemptions.

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

House Bill No. 227.

A bill for an Act to define co-operative associations and to authorize their incorporation, and to declare an emergency.

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

House Bill No. 115.

A bill for an Act amending Chapter 93 of the Session Laws of 1909 of the State of North Dakota, relating to the compensation of election officers.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 317.

A bill for an Act to amend Section 1905 of the Compiled Laws of North Dakota for 1913, relating to statistics.

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

House Bill No. 313.

A bill for an Act to amend and re-enact Section 3945 of the Compiled Laws of 1913 of the State of North Dakota.

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

House Bill No. 293.

A bill for an Act to amend and re-enact Section 8203 of the Compiled Laws of North Dakota for 1913, relating to the eminent domain.

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

House Bill No. 264.

A bill for an Act to amend and re-enact Section 1369 of the Compiled Laws of North Dakota for 1913, relating to the accrediting of high school diplomas as second grade elementary certificates.

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

House Bill No. 213.

A bill for an Act to amend and re-enact Section 1402 of the Compiled Laws of North Dakota for the year 1913, relating to establishment of free kindergartens, payment of costs thereof, government thereof, and duty of superintendent of public instruction.

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

House Bill No. 363.

A bill for an Act relating to the care of the feeble minded, providing that the cost of keeping patients in the institution for the feeble minded shall be a charge against the county sending such patient; that persons liable to support such defective person shall, when able, pay the expense of treatment, and amending section 1717 of the Compiled Laws of 1913 and repealing Section 1718 of the Compiled Laws of 1913.

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

House Bill No. 359.

A bill for an Act to amend Section 4414 of the Compiled Laws of 1913 relating to separate and mutual rights and liabilities of the husband and wife.

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

House Bill No. 356.

A bill for an Act prescribing the manner in which rates to be charged by persons, firms or corporations for light, heat or power may be regulated and placing such regulation under control of the board of railroad commissioners.

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

House Bill No. 237.

A bill for an Act to punish the making or use of false statements for the purpose of obtaining property or credit, and providing a penalty therefor.

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

House Bill No. 192.

A bill for an Act to repeal Section 3365 of the Revised Codes of 1913.

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

House Bill No. 71.

A bill for an Act creating the office of state enforcement commissioner, defining his duties and powers, appropriating funds for the salary and expenses of his office, providing for costs in certain cases and repeal of Article 27, Sections 611 to 622 inclusive of Chapter 5 of the Political Code of 1913.

Was read the first and second time and referred to the Committee on Temperance and if recommended then to the Committee on Appropriations.

THIRD READING OF HOUSE BILLS

House Bill No. 143.

A Concurrent Resolution amending Section 183 of the Constitution of the State of North Dakota, relating to increasing the county debt limit for the construction, improvement and maintenance of public highways.

Was read the third time.

The question being on the final passage of the bill.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Murphy
Allen	Jacobsen	Nelson, Gr. F'ks.
Bonzer	Martin	Nelson, Richl'd
Bronson	McBride	Nelson, Rolette
Davis	McLean	Overson
Ellingson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Gibbens	Lindstrom
Clark	Kirkeide	McFadden
Englund		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hoverson	Loftsgaard
Gardiner	Hughes	Mallough
Gronvold	Kretschmar	McGray
Hamilton	Leutz	Mudgett
Heckle		

Messrs. Gardiner and Hamilton being excused.

Mr. Overson moved the call of the Senate, which motion prevailed.

CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Lindstrom	Paulson
Barnes	Loftsgaard	Porter
Bonzer	Mallough	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Gibbens	McLean	Steele
Gronvold	Murphy	Thoreson
Hoverson	Nelson, Gr. F'ks.	Trageton
Hughes	Nelson, Richl'd	Wartner
Hyland	Nelson, Rolette	Young
Jacobsen		

Those absent were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Leutz
Ellingson	Heckle	Mudgett
Gardiner	Kretschmar	Vail

Mr. Overson moved that further proceeding under the call of the Senate be suspended, which motion prevailed.

Mr. Kirkeide moved that Mr. Gardiner be excused, which motion prevailed.

Mr. Mudgett moved that the investigating committee be excused, which motion prevailed.

Mr. Sandstrom moved that further action on House Bill No. 143 be deferred one day, which motion prevailed.

Mr. Murphy moved that the Senate do now adjourn, which motion was lost.

Also, House Bill No. 175.

A bill for an Act authorizing and directing the Board of University and School Lands and the state treasurer to allow counties, cities, towns, villages and school districts that have sold their bonds at par to the state, to redeem one or more of said bonds when sufficient funds have accumulated in their sinking fund at par with the accrued interest.

Was read the third time.

The question being on the final passage of the bill.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Clark	Hughes
Allen	Davis	Hyland
Barnes	Englund	Jacobsen
Bonzer	Gibbens	Kirkeide
Bronson	Gronvold	Lindstrom

Messrs.	Messrs.	Messrs.
Loftsgaard	McBride	McGray
Mallough	McFadden	McLean
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Kretschmar
Ellingson	Heckle	Leutz
Gardiner	Hoverson	Mudgett

Messrs. Gardiner and Hamilton being excused.

Mr. Allen moved that House Bill No. 175 be amended by striking out the emergency clause, which motion prevailed.

The question being on the final passage of House Bill No. 175 as amended, the roll was called and there were ayes 38, nays 0, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Paulson
Allen	Lindstrom	Porter
Barnes	Loftsgaard	Porterfield
Bonzer	Mallough	Putnam
Bronson	Martin	Rowe
Clark	McBride	Sandstrom
Davis	McFadden	Sikes
Englund	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Murphy	Trageton
Hughes	Nelson, Gr. F'ks.	Wartner
Jacobsen	Nelson, Rich'd	Young
Kirkeide	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Heckle	Mudgett
Ellingson	Hoverson	Overson
Gardiner	Hyland	Vail
Hamilton	Leutz	

Messrs. Gardiner and Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Kretschmar moved that House Bill No. 30 be referred to the Committee on Appropriations, which motion prevailed, and the bill was so referred.

The President called Mr. Mallough to the chair.

Also, House Bill No. 136.

A bill for an Act to amend Sections 509 and 510 of the Compiled Laws of North Dakota for the year 1913, relating to the practice of dentistry.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 35, nays 3, absent and not voting 10, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Lindstrom	Porter
Barnes	Loftsgaard	Porterfield
Bonzer	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Hughes	Murphy	Trageton
Hyland	Nelson, Rich'd	Vail
Kirkeide	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Paulson	Young
Mr. Jacobsen passed.		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Heckle	Mudgett
Clark	Hoverson	Nelson, Gr. F'ks.
Gardiner	Leutz	Wartner
Hamilton		

Messrs. Gardiner and Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Kretschmar moved that the Senate do now adjourn, which motion was lost.

Also, House Bill No. 185.

A bill for an Act to amend Section 1009 of the Compiled Laws of North Dakota, 1913, relating to canvass of votes, abstract of votes, certificates of election, decision in case of tie, and publication of abstract of votes.

Was read the third time.

Mr. Trageton moved as an amendment to House Bill No. 185 to add in line twelve after the word "four" the words "United States Senator", which motion prevailed.

Mr. Hughes moved that the Senate do now return to the Eighth Order of Business, which motion prevailed.

Mr. Hughes moved that the vote by which Senate Bill No. 245 was passed be reconsidered, which motion was lost.

Mr. McFadden moved that the Senate do now adjourn, which motion was lost.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 40, nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bonzer	Loftsgaard	Porter
Bronson	Mallough	Porterfield
Clark	Martin	Putnam
Davis	McBride	Rowe
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Murphy	Trageton
Heckle	Nelson, Gr. F'ks.	Vail
Hoverson	Nelson, Rich'd	Wartner
Hughes	Nelson, Rolette	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Lindstrom
Bond	Kretschmar	Mudgett
Gardiner	Leutz	Sandstrom

Messrs. Gardiner and Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved we do now adjourn, which motion was lost.

Mr. Paulson moved that the Senate take a recess until one thirty to-morrow, which motion was lost.

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 15th, 1915.

*Mr. President:*

I have the honor to inform you that the House has passed House Bills Nos. 6 and 58 as amended by the Senate.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. 102.

A bill for an Act to amend Sections 1013 and 1015 of the Compiled Laws of 1913, relating to the forwarding of the abstract of votes by county auditor and the meeting of the state canvassing board.

Was read the third time.

Mr. Wartner moved that further action on House Bill No. 102 be deferred one day, which motion prevailed.

Mr. Wartner moved that further consideration on House Bill No. 163 be deferred one day, which motion prevailed.

Also, House Bill No. 167.

A bill for an Act to amend Section 10598 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 39, nays 0, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Murphy	Trageton
Heckle	Nelson, Gr. F'ks.	Vail
Hoverson	Nelson, Rich'l'd	Wartner
Hyland	Overson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Lindstrom
Bond	Leutz	Mudgett
Gardiner	Hughes	Nelson, Rolette
Hamilton		

Messrs. Gardiner and Hamilton being excused.

So the bill passed.

Mr. Wartner moved as an amendment to the title of House Bill No. 167 as follows:

After the word "1913" add the words "relating to change of venue in criminal actions in justice courts", which motion prevailed.

The courtesies of the floor were extended to Messrs. N. J. Walper, Frank Ell, Nick Pookes, A. E. Hutchinson, J. P. Hardy, Addison Leech, R. J. Cone, Martin Page, Prof. E. F. Ladd, Alex Stern, V. R. Lovell, N. T. Alsop, Dr. S. J. Steele, Atty. Tom Johnson, D. F. Siegfroid, and A. C. Nelson.

Mr. Trageton moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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FORTY-THIRD DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 16th, 1915.

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

Prayer by the Chaplain.

Roll Call.

All the members present except Mr. Hamilton who was excused.

REFERENCE TO THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Forty-Second Day, have carefully examined the same and recommend that the same be corrected as follows:

On page 8, line 30, strike out "be amended as follows" and insert in lieu thereof "do pass." Strike out balance to signature.

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 15th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 82.  
A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.  
Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 48.

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

Which the House has amended as follows:

In Section 9 change "sixty-five per cent" to "sixty per cent."

In Section 14, strike out "county clerk" and substitute "register of deeds." Strike out "resided" and substitute "resides."

Strike out "clerk the sum of fifty cents," and substitute "register of deeds the required fee."

Strike out all of Section 20.

On page 7 of the Senate Journal of the 17th day, after the word "only," in line 6, strike out the balance of the paragraph.

In Section 7, line 3, after the word "Mentioned" insert the words "Having a daily average of not less than ten patients."

In Section 9, line 4, strike out the figure "7" and insert the figure "8".

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## REPORTS OF STANDING COMMITTEES

Mr. Davis moved that Senate Bills 53 to 58 inclusive be re-referred to the Committee on Judiciary, which motion prevailed.

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 228.

A bill for an Act amending Section 1 of Chapter 139 of the Session Laws of 1905, being Section 3173 of the Compiled Laws of the State of North Dakota, 1913.

Also, Senate Bill No. 246.

A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

Also, Senate Bill No. 280.

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

Also, Senate Bill No. 295.

A bill for an Act to amend Section 873 of the Compiled Laws of 1913, relating to the statement of the canvassing board, contest and publication of an abstract of the votes in an official newspaper of the county.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON FEDERAL RELATIONS

The Committee on Federal Relations made the following report:

*Mr. President:*

Your Committee on Federal Relations to whom was referred a Concurrent Resolution, introduced by Mr. Everson, in which our Senators and Representatives in Congress are urged to prohibit the shipment of arms and munitions of war from the United States to any of the nations of Europe, engaged in the present war, in order to consistently maintain a fair and impartial neutrality toward all nations.

Have had the same under consideration and return the same herewith, without recommendation.

O. J. CLARK,  
Chairman.

Mr. Leutz moved that the Senate concur in the House Concurrent Resolution, introduced by Mr. Everson re-

lating to the shipment of arms and munitions of war from the United States to any of the nations of Europe engaged in the present war, which motion prevailed.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:.

*Mr. President:*

Your Committee on Insurance to whom was referred Senate Bill No. 54.

A bill for an Act to supervise the operations of fire insurance rate-making bureaus, and to provide for their examination by the Commissioner of Insurance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 53.

A bill for an Act authorizing hearing upon and review of the rates fixed by any bureau for fire insurance upon property within this state.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 55.

A bill for an Act to require fire insurance companies to maintain or co-operate in maintaining and operating fire insurance rate-making bureaus.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 56.

A bill for an Act to provide for an inspection and survey by rating bureaus of all fire insurance risks specifically rated.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 57.

A bill for an Act relating to agreements between fire insurance companies or any other insurers, with respect to the fixing and collecting of fire insurance rates.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 58.

A bill for an Act prohibiting discrimination in fixing and collecting fire insurance rates.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 108.

A bill for an Act relative to the issuance of policies of fire insurance, and providing a penalty for its violation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4896

of the Compiled Laws of the State of North Dakota for the year 1913.

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

In the title, the figures "4449" be stricken out and "4896" be inserted in lieu thereof, and the words "Revised Codes" be stricken out and the words "Compiled Laws" be inserted in lieu thereof; also the figures "1905" be stricken out and the figures "1913" be inserted in lieu thereof.

In line 1 of the printed bill, the figures "4449" and words "Revised Codes" be stricken out and the figures "4896" and the words "Compiled Laws" be inserted in lieu thereof.

In line 2 of the printed bill, the figures "1905" be stricken out and the figures "1913" be inserted in lieu thereof.

In line 3, after the word "this", the word "State" be inserted; also that comma signs be inserted after the word "State" and the word "now".

In line 4, after the word "any", the word "other" be inserted.

In line 8, the word "the" be stricken out and the word "this" be inserted in lieu thereof.

And when so amended recommend the same to pass.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Mr. Davis moved that the vote by which the reports of the Committee on Insurance on Senate Bills 53 to 58 inclusive was adopted be reconsidered, which motion prevailed.

Mr. Davis moved that the reports of the Committee on Insurance on Senate Bills 53 to 58 inclusive be referred to the Committee on Judiciary together with the bills, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

*Mr. President:*

Your Committee on Railroads to whom was referred House Bill No. 154.

A bill for an Act to amend Section 4646 of the Compiled Laws of the State of North Dakota for the year

1913, relating to the duty of railroads to build and maintain fences.

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

HENRY McLEAN,  
Chairman.

Mr. McLean moved that the report be adopted.

Mr. Bronson moved that House Bill No. 154 be re-referred to the Committee on Railroads, which motion was lost.

The question being on the adoption of the report of the Committee on Railroads on House Bill No. 154, which motion prevailed.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER  
THAN MUNICIPAL

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

*Mr. President:*

Your Committee on Corporations other than Municipal to whom was referred Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

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

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 271.

A bill for an Act entitled an Act amending Section 8960, Compiled Laws 1913, relating to appeals from county courts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 232.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for the year 1913 relating to execution sale of personal property.

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

Strike out everything after the words "A Bill" and substitute in lieu thereof the following:

"For an Act to provide that the party interested, or his attorney may provide and designate in which newspapers legal notices shall be published.

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

"Section 1. Whenever legal notices are required to be published in this state on execution sales, foreclosure sales or any other legal notices which may be required to be published by any officer within the state, the party in interest, his agent or attorney, shall have the right to designate the newspaper wherein any of said notices shall be published, and in case any officer publishes notice in any other newspaper than that which the party in interest, his agent or attorney, shall direct, the said officer shall be personally liable to pay for said publication, and the same shall not become a charge against the person in whose favor said notice was published; Provided, however, in case the party in interest, his agent or attorney shall fail to designate such newspaper the officer may designate any such legal newspaper.

"Emergency, *Whereas*, an emergency exists in that the law does not now clearly define the rights of parties to have notices published in newspapers selected by themselves, this Act shall take effect and be in force from and after its passage and approval."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 59.

A bill for an Act to amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.

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

Strike out everything after the words "A bill" and substitute in lieu thereof the following:

"For an Act to amend Section 7754 and Section 7758 of the Compiled Laws of North Dakota, 1913, relating to redemption from sales of real property under execution, and mortgage foreclosure sales.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. Amendment.) Section 7754 of the Compiled Laws of North Dakota, 1913, is hereby amended and re-enacted to read as follows:

Section 7754. Payment of and Period of Redemption.) The judgment debtor or redemptioner may redeem the property from the purchaser within one year after the sale on paying the purchaser the amount of his purchase with nine per cent interest thereon together with the amount of an assessment or taxes which the purchaser may have paid thereon after the purchase, and interest at the same rate on such amount; and if the purchaser is also a creditor, having a prior lien to that of the redemptioner other than the judgment under which such purchase was made, the amount of such lien with interest.

Section 2. Amendment.) Section 7758 of the Compiled Laws of North Dakota, 1913, is hereby amended to read as follows:

Section 7758. Redemption. Filing of Certificate.) In no case shall the debtor be required to pay more to effect a redemption than the purchase price with nine per cent interest from the day of sale and all taxes and assessments paid with nine per cent interest thereon from the date of payment, notwithstanding the fact that he seeks to redeem from a redemptioner. If the debtor redeems, the effect of the sale is terminated and he is restored to his estate. Upon a redemption by the debtor the person to whom the payment is made must execute and deliver to him a certificate of redemption acknowledged or proved before an officer authorized to take acknowledgments of conveyances of real property. Such certificate must be filed and recorded in the office of the register of deeds of the county in which the property is situated, and the register of deeds must note the record thereof in the margin of the record of the certificate of sale. In case the debtor redeems from a redemptioner who has to effect his redemption paid liens on the

property, other than for taxes or assessments, the redemptioner shall be subrogated to all the rights of the former holders of such liens, and the filing of written notices of such redemptions as required by Section 7756 shall constitute notice of the rights of such redemptioner in and to all the liens so held by him as equitable assignee as fully as if formal written assignments thereof had been recorded. All the statutes relating to redemptions from execution sales shall govern sales on mortgage foreclosure and these provisions shall apply to all sales hereafter made".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

*Mr. President:*

Your Committee on Banks and Banking to whom was referred Senate Bill No. 287.

A bill for an Act to amend Section 7792, Compiled Laws of 1913, relating to attorney fees in proceedings to foreclose liens and mortgages upon real and personal property.

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

Strike out all after the words "A bill" and substitute the following:

"A bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for the year 1913, relating to costs on foreclosure of mortgage and liens, and attorney's affidavits therein.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. Amendment.) That Section 7792 of the Compiled Laws for the year 1913 is hereby amended and re-enacted to read as follows:

Section 7792. Costs on foreclosure of mortgages and liens and attorney's affidavits therein.) In all actions or proceedings for the foreclosure of a mortgage or other lien upon personal property, or of a mortgage or other lien upon real property, the plaintiff or person commencing each action or proceeding, or the defendant in case

the defendant prevails in said proceeding, shall be entitled to tax as a part of his costs when the amount of the debt secured by such mortgage or lien does not exceed the sum of five hundred dollars, the sum of twenty-five dollars; when the amount of debt so secured exceeds five hundred dollars and does not exceed one thousand dollars, the sum of fifty dollars; when the amount of debt so secured exceeds one thousand dollars and does not exceed two thousand dollars, the sum of seventy-five dollars; when the amount of debt so secured exceeds two thousand dollars the sum of seventy-five dollars and in addition thereto two per cent on the amount so secured in excess of two thousand dollars, provided, that none of the above fees shall be allowed unless the foreclosure proceedings, or the defense to said proceedings as the case may be, shall be conducted under the supervision of an attorney, a resident of the county where the property is situated, or in any adjoining or contiguous county thereto and who is duly authorized to practice in the courts of this state; provided, however, that before any attorney's fee provided for herein shall be allowed, paid, received, claimed or charged against the property or allowed or taxed in said action or proceedings, or the defense thereto, as the case may be, the attorney or attorneys bringing the action or proceeding, or defending the same, as the case may be, above mentioned shall at or prior to the time of the sale of the property or prior to the time of entering judgment in said action or proceeding, file with the register of deeds of the county in which said action is commenced, an affidavit to the effect that such attorney or attorneys have been in good faith employed to bring said action or proceeding to foreclose said mortgage or other lien, or to defend in said proceedings, as the case may be, and that the full amount of the fees provided by law insures solely to his or their benefit, and that no agreement or understanding directly or indirectly has been made with any person for any division of said attorney's fees, that no part thereof is or has been agreed to be paid to the party foreclosing said mortgage or other lien and that such attorney or attorneys is or are actual bona fide residents of the said counties as herein before provided and of the State of North Dakota.

*Provided*, That in case of foreclosure of mortgages or liens upon real property where it shall be necessary

to have said attorney's affidavit recorded, the filing of same shall be deemed sufficient.

*Provided*, Further that nothing in this Act shall prevent an attorney from foreclosing hereunder for a less fee than the maximum stated herein, but in that case no other or greater amount shall be taxed as such attorney's fee in the costs."

And when so amended recommend the same do pass.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

*Mr. President:*

A majority of your Committee on Temperance to whom was referred House Bill No. 114.

A bill for an Act defining the crime of bootlegging and fixing the punishment therefor and repealing Sections 10144 and 10145 of the Compiled Laws of North Dakota for 1913, being Chapter 60 Session Laws of 1913.

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

Strike out all after the word "imprisonment" at the end of line 2 of Section 2 of the typewritten bill and insert in lieu thereof the following: "shall be punished by a fine of not less than \$200.00 or more than \$1000.00, and by imprisonment in the county jail for not less than ninety days or more than one year, or by imprisonment in the state penitentiary under an indeterminate sentence of from one year to three years; and for the second and each succeeding offense shall be punished by imprisonment in the state penitentiary under an indeterminate sentence of not less than two or more than five years".

And when so amended recommend the same to pass.

T. N. PUTNAM,  
Chairman.

Also, a minority of your Committee on Temperance to whom was referred House Bill No. 114.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. LEUTZ.

Mr. Leutz moved that the report of the minority of the Committee on Temperance on House Bill No. 114 be adopted, which motion was lost.

Mr. Allen moved that the report of the majority of the Committee on Temperance on House Bill No. 114 be adopted, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Overson moved that consent be granted by the Senate for the introduction of a bill by the Judiciary Committee relating to the Publicity Pamphlet, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 16th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 32 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Torson, Pitkin and Burgett.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith the following concurrent resolution by Mr. Dickinson:

*Whereas*, A careful and impartial review of the Railway tax situation in this State fully demonstrates to any fair-minded man the strangling effects of the system, or lack of system, now in vogue on the weaker lines of Railway, and

*Whereas*, There are many portions of the state more than twenty miles distant from any Railway, and if such regions of the state are to develop their possibilities, branch lines are an imperative necessity, and

*Whereas*, It seems obvious that the much needed branch lines will not be built until investors are assured that such branch lines will be assessed for taxation purposes, only in proportion to their ability to pay, and

*Whereas*, the seeming impossibility of complying with the Constitution and the Laws at the present time, as evidenced by the history of assessment and taxation in the State, makes the adoption of some system that would establish justice as between railways, a public necessity, and

*Whereas*, the state has neither the money, the machinery nor the inclination to take an inventory of the railway property of the state in order to arrive at the inventory value, market value, price value or sales value of railway property; and further, as there is really no such thing as a sales price value for railroads, as shares in railroads are quite invariably divided into \$100 certificates, and the prices at which those certificates are sold at private sale, or on the stock markets, does not generally furnish an index for the market price of a railway system, for the reason that the range of the market for any commodity is narrowed by the infrequency of the demand for such commodity; by the indivisible bulk of the commodity and the amount of the price that must be paid in settlement for a single purchase. Therefore, for those reasons property for which there is an infrequent demand that is of the great invisible bulk, requiring a large amount of money for its purchase, cannot and does not have a ready marketable price or even value, for while "value" the term generally applied to property the transfer of which is acknowledged by the execution of documents to be recorded as evidence of the transfer would serve as a guide to the Board of Equalization in arriving at the "value" of real estate and other commodities of commerce for which records can be had—there is really no way to arrive at even the approximate value of Railways unless their earning power is given first and full consideration, and

*Whereas*, All economists and students of revenue agree that it is next to impossible to arrive at the value of railroads for taxation purposes, unless the earning capacity of the railroads is given the fullest consideration. Prof. E. H. Meyer of the Interstate Commerce Commission, an able and impartial authority, said in a very thorough discussion of the various matters of taxing railroads, "therefore, it was necessary to select from all the methods that one which promises the best results. This method is the Cross Earnings System basis for the distribution of values. In theory, it meets the requirements of the problem of the distribution of the values better than any of the other available methods, and in practice it has the advantage of depending upon information which the railway companies of the United States must furnish. Besides, it has received much more support among men who should be qualified to have correct judgment on matters of this kind than any

other. In fact, practical unanimity exists regarding the preferences for the gross earnings method under all the circumstances." And again, in the same bulletin, on page 13, Prof. Meyer says, "An exhaustive study of the different methods lands to the conclusion that the gross earnings basis results in the most accurate assignment of the value of railway property possible." And again, "manifestly therefore, all measures of value of railway property aggregated into systems of useful dimensions are impracticable and fallacious, save a single one earning power; that is the power to make legitimate revenue for its owners. Such must always be the sole reliable measure of the value of all things not customarily bought and sold outright."

The Wisconsin Tax Commission in its report for 1910 on page 53 says, referring to railway taxation; "As to nearly all such properties, their capacity to produce revenue will be the dominant factor in ascertaining values, and for this reason, taxation according to value would not be different in results from taxation based directly upon income."

Dr. James E. Boyle, Professor of Economics State University at Grand Forks, says in a discussion of the matter: "For the past ten years I have believed in the gross earnings method for railroads and other public utilities." The gross earnings system is just as between railroads; it enables the state to share increased earnings automatically, and encourages instead of retarding railroad construction; it is easily ascertained; it does not hamper or impose burdens upon a weak railway built into new territory until it is on an operating basis; it adjusts itself to varying economic conditions, fluctuating with the increase or diminution of business, thus following the rise and fall of property value; it affords a sure and staple revenue for the state, and

*Whereas*, The sworn reports filed by the different railway companies in complying with the regulations of the United States government, as well as state laws, shows in detail the earning power of such railway, making it easy for the State Board of Equalization to arrive at a just basis in the levying and collection of railway taxes, and

*Whereas*, A careful review of the railway tax situation in North Dakota during the past six years will show that the weaker roads built into the by-ways of the state have, on occasion, been, assessed as high as 8½% of their earnings, while the rich and strong trans-

continental lines were assessed at only 4% of their earnings, and

*Whereas*, A review of the situation makes it manifest that the only just yardstick available to measure as nearly as may be the situation between the different railways, so that each may be taxed in proportion to its ability to pay, as represented by the business that each does in the state, is the gross earnings method.

*Therefore, Be It Resolved*, By the House, the Senate concurring, that the State Board of Equalization be requested to require each railway in the state to file with the said board of equalization by June 1, 1915, and each June first thereafter, a full and complete report of the gross earnings for the calendar year next preceding, and the term "gross earnings" is hereby defined and shall be construed to mean all earnings on business, beginning and ending within the state, and a proportion, based upon the proportion of the mileage within the state to the entire mileage over which such business is done, of earnings on all interstate business passing through, into or out of the state; in order that the said Board of Equalization may be able to give full consideration to gross earnings in equalizing the assessed value of the different railways to the end that approximate justice, as between railways, be administered, in matters of taxation."

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Overson moved that a conference committee be appointed from the Senate to act on House Bill No. 32, which motion prevailed.

The President appointed Messrs. McBride, Gronvold and Nelson of Grand Forks as such committee.

Mr. Bond moved that the House Concurrent Resolution introduced by Mr. Dickinson and relating to taxes be referred to an appropriate committee, which motion prevailed, and the resolution was referred to the Committee on Taxes and Tax Laws.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

The Committee on Judiciary introduced Senate Bill No. 314.

A bill for an Act to amend and re-enact Sections 3188, 3189 and 3190 of the Compiled Laws of the State of North Dakota for 1913.

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

SPECIAL ORDER

Mr. Kretschmar moved that the majority report of the Committee on Taxes and Tax Laws on House Bill No. 7 be adopted.

Mr. Bronson moved that the motion be amended by striking out the word "majority" and inserting the word "minority" in lieu thereof.

Roll call was demanded. The question being whether the motion be amended by striking out the word "majority" and inserting the word "minority", the roll was called and there were ayes 18, nays 28, absent and not voting 3.

Those voting in the affirmative:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Overson
Barnes	Hoverson	Paulson
Bond	Hughes	Porterfield
Bonzer	Martin	Rowe
Bronson	McBride	Sikes
Englund	Nelson, Rich'd	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Leutz	Nelson, Rolette
Clark	Lindstrom	Porter
Davis	Mallough	Putnam
Ellingson	McFadden	Sandstrom
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Jacobsen	Murphy	Vail
Kirkeide	Nelson, Gr. F'ks.	Young
Kretschmar		

Absent and not voting, Messrs. Hamilton, Hyland and Loftsgaard.

Mr. Hamilton being excused.

So the motion as amended was lost.

The question being on the adoption of the majority report of the Committee on Taxes and Tax Laws on House Bill No. 7, which motion prevailed.

Mr. McFadden moved that the rules be suspended and that permission be granted to introduce Senate Bill No. 315, which motion prevailed.

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 16th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 106.

A bill for an Act to amend and re-enact Section 4870 of the Compiled Laws of the State of North Dakota for the year 1913.

Which the House has indefinitely postponed.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith the following concurrent resolution:

Concurrent Resolution introduced by the Lathrop Committee.

*Whereas*, By Chapter 6 of the Laws of the State of North Dakota of 1891, entitled "An Act designating and appropriating Section 36 in township 140 north, range 49 west, in the county of Cass, for the use of the state agricultural college as a site for that institution, there was appropriated, with the consent of the Congress of the United States, out of the lands granted to the State of North Dakota, by the United States for the use of the common schools, Section 36 in township 140 North, range 49 West, in Cass County North Dakota, for the use of the said agricultural college as a site for that institution, and

*Whereas*, The common school fund has been thereby decreased, and

*Whereas*, It is for the best interest of such common schools in the state that such section of land so appropriated be replaced and a new section granted in lieu thereof, and

*Whereas*, Federal legislation is necessary for that purpose,

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

That the Congress of the United States be, and it hereby is respectfully petitioned and requested to grant

and set apart from the unappropriated government lands within the State of North Dakota, a section of land to be selected by the said State of North Dakota, in lieu of the foregoing Section 36 in Township 140, Range 49, for the use of the common school fund of said state.

*Be It Further Resolved*, That the secretary of state be instructed to send a copy of these resolutions to the senators and representatives of the State of North Dakota in Congress.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Kretschmar moved that the Senate concur in the House Concurrent Resolution relating to land granted for agricultural site introduced by the Lathrop Committee, which motion prevailed.

### THIRD READING OF SENATE BILLS

#### Senate Bill No. 172.

A bill for an Act to amend Sections 1165 and 1167 of the Compiled Laws of North Dakota for the year 1913, relating to district school treasurer's bond.

Was read the third time.

Mr. Hoverson moved as an amendment to Senate Bill No. 172 as follows:

In line 17, Section one of the printed bill, after the word "warrant", insert the following words: "In case a state bonding department is established the school treasurer shall be bonded in and with such state bonding department subject to the provisions of law", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 40, nays 0, absent and not voting 9.

Those voting in the affirmative:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	McGray
Allen	Hoverson	McLean
Barnes	Hughes	Murphy
Bonzer	Hyland	Nelson, Gr. F'ks.
Bronson	Jacobsen	Nelson, Rich'd
Clark	Kirkeide	Nelson, Rolette
Davis	Kretschmar	Overson
Ellingson	Leutz	Paulson
Gardiner	Mallough	Porter
Gronvold	Martin	Porterfield

Messrs.	Messrs.	Messrs.
Putnam	Steele	Vail
Rowe	Thoreson	Wartner
Sandstrom	Trageton	Young
Sikes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	McBride
Englund	Lindstrom	McFadden
Gibbens	Loftsgaard	Mudgett

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Leutz moved as an amendment to Senate Bill No. 196 as follows:

In line thirteen on page one of the printed bill, after the word "thereto", add the following: "provided that road taxes levied under the provisions of Section 1945 of the Compiled Laws of 1913 of North Dakota shall be expended under the direction of the county commissioners upon any highways in the county without regard to the source from which such taxes are paid, and such taxes shall not be distributed by the county treasurers as hereinbefore provided for the distribution of other road taxes", which motion prevailed.

Mr. Bronson moved that further consideration of Senate Bill No. 196 be deferred one day, which motion prevailed.

Mr. Gardiner moved that further consideration of Senate Bill No. 219 be indefinitely postponed, which motion prevailed.

Mr. Sandstrom moved that the vote by which Senate Bill No. 219 was indefinitely postponed be reconsidered, which motion prevailed.

Mr. Sandstrom moved that Senate Bill No. 219 be amended as follows:

In line eleven, page two of the printed bill, strike out the word "which" and insert in lieu thereof "where county seats are not located on railroads", which motion prevailed.

Mr. Davis moved that Senate Bill No. 219 be amended as follows:

Strike out all of lines 13, 14 and 15 ending with the word "dollar," and strike out all of the Sections two and three. In Section 4, strike out the word "four" and insert in lieu thereof of the word "two".

Mr. Overson moved that the Senate take a recess of five minutes, which motion prevailed.

## AFTER RECESS

The question being on the adoption of the amendment to Senate Bill No. 219, which motion prevailed.

Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

Was read the third time.

Mr. Nelson of Rolette moved that Senate Bill No. 219 be amended as follows: insert after the word "counties" in line 11 the following words "whose county seat is not on a main line of railroad", which motion was lost.

Mr. Nelson of Rolette moved that Senate Bill No. 219 be referred to the Committee on Judiciary, which motion was lost.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 37, nays 9, absent and not voting 3.

Those voting in the affirmative:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Overson
Allen	Hyland	Porter
Barnes	Jacobsen	Putnam
Bond	Kretschmar	Rowe
Bonzer	Leutz	Sandstrom
Bronson	Mallough	Sikes
Clark	McBride	Steele
Davis	McFadden	Thoreson
Englund	McGray	Trageton
Ellingson	McLean	Vail
Gardiner	Murphy	Wartner
Gibbens	Nelson, Rich'd	Young
Gronvold		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hoverson	Lindstrom	Nelson, Gr. F'ks.
Hughes	Martin	Nelson, Rolette
Kirkeide	Mudgett	Porterfield

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Loftsgaard	Paulson

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 16th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 160, 39 and 175 and that House Bills Nos. 160, 39 and 175 have been passed as amended by the Senate.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 320.

A Concurrent Resolution amending the constitution of the State of North Dakota, relating to the taxation of improvements on land.

Also, House Bill No. 106.

A bill for an Act to amend Section 370 of the Compiled Laws of North Dakota relating to state depositaries.

Also, House Bill No. 304.

A bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913, relating to the use of lignite coal in state and county institutions and schools and providing a penalty for the violations of this Act.

Also, House Bill No. 276.

A bill for an act to amend Section 926 of the Compiled Laws of North Dakota for the year 1913, relating to the printing of publicity pamphlet by the secretary of state.

Also, House Bill No. 119.

A bill for an Act to provide for the support of needy women who are the mothers of and who are compelled to support one or more children under fourteen years of age.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 49 and 185.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 167 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Thompson of Ward, Fraser and Converse.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 136 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Blanchard, Harris and Lathrop.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

Senate Bill No. 246.

A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 3, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Leutz	Paulson
Barnes	Lindstrom	Porter
Bond	Mallough	Porterfield
Bonzer	Martin	Putnam
Bronson	McBride	Rowe
Clark	McFadden	Sandstrom
Davis	McGray	Sikes
Englund	McLean	Steele
Ellingson	Mudgett	Thoreson
Gronvold	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gibbens	Kirkeide	Trageton
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Gardiner	Heckle	Loftsgaard
Hamilton	Hughes	

Mr. Hamilton, being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 280.

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 40, nays 2, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Leutz	Porter
Barnes	Mallough	Porterfield
Bond	Martin	Putnam
Bonzer	McBride	Rowe
Clark	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hoverson	Nelson, Gr. F'ks.	Vail
Hughes	Nelson, Rich'd	Wartner
Hyland	Nelson, Rolette	Young
Jacobsen		

Those voting in the negative were Messrs. Bronson and Paulson.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Heckle	Lindstrom
Gardiner	Kirkeide	Loftsgaard
Hamilton		

Mr. Hamilton, being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 228.

A bill for an Act amending Section 1 of Chapter 139 of the Session Laws of 1905, being Section 3173 of the Compiled Laws of the State 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 40, nays 2, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Davis	Hughes
Allen	Englund	Hyland
Barnes	Ellingson	Jacobsen
Bond	Gardiner	Kirkeide
Bonzer	Gibbens	Kretschmar
Bronson	Gronvold	Leutz
Clark	Hoverson	Lindstrom

Messrs.	Messrs.	Messrs.
Mallough	Porter	Steele
McBride	Porterfield	Thoreson
McLean	Putnam	Trageton
Mudgett	Rowe	Vail
Murphy	Sandstrom	Wartner
Nelson, Gr. F'ks.	Sikes	Young
Paulson		

Those voting in the negative were Messrs. Martin and Overson.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McFadden	Nelson, Richl'd
Heckle	McGray	Nelson, Rolette
Loftsgaard		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 295.

A bill for an Act to amend Section 873 of the Compiled Laws of 1913, relating to the statement of the canvassing board, contest and publication of an abstract of the votes in an official newspaper of the county.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Leutz	Paulson
Barnes	Lindstrom	Porter
Bonzer	Mallough	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hoverson	Nelson, Gr. F'ks.	Vail
Hyland	Nelson, Richl'd	Wartner
Jacobsen	Nelson, Rolette	Young
Kirkeide		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Hughes
Gardiner	Heckle	Loftsgaard

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. McFadden moved that the Senate return to the Eleventh Order of Business, which motion prevailed.

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

Mr. McFadden introduced Senate Bill No. 315.

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties. \*

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

Mr. Rowe moved that the Senate return to the Tenth Order of Business, which motion prevailed.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Rowe moved that the Senate do not concur in the House amendments to Senate Bill No. 48 and that a conference committee be appointed, which motion prevailed.

The President appointed Messrs. Barnes, Steele and Bond.

Mr. Sikes moved that the President appoint a conference committee on House Bill No. 167, which motion prevailed.

The President appointed as such committee Messrs. Sikes, Sandstrom and Ellingson.

Mr. Clark moved that the President appoint a Conference Committee on House Bill No. 136, which motion prevailed.

The President appointed as such committee on House Bill No. 136, Messrs. Clark, Nelson of Richland and Porter.

Mr. Allen moved that the Senate do now adjourn, which motion was lost.

Mr. Bronson moved that the Senate adjourn after the first and second reading of the House Bills, which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 320.

A Concurrent Resolution amending the constitution of the State of North Dakota, relating to the taxation of improvements on land.

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

House Bill No. 106.

A bill for an Act to amend Section 370 of the Compiled Laws of North Dakota relating to state depositories.

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

House Bill No. 304.

A bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913, relating to the use of lignite coal in state and county institutions and schools and providing a penalty for the violations of this Act.

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

House Bill No. 276.

A bill for an act to amend Section 926 of the Compiled Laws of North Dakota for the year 1913, relating to the printing of publicity pamphlet by the secretary of state.

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

House Bill No. 119.

A bill for an Act to provide for the support of needy women who are the mothers of and who are compelled to support one or more children under fourteen years of age.

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

The courtesies of the floor were extended to Messrs. Thomas G. Johnson, Hon. F. E. Tufte, J. R. Pupore, J. D. Turner, Clarence Elkin, Louis Ruben and N. B. Black.

The Senate adjourned.

M. J. GEORGE,  
Secretary.

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FORTY-FOURTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 17th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton, who was excused.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the journal of the Forty-Third Day, have carefully examined the same and recommend that the same be corrected as follows:

On page 20, line 33, insert the following:

Mr. Sandstrom moved that Senate Bill No. 219 be amended as follows:

In line 11, page 2 of the printed bill, strike out the word "which" and insert in lieu thereof "where county seats are not located on railroads", which motion prevailed.

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 16th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 49.

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

Also, Senate Bill No. 115.

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

Also, Senate Bill No. 125.

A bill for an Act to amend Section 10088 of the Com-

piled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 of the Compiled Laws of 1913.

Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 441.

A bill for an Act defining what the word *coal* means when used in the laws and resolutions of the legislative assembly of the State of North Dakota.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 84.

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLL,  
Chief Clerk

#### PETITIONS AND COMMUNICATIONS

Mr. Gardiner presented the following petition:

*To Hon. R. J. Gardiner, Senator, and Hon. A. V. A. Peterson and H. S. Quanbeck, Representatives, Bismarck, N. Dak.*

We, the undersigned members of the Aneta Fire Department and citizens of Nelson Co., N. Dak., do hereby protest against any attempt to repeal the fire marshal law enacted during the legislative session of 1913 on the grounds that we believe said law has proven, during the short time that it has been in effect, one that is useful and necessary to the better protection of property and to detect and eradicate criminals who willfully destroy for personal gain, or other reasons, property by burning. The present fire marshal has during his term of office had occasion to visit our city and we want to commend him for his able and useful assistance and advice while here. If any change should be made we believe the powers of the fire marshal should be increased.

(Signed) Henry Haraldson, Chief; O. M. Greenland, Secretary; and 24 others.

Mr. Ellingson presented the following petition:

SHARON, NORTH DAKOTA,  
February 15th, 1915.

We, the undersigned members of the Sharon volunteer fire department, in a regularly assembled session, on the evening of the above named date, do hereby most emphatically protest against the repeal of the statute providing for a state fire marshal.

Realizing the necessity of said office towards the public safety and protection against conflagration and incendiarism, we urge the maintenance of said office, and trust that you and the remainder of our representation at Bismarck will heartily endorse the stand we have taken, and uphold the present statute.

(Signed) N. A. Anderson, and 21 others.

*To the members of the House of Representatives Fourteenth Legislative Assembly of the State of North Dakota, Greeting:*

We, the undersigned, resident citizens of the County of Cass and State of North Dakota, respectfully petition and request the passage of House Bill No. 71, by your Honorable Body, at this session of the Legislative Assembly of said state.

Dated, February 12th, 1915.

(Signed) B. H. Schneider, and 21 others.

The Secretary announced that the President was about to sign House Bill No. 6.

A bill for an Act to provide for the sanitation, disinfection and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

Also, a Concurrent Resolution relating to Legalized Bank Robbery.

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

Also, Senate Bill No. 82.

A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.

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

## REPORTS OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed bills have examined Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Also, Senate Bill No. 287.

A bill for an Act to amend Section 7792, Compiled Laws of 1913, relating to attorney fees in proceedings to foreclose liens and mortgages upon real and personal property.

Also, Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

Also, Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

Also, Senate Bill No. 232.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for the year 1913 relating to execution sale of personal property.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

Also, your Committee on Enrolled and Engrossed bills have examined Senate Bill No. 82.

A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON HIGHWAYS AND  
BRIDGES

The Committee on Highways and Bridges made the following report:

*Mr. President:*

Your Committee on Highways and Bridges to whom was referred Senate Bill No. 286.

A bill for an Act to authorize county treasurers to accept unpaid road bills against the county, for taxes, when counties have exceeded the levy made for road purposes, and warrants to cover cannot be issued until July when a new levy is made.

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

F. T. GRONVOLD,

Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON RULES

The Committee on Rules made the following report:

*Mr. President:*

Your Committee on Rules have had the same under consideration and recommend that the same be amended as follows:

## AMENDMENT TO RULES OF SENATE

Rule two to be stricken out and the following rule be substituted:

"Twelve members of the Senate may order a call of the Senate 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 President shall require those desiring the call to rise, and if twelve 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 Secretary 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 Senate 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. Unless 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."

And when so amended recommend the same to pass.

C. O. HECKLE,  
Chairman.

Mr. Bronson moved that further consideration of this report be deferred one day and the report be printed in the journal, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 298.

A Concurrent Resolution amending the Constitution of the State of North Dakota so as to provide for the submission to the electors of the state for approval or rejection decisions of the supreme court wherein legislative enactments are declared unconstitutional.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

*Mr. President:*

Your Committee on Public Printing to whom was referred Senate Bill No. 209.

A bill for an Act to amend and re-enact Section 45 of the Compiled Laws of North Dakota for 1913, relating to printing commission.

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

A. L. NELSON,  
Chairman.

Mr. Nelson moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Public Printing to whom was referred Senate Bill No. 247.

A bill for an Act to permit the sale of pure tobacco products to persons except minors.

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

JOHN YOUNG,  
M. L. McBRIDE,  
F. T. GRONVOLD,  
L. C. ALBRECHT,  
P. J. MURPHY,  
A. L. NELSON.

Also, a minority of your Committee on Public Printing to whom was referred Senate Bill No. 247.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALOYS WARTNER.

Mr. Wartner moved that the report of the minority of the Committee on Public Printing on Senate Bill No. 247 be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 180.

A bill for an Act providing for salaries of county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistants, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2578, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for

1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

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

Line 4 of the title, after the word "Sections" insert "1137".

Line 5 of the title after the word "Sections", insert "777".

Section 1, line 15 of the printed bill, strike out the words "and no more, in counties having a population exceeding twenty-five thousand", and insert in lieu thereof the following: "in counties having a population exceeding twenty-five thousand and not exceeding thirty-five thousand; two thousand eight hundred dollars and no more, in counties having a population exceeding thirty-five thousand",

At the end of Section three insert the following:

"Section 4. Salary and Expenses of the County Superintendent of Schools.) The county superintendent of schools shall receive an annual salary equal to that paid to the register of deeds of his county, which salary shall be paid monthly on a warrant of the county auditor on the county treasurer, and in addition thereto he shall receive ten cents per mile for the distance actually and necessarily traveled by him or his field deputy in the discharge of his duties within the county and in attendance at meetings of county superintendents, called by the superintendent of public instruction, as provided by law. He shall, at the end of every three months make and furnish to the county commissioners, an itemized statement, subscribed and sworn to, of the distance so traveled in the discharge of his duties, which shall be audited and ordered paid by the board of county commissioners.

"All moneys received as fees, of every nature, kind and description, in his official capacity or commissions and compensation for services on boards created by law, shall be paid by the superintendent of schools at the end of each month, into the general fund of the county".

Page 2, line 25, of typewritten bill, strike out "Section 4" and insert in lieu thereof "Section 5".

Page 3, line 18, of typewritten bill, strike out "Section 5" and insert in lieu thereof "Section 6".

Page 4, line 12, of typewritten bill, strike out "Section 6" and insert in lieu thereof "Section 7".

Page 5, line 16, of typewritten bill, strike out "Section 7", and insert in lieu thereof "Section 8".

Page 6, line 23, of typewritten bill, strike out "Section 8" and insert in lieu thereof "Section 9".

Page 6, line 29, of typewritten bill, strike out "Section 9" and insert in lieu thereof "Section 10".

Page 6, line 35, of typewritten bill, strike out "Section 10" and insert in lieu thereof "Section 11".

Page 8, line 44, of printed bill, after the word "auditor" insert the following: "All moneys received as fees, of every nature, kind and description, in his official capacity, or commissions and compensation for services on boards created by law, shall be paid by the state's attorney at the end of each month into the general fund of the county".

Section 9, line 1, of the printed bill, after the word "Sections" insert "1137".

Section 9, line 3, of printed bill, after the word "Sections" insert "777".

Sec. 1, line 19 of printed bill, after the word "capacity" insert the following: " , or commissions and compensation for services on boards created by law".

Sec. 2, line 5 of printed bill, after the word "capacity" insert the following: " , or commissions and compensation for services on boards created by law".

Sec. 3, line 19 of printed bill, after the word "capacity" insert the following: " , or commissions and compensation for services on boards created by law".

Sec. 4, line 26 of printed bill, after the word "capacity" insert the following: " , or commissions and compensation for services on boards created by law".

Sec. 5, line 28 of printed bill, after the word "capacity" insert the following: " , or commissions and compensation for services on boards created by law".

Sec. 6, line 38 of printed bill, after the word "capacity" insert the following: " , or commissions and compensation for services on boards created by law".

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 191.

A bill for an Act to amend and re-enact Section 1222

of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

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

In lines eight and nine, section one of the printed bill, strike out the words: "until all outstanding warrants and interest thereon is paid", and insert in lieu thereof the following: "Provided, further, the provisions of this section shall apply only to payment of warrants issued for a legal purpose and outstanding on January 15, 1915".

And when so amended recommend the same to pass.

H. W. ALLEN,

Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 241.

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance.

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

H. W. ALLEN,

Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 304.

A bill for an Act to amend Section 2125 of the Compiled Laws of North Dakota for 1913, pertaining to assessors' districts, vacancies, compensation and qualifications of assessors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,

Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON MILITARY AFFAIRS

The Committee on Military Affairs made the following report:

*Mr. President:*

Your Committee on Military Affairs to whom was referred Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

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

At the end of line three, page 2 of the printed bill, add the following: "one judge advocate general with the rank of major, who shall perform the duties of inspector general". Add to Section 9: "Exempt From Poll Tax. Each member of the North Dakota national guard shall be exempt from the payment of poll tax and any person who has served at least ten years as a member of the national guard shall be forever exempt from the payment of poll tax".

And when so amended recommend the same to pass.

C. F. MUDGETT,  
Chairman.

Mr. Mudgett moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

*Mr. President:*

A majority of your Committee on Railroads to whom was referred House Bill No. 159.

A bill for an Act to compel railroad companies to maintain suitable stockyards for the convenience of the public; to restrain any person from using the stockyards for any other purpose than shipping; and to provide a penalty for the violation thereof.

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

Strike out the words "and scales" in Section 1, line 6, of the printed bill.

And when so amended recommend the same do pass.

HENRY MCLEAN,  
C. O. HECKLE,  
T. N. PUTNAM,  
W. E. MARTIN,  
C. W. MCGRAY,  
H. J. ROWE,

A. F. BONZER,  
E. A. HUGHES,  
JOHN YOUNG,  
C. F. MUDGETT,  
L. C. ALBRECHT.

Also, A minority of your Committee on Railroads to whom was referred House Bill No. 159.

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

That Section 2 be stricken out.

And that the words "and scales", be reinstated in Section 1, as shown in line 8 of Section 1, of the printed bill.

And when so amended recommend the same do pass.

J. A. ENGLUND,

H. A. BRONSON.

Mr. Bronson moved that the minority report of the Committee on Railroads on House Bill No. 159 be adopted, which motion was lost.

Mr. Hughes moved that the majority report of the Committee on Railroads on House Bill No. 159 be adopted.

Mr. Bronson moved that the report of the Committee on Railroads on House Bill No. 159 be amended by striking out Section two, and when so amended recommend that the report be adopted.

Mr. Englund moved as an amendment to the amendment to House Bill No. 159 as follows:

In line 2, Section 3, strike out the words "and Section two"; also in line 3, Section 3, strike out the words "any person or"; and when so amended to adopt the report of the committee, which motion prevailed.

The question being on the motion as amended, which motion prevailed.

Mr. Hyland moved that Section three of House Bill No. 159 be changed to Section two, which motion prevailed.

Mr. Martin moved that House Bill No. 159 be indefinitely postponed, which motion was lost.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

February 17th, 1915.

*Mr. President:*

I have the honor to inform you that the House requests the return of the House Concurrent Resolution by Mr. Dickinson relating to gross earnings which was messaged to the Senate yesterday.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Mr. Allen moved that the Concurrent Resolution introduced by Mr. Dickinson be withdrawn from the Commit-

tee on Taxes and Tax Laws and returned to the House, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

*Mr. President:*

A majority of your Committee on Railroads to whom was referred Senate Bill No. 199.

A bill for an Act to protect the lives and property of the traveling public and the employees of the railroads in the State of North Dakota, by limiting the length of trains and providing for full crews thereon.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HENRY McLEAN,  
JOHN YOUNG,  
E. M. NELSON,  
C. O. HECKLE,  
T. N. PUTNAM,  
W. E. MARTIN,  
C. W. McGRAY,  
H. J. ROWE,  
A. F. BONZER,  
E. A. HUGHES,  
C. F. MUDGETT,  
L. C. ALBRECHT.

Also, a minority of your Committee on Railroads to whom was referred Senate Bill No. 199.

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

Section 1, line 8 of the printed bill, strike out the word, "Half", and insert in lieu thereof, "Five-eighths".

In Section 2, line 13 of the printed bill, after the word "cars", insert the following: "Going a distance of twenty miles or more".

Strike out Section 4, of the printed bill.

And when so amended recommend the same do pass.

J. A. ENGLUND,  
M. THORESON,  
H. A. BRONSON.

Mr. Hughes moved that the majority report of the Committee on Railroads on Senate Bill No. 199 be adopted.

Mr. Bronson moved that the word "majority" be stricken out of the motion and the word "minority" be inserted therein, which motion was lost.

The question being on the adoption of the majority report, which motion prevailed.

The secretary announced that the President was about to sign House Bill No. 175:

A bill for an Act authorizing and directing the board of University and School Lands and the state treasurer to allow county, city, town, villages and school districts that have sold their bonds at par to the state, to redeem one or more of said bonds when sufficient funds have accumulated in their sinking fund at par with the accrued interest.

Also, House Bill No. 58.

A bill for an Act stating the duties of certain county, township, city, village or town officials and prescribing penalty for refusal or failure to act thereon.

Also, House Bill No. 160.

A bill for an Act to amend sub-division two of Section 5743, of the Compiled Laws of North Dakota, 1913, relating to the order of succession.

Also, House Bill No. 39.

A bill for an Act defining the powers of village boards relating to the purchase, leasing and operation of electric light and power plants or gas works.

Also, House Bill No. 134.

A bill for an Act to amend Section 2649 of the Compiled Laws of North Dakota for the year 1913, relating to the notification of the state live stock sanitary board when live stock is affected or believed to be affected with any contagious disease.

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

#### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 17th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following Concurrent Resolution introduced by the Lathrop Committee:

*Whereas*, The recent decision of the Supreme Court, State v. Hanna, 149 N. W. 573, limits the tax levy for state purposes to four mills upon the assessed value of all property in the state, and

*Whereas*, The aggregate assessment of all property in this state is insufficient to provide adequate income to meet the expenses of government of the state for each year on a levy of four mills,

*Now, Therefore, Be It Resolved by the House of Representatives, the Senate Concurring*: That this Assembly recommend and specifically suggest to the State Board of Equalization that all classes of property shall be equalized at the same percentage of value, and the aggregate valuation of all property in every county be raised and added to, so that the expenses of state government may be adequately and promptly met.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully, -

ALBERT N. WOLD,  
Chief Clerk.

Mr. Overson moved that the Concurrent Resolution be referred to the Committee on State Affairs, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

*Mr. President*:

A majority of your Committee on Railroads to whom was referred Senate Bill No. 256.

A bill for an Act to protect the lives and property of the traveling public and the employees of the railroads in the State of North Dakota by limiting the number of miles of track assigned to each section foreman and providing for the minimum number of men to be employed thereon.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HENRY MCLEAN,  
C. O. HECKLE,  
T. N. PUTNAM,  
W. E. MARTIN,  
C. W. MCGRAY,  
H. J. ROWE,  
A. F. BONZER,  
E. A. HUGHES,  
JOHN YOUNG,  
L. C. ALBRECHT.

Also, a minority of your Committee on Railroads to whom was referred Senate Bill No. 256.

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

M. THORESON,  
H. A. BRONSON,

Mr. McLean moved that the majority report of the Committee on Railroads be adopted.

Mr. Bronson moved that the word "majority" be stricken out and the word "minority" be inserted, which motion was lost.

The question being on the adoption of the majority report, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 291.

A bill for an Act defining who may not practice as attorneys in a court of record, or give legal advice and providing a penalty therefor.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WARE HOUSES AND GRAIN GRADING

The Committee on Warehouses and Grain Grading made the following report:

*Mr. President:*

Your Committee on Warehouses and Grain Grading to whom was referred a Concurrent Resolution by Mr. Gibbens relating to the uniform grading of grain.

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

MARTIN THORESON,  
Chairman.

Mr. Thoreson moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health, to whom was referred House Bill No. 135.

A bill for an Act to amend Section 406 of the Compiled Laws of North Dakota for the year 1913, relating to the compensation of county superintendent of health.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Health to whom was referred Senate Bill No. 255.

A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

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

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

## REPORTS OF SELECT COMMITTEES

Mr. Vail moved that the resolution authorizing the purchase of the Senate group of both the Holmboe and Butler Studios be adopted, which motion prevailed.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 17th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 49 and 185, and has passed House Bills Nos. 49 and 185 as amended by the Senate.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The President called Mr. Vail to the chair.

## THIRD READING OF THE SENATE BILLS

Mr. Leutz moved as an amendment to Senate Bill No. 196 as follows:

That the word "or" in line 3, Section one of the printed bill be stricken out and the word "and" inserted in lieu thereof, which motion prevailed.

Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Was read the third time.

Mr. Bronson moved that Senate Bill No. 196 be amended by re-substituting the word "or" for the word "and", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallotgh	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, Gr. F'ks.	Vail
Hoverson	Nelson, Richl'd	Wartner
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Jacobsen	Martin
Heckle	Loftsgaard	Young

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved that Senate Bill No. 287 be referred to the Committee on Judiciary.

Mr. Gibbens moved as an amendment that Senate Bill No. 287 be referred with instructions to make proper references to Compiled Laws only, which motion prevailed.

The question being on the motion as amended, which motion prevailed.

The President presiding.

Also, Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

Was read the third time.

The question being on the final passage of the bill.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bonzer	Englund
Allen	Bronson	Ellingson
Barnes	Clark	Gardiner
Bond	Davis	

Mr. Gibbens passed.

Mr. Davis moved that the Senate do now go into executive session, which motion prevailed and the Senate went into executive session.

OPEN SESSION

Mr. Overson moved that further consideration of Senate Bill No. 109 be deferred one day, which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 17th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate Concurrent Resolution by Mr. Gibbens relating to grain grading.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 26.

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913, relating to the levying of taxes in special school districts for the payment of interest on bonds and warrants and the creating of sinking funds to redeem same.

Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## THIRD READING OF SENATE BILLS

Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

Was read the third time.

Mr. Paulson moved that further consideration of Senate Bill No. 259 be deferred one day, which motion prevailed. The President called Mr. Vail to the chair.

Also, Senate Bill No. 232.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for the year 1913 relating to execution sale of personal property.

Was read the third time.

Mr. Overson moved as an amendment to Senate Bill No. 232 as follows: Insert the word "legal" in line 5 of the printed bill after the word "day", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 0, absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Mallough	Putnam
Ellingson	McGray	Rowe
Gardiner	McLean	Sandstrom
Gibbens	Mudgett	Steele
Gronvold	Murphy	Thoreson
Heckle	Nelson, G. F'ks	Vail
Hoverson	Nelson, Rich'd	Wartner
Hyland	Nelson, Rolette	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	McBride
Bond	Kretschmar	McFadden
Davis	Loftsgaard	Sikes
Englund	Martin	Trageton
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

## THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 143.

A Concurrent Resolution amending Section 183 of the the Constitution of the State of North Dakota, relating to increasing the county debt limit for the construction, improvement and maintenance of public highways.

The roll was called and there were ayes 32, nays 8, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Bonzer	Kirkeide	Porter
Bronson	Leutz	Porterfield
Davis	Lindstrom	Putnam
Englund	Martin	Rowe
Ellingson	McFadden	Sandstrom
Gardiner	McLean	Steele
Gronvold	Mudgett	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, Rich'd	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	McGray	Thoreson
Clark	Nelson, G. F'ks.	Young
Gibbens	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	McBride
Hamilton	Lofsgaard	Sikes
Hughes	Mallough	Trageton

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 209.

A bill for an Act to amend Section 1901 of the Compiled Laws of 1913, relating to the fees of assessors when acting as census enumerators.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 35, nays 5, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Mallough
Barnes	Hoverson	McFadden
Bonzer	Hyland	McGray
Bronson	Jacobsen	McLean
Englund	Kirkeide	Mudgett
Ellingson	Kretschmar	Murphy
Gardiner	Leutz	Nelson, Gr. F'ks.
Gronvold	Lindstrom	Nelson, Rolette

Messrs.	Messrs.	Messrs.
Overson	Sandstrom	Vail
Porter	Sikes	Wartner
Putnam	Steele	Young
Rowe	Thoreson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clark	Nelson, Richl'd	Porterfield
Gibbens	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Martin
Bond	Hughes	McBride
Davis	Loftsgaard	Trageton

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

Was read the third time.

Mr. Bronson moved as an amendment to House Bill No. 37 as follows:

After the word "any" strike out the word "county" in line 10 of the printed bill; and in line 11, after the word "premiums" add the words "and expenses", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 37, nays 1, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Davis	McBride	Rowe
Englund	McGray	Sandstrom
Ellingson	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Vail
Gronvold	Nelson, Gr. F'ks.	Wartner
Hoverson	Nelson, Richl'd	Young
Hughes		

Mr. Clark voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Loftsgaard	Nelson, Rolette
Hamilton	Mallough	Sikes
Heckle	Martin	Trageton
Kretschmar	McFadden	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. McFadden moved that the vote by which House Bill No. 37 was passed be re-considered, which motion was lost.

Also, House Bill No. 221.

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, relating to capital stock of state banks.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 23, nays 18, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hughes	Porterfield
Bond	Lindstrom	Putnam
Bonzer	McGray	Rowe
Bronson	McLean	Sandstrom
Englund	Mudgett	Steele
Ellingson	Murphy	Vail
Heckle	Overson	Young
Hoverson	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Jacobsen	McFadden
Clark	Kirkeide	Nelson, Gr. F'ks.
Gardiner	Kretschmar	Nelson, Rich'd
Gibbens	Leutz	Nelson, Rolette
Gronvold	Mallough	Paulson
Hyland	McBride	Thoreson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Loftsgaard	Trageton
Davis	Martin	Wartner
Hamilton	Sikes	

Mr. Hamilton being excused.

So the bill was lost.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 17th, 1915.

Mr. President:

I have the honor to transmit herewith House Bill No. 387.

A bill for an Act to amend and re-enact Subdivision

13 of Section 3376 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 378.

A bill for an Act to provide for the immediate payment of court certificates upon presentation to the county treasurer.

Also, House Bill No. 290.

A bill for an Act to amend Section 7758 of the Compiled Laws of North Dakota for the year 1913, relating to the maximum rate of interest to be paid by judgment debtor when effecting a redemption.

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

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 99.

A bill for an Act to amend Section 1360 of the Compiled Laws of North Dakota for the year 1913, relating to second-grade elementary certificate of teachers.

Also, Senate Bill No. 121.

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

Also, Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

Which the House has indefinitely postponed.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Mr. Overson moved that further consideration of House Bill No. 251 be deferred one day, which motion prevailed.

Mr. Vail moved that further consideration of House Bill No. 148 be deferred one day, which motion prevailed.

The question being on the final passage of House Bill No. 102.

A bill for an Act to amend Sections 1013 and 1015 of the Compiled Laws of 1913, relating to the forwarding of the abstract of votes by county auditor and the meeting of the state canvassing board.

The roll was called and there were ayes 41, nays 1, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richl'd
Bond	Kirkeide	Nelson, Rolette
Bonzer	Kretschmar	Overson
Bronson	Leutz	Paulson
Clark	Lindstrom	Porter
Davis	Mallough	Porterfield
Englund	Martin	Putnam
Ellingson	McBride	Rowe
Gibbens	McFadden	Sandstrom
Gronvold	McGray	Steele
Heckle	McLean	Thoreson
Hoverson	Mudgett	Vail
Hughes	Murphy	Young
Hyland	Nelson, G. F'ks.	

Mr. Gardiner voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Loftsgaard	Trageton
Barnes	Sikes	Wartner
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 163.

A bill for an Act to amend Sections 874 and 876 of the Compiled Laws of 1913, relating to the forwarding of abstract of votes by county auditors and the meeting of the state canvassing board for 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 40, nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richl'd
Bond	Kirkeide	Nelson, Rolette
Bonzer	Kretschmar	Overson
Bronson	Leutz	Paulson
Clark	Lindstrom	Porter
Englund	Mallough	Porterfield
Ellingson	McBride	Putnam
Gardiner	McFadden	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Steele
Heckle	Mudgett	Thoreson
Hoverson	Murphy	Vail
Hughes	Nelson, G. F'ks.	Young
Hyland		

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Sikes
Barnes	Loftsgaard	Trageton
Davis	Martin	Wartner

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 154.

A bill for an Act to amend Section 4646 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the duty of railroads to build and maintain fences.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes 34, nays 6, absent and not voting 9.

**Those voting in the affirmative were:**

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rich'd
Bond	Kirkeide	Nelson, Rolette
Bonzer	Kretschmar	Overson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Englund	McFadden	Putnam
Ellingson	McGray	Sandstrom
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Vail
Hughes	Nelson, G. F'ks.	Young
Hyland		

**Those voting in the negative were:**

Messrs.	Messrs.	Messrs.
Heckle	Mallough	Paulson
Hoverson	McBride	Rowe

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Sikes
Barnes	Loftsgaard	Trageton
Davis	Martin	Wartner

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved that after the first and second reading of House Bills the Senate adjourn, which motion prevailed.

On motion, the Senate returned to Eighth Order of Business.

Mr. Kretschmar moved that the vote by which House Bill No. 221 was lost be reconsidered, which motion prevailed.

## FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 387.

A bill for an Act to amend and re-enact Subdivision 13 of Section 3376 of the Compiled Laws of North Dakota for the year 1913.

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

House Bill No. 378.

A bill for an Act to provide for the immediate payment of court certificates upon presentation to the county treasurer.

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

House Bill No. 290.

A bill for an Act to amend Section 7758 of the Compiled Laws of North Dakota for the year 1913, relating to the maximum rate of interest to be paid by judgment debtor when effecting a redemption.

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

The courtesies of the floor were extended to Messrs. F. B. Paul, J. L. Hart, A. M. Greenfield, C. A. Renell, C. E. Lange, W. W. Wixer, J. W. Bunton, Ole Torgeson, Geo. Monsen, Adolf Olsen, Arzen Sanber and Atty. A. J. Palmer.

The Senate adjourned.

M. J. GEORGE,  
Secretary.

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**FORTY-FIFTH DAY**

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 18th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton, who was excused.

**REFERENCE OF THE JOURNAL**

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Forty-Fourth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### UNFINISHED BUSINESS

Mr. Heckle moved that the report of the Committee on Rules be adopted.

Mr. Bronson moved that the report of the Committee on Rules be amended by striking out the word "twelve" wherever it appears and substituting the word "eight",

The question being on the report as amended, which motion prevailed.

The Secretary announced that the President was about to sign Senate Bill No. 125.

A bill for an Act to amend Section 10088 of the Compiled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 of the Compiled Laws of 1913.

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

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 18th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 361.

A bill for an Act creating a board of regents for the state university, the state agricultural college, the normal schools, the school of science, the normal and industrial school, the school of forestry, and such state educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for the management and control of the state educational institutions, to provide an appropriation to carry out the purposes of the Act, and repealing all Acts or parts of Acts in conflict or inconsistent therewith.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

## REPORTS OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 125.

A bill for an Act to amend Section 10088 of the Compiled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 of the Compiled Laws of 1913.

And find the same correctly enrolled.

OSCAR LINDSTROM,

Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

Also, your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 180.

A bill for an Act providing for salaries for county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2587, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

Also, Senate Bill No. 191.

A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

Also, Senate Bill No. 209.

A bill for an Act to amend and re-enact Section 45 of the Compiled Laws of North Dakota for 1913, relating to printing commission.

Also, Senate Bill No. 241.

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property, as to taxes, deeds and other instruments of conveyance.

Also, Senate Bill No. 255.

A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

Also, Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

Also, Senate Bill No. 286.

A bill for an Act to authorize county treasurers to accept unpaid road bills against the county, for taxes, when counties have exceeded the levy made for road purposes, and warrants to cover cannot be issued until July when a new levy is made.

Also, Senate Bill No. 291.

A bill for an Act defining who may not practice as attorneys in a court of record, or give legal advice and providing a penalty therefor.

Also, Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATISTICS

The Committee on Statistics made the following report:

*Mr. President:*

Your Committee on Statistics to whom was referred House Bill No. 317.

A bill for an Act to amend Section 1905 of the Compiled Laws of 1913, relating to statistics.

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

JOHN E. PAULSON,  
Chairman.

Mr. Paulson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 237.

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

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

Section 275, line 4 of printed bill, after the word "board", strike out the period, and insert in lieu thereof a comma.

Section 375, line 4 of printed bill, after the word "board", insert the following: "any three of which shall constitute a quorum for the transaction of business."

Section 375, line 24 of printed bill, strike out the word "may" and insert in lieu thereof the word "shall".

Section 375, line 25 of printed bill, after the word "prescribe", strike out the comma and insert in lieu thereof a period.

Section 375, line 25 of printed bill, after the word "prescribe", strike out the following: "If it is desired or believed necessary by the said state auditing board."

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 238.

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814 and 1817, all of the 1913 Compiled Laws of North Dakota, and all relating to a uniform system of accounting.

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

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 264.

A bill for an Act to amend Section 2588 of the Compiled Laws of North Dakota for the year 1913, relating to the cost of maintenance of patients in the state tuberculosis sanitarium.

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

Sec. 2588, line 25 of printed bill, strike out the word "eight" and insert in lieu thereof the word "seven".

Sec. 2588, line 28 of printed bill, after the word "in" strike out the words "Chapter 137 of the Session Laws of 1907", and insert in lieu thereof the following: "Sections 2568 to 2579 inclusive, of the Compiled Laws of North Dakota for 1913".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 159.

A bill for an Act to provide for the creation and organization of a state art society, and providing for the appointment of a governing board and prescribing its powers and duties.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 210.

A bill for an Act to provide that townships may contribute to the support of district fair associations.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 274.

A bill for an Act to amend and re-enact Section 2813 of the Compiled Laws of North Dakota for the year 1913, relating to bounties for tree planting.

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

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred Senate Bill No. 275.

A bill for an Act to provide for the construction of sidewalks in unincorporated towns and villages.

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

In line 22 of Sec. 1 of the printed bill, strike out the words "two weeks" and insert in lieu thereof "thirty days".

And when so amended recommend the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred Senate Bill No. 177.

A bill for an Act to determine the rights of parties under farm cropping contracts and farm leases.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 75.

A bill for an Act to amend and re-enact Section 9838 of the Compiled Laws of 1913, the same being Section 9112 of the Revised Codes of 1905, relating to duties of auctioneers, regulating the manner of making sales and providing for the protection of the public against the loss of taxes assessed or due on the property sold.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred Senate Bill No. 290.

A bill for an Act to amend Section 2565 of the Compiled Laws of North Dakota for the year 1913, relating to salaries and fees of commissioners of insanity.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, A majority of your Committee on Ways and Means to whom was referred Senate Bill No. 207.

A bill for an Act to repeal Section 9231 of the Compiled Laws of North Dakota for 1913, relating to theatres open on Sunday being unlawful.

Have had the same under consideration and recommend that the same be indefinitely postponed.

IRA A. BARNES,  
H. A. BRONSON,  
J. A. ENGLUND,  
O. T. LOFTSGAARD,  
JOHN E. PAULSON.  
O. O. TRAGETON,  
ALFRED STEELE.

Also, A minority of your Committee on Ways and Means to whom was referred Senate Bill No. 207.

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

R. J. GARDINER,  
C. O. HECKLE,  
F. LEUTZ,  
H. P. JACOBSEN.

Mr. Leutz moved that the adoption of the minority report of the Committee on Ways and Means on Senate Bill No. 207 be adopted.

Mr. Bronson moved that the motion be amended by changing the word "minority" to the word "majority", which motion prevailed.

The question being on the motion as amended, which motion prevailed.

The President appointed Messrs. Bond and Gibbens to escort former Lieut. Governors Usher L. Burdick and R. S. Lewis to the rostrum.

Mr. Davis moved that Ex-Lieutenant Governors Burdick and Lewis be requested to address the Senate Body, which motion prevailed and the Governors addressed the Senate.

## COMMUNICATION FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 18th, 1915.

TO THE STATE SENATE,  
Bismarck, N. D.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the secretary of state Senate Bill No. 82, "A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus ten per cent".

I have the honor to be,

Very respectfully yours,  
L. B. HANNA,  
Governor.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL  
CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

*Mr. President:*

Your Committee on Cities and Municipal Corporations to whom was referred Senate Bill No. 265.

A bill for an Act to amend Sections 1244 and 1245 of the Compiled Laws of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 195.

A bill for an Act to amend Subdivision Five of Section 4059 of the Compiled Laws of North Dakota, of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 196.

A bill for an Act to amend Section 3870 of the Compiled Laws of North Dakota, of 1913.

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 "prescribe" insert the words "the bond so given by such officers shall at all times be for the full amount of any and all moneys in the hands of such official". In line 11 of the printed bill, strike out the words "a majority of", and in line 12 of the printed bill after the word "the" insert the words "President of the" and when so amended recommend the bill passes.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 219.

A bill for an Act authorizing and empowering city councils, city commissions, village trustees and township supervisors to pay the rental of halls or auditoriums when used for public purposes, and to provide by taxation therefor.

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

Strike out the word "and" in second line of title, and after the word "supervisors" in second line of title insert "and school boards".

Insert after the word "township" in fourth line of Section 1 of the printed bill the words "or the school board of any school district".

In the fourth line of Section 2 of the printed bill strike out the word "or" and after the word "township" in the fourth line of Section 2 insert the words "or the school board of any school district".

And when so amended recommend the same to pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

*Mr. President:*

Your Committee on Counties to whom was referred Senate Bill No. 236.

A bill for an Act authorizing the board of county com-

missioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

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

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred Senate Bill No. 168.

A bill for an Act repealing Sections 2540 and 2541 of the Compiled Laws of 1913, relating to a board of visitors whose duty it is each year to visit the asylum and poor farm of each county.

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

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred House Bill No. 176.

A bill for an Act to amend and re-enact Section 3533 of the Compiled Laws of North Dakota for 1913, relating to compensation and office hours of county commissioners.

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

In line 4 of printed bill, after the word "expenses", insert the following: "which expenses allowed shall not exceed ten cents per mile necessarily traveled".

And when so amended recommend the same to pass.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred Senate Bill No. 285.

A bill for an Act entitled "An Act providing that the appraisers mentioned in fire insurance policies shall be residents of this state".

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

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 257.

A bill for an Act amending Section 4915 of the Compiled Laws of North Dakota for the year 1913, relating to the publication of insurance statements.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 110.

A bill for an Act authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts and fixing certain fees, and the penalty for violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 258.

A bill for an Act to require a re-insurance reserve for mutual fire insurance companies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 272.

A bill for an Act to require a deposit with the state treasurer of cash, or securities, by all foreign corporations before carrying on the business in this state of plate glass, accident, employer's liability, live stock, health, burglary, steam boiler, credit or casualty insurance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred Senate Bill No. 299.

A bill for an Act to regulate and bond collection agencies, doing business in this state, and prescribing penalties for violation thereof.

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

In line 1 on page 1 of the printed bill after the word "section" the figures "5098" be stricken out and the figure "1" be inserted in lieu thereof. In line 1 page 2 the figures "5099" be stricken out and the figure "2" be inserted in lieu thereof, the figures "5100" be stricken out and the figure "3" be inserted in lieu thereof, the figures "5101" be stricken out and the figure "4" be inserted in lieu thereof, the figures "5102" be stricken out and the figure "5" be inserted in lieu thereof. Also in line 1 page 3 the figures "5103" be stricken out and the figure "6" be inserted in lieu thereof, and the figures "5104" be stricken out and the figure "7" be inserted in lieu thereof. Also in line 6 Section "5104" of the printed bill after the word own, the word "Acts" be stricken out and the word "accounts" be inserted in lieu thereof.

And when so amended recommend the same do pass.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON HIGHWAYS AND BRIDGES

The Committee on Highways and Bridges made the following report:

*Mr. President:*

Your Committee on Highways and Bridges to whom was referred Senate Bill No. 276.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering or discontinuing roads.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary and to be considered with Senate Bill No. 223, which relates to the same subject.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted; which motion prevailed.

Also, your Committee on Highways, Bridges and Ferries to whom was referred Senate Bill No. 65.

A bill for an Act to repeal Sections 1990m, 1990n, 1990o, 1990p, 1990q and 1990r of the Compiled Laws of 1913 and to amend Section 4087 of the Compiled Laws of 1913, relating to overseers of highways and township officers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON APPORTIONMENT

The Committee on Apportionment made the following report:

*Mr. President:*

A majority of your Committee on Apportionment to whom was referred Senate Bill No. 243.

A Concurrent Resolution amending Sections 26, 29, 32 and 35 of Article "2" of the Constitution of North Dakota, relating to the number of senators and representatives and to senatorial districts.

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

ED. HOVERSON,	H. W. ALLEN,
E. H. SIKES,	E. A. HUGHES,
T. N. PUTNAM,	L. P. SANDSTROM,
F. W. VAIL,	C. H. PORTER,
JOHN YOUNG,	A. J. KIRKEIDE,
C. O. HECKLE,	A. L. NELSON.

Also, a minority of your Committee on Apportionment to whom was referred Senate Bill No. 243.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,	B. H. MALLOWGH,
A. J. MCFADDEN,	F. LEUTZ,
C. F. MUDGETT,	H. J. ROWE,
H. MCLEAN,	L. C. ALBRECHT,
W. P. PORTERFIELD,	W. R. BOND.

Mr. Bond moved the adoption of the minority report of the Committee on Apportionment on Senate Bill No. 243.

Mr. Vail moved that the motion be amended by striking out the word "minority" and inserting the word "majority" therein.

The question being on the amendment to the motion, which motion prevailed and the report of the majority of the Committee on Apportionment was adopted.

Report on statistics delayed one day.

### REPORTS OF SPECIAL COMMITTEES

#### REPORT OF SPECIAL SENATE COMMITTEE APPOINTED TO INVESTIGATE THE TAX COMMISSION, UNDER THE MARTIN RESOLUTION

Senate Committee and House Committee could not agree. Two reports filed.

C. O. HECKLE,  
Chairman.

Mr. Heckle moved that both the reports of the Special Committee on the Tax Commission appointed under the Martin Resolution be filed and printed in the Journal and that the committee be discharged, which motion prevailed.

*Mr. President:*

The Senate Committee of your Joint Committee consisting of three members from the Senate and three members from the House appointed for the purpose of investigating the North Dakota Tax Commission under the "Martin Resolution", which reads as follows:

"That a committee of six be appointed, three from the Senate and three from the House, to make inquiry in the office of the Tax Commission and to obtain from them accurate data showing the amount of taxable property by them added to the assessment rolls of the state within the last two years, the different classes of property, and in what counties the same is located, and further in order to arrive at the cost of placing upon the assessment rolls this additional taxable property, that this committee shall obtain from the tax commission and from the auditor of the state, a detailed statement showing the cost of maintaining

the tax commission and the total expenses incurred by them in carrying on the work, from the beginning of the commission to December 31st, 1914, and this committee make their report back to the Senate and House at the earliest date possible, that their report may be used by the Appropriation and Tax Committees of the two Houses in their deliberations."

Your Joint Committee appointed for the purpose of ascertaining the amount of taxable property added to the assessment rolls of the state by the tax commission, the counties in which the same is situated and the cost of maintaining the tax commission and the total expense incurred by it in carrying on the work from July 1st, 1912, to December 31st, 1914, beg leave to report that we have endeavored to ascertain, as near as possible, the amount of specific property caused to be spread upon the tax rolls in the various counties of the state by the said tax commission, and to that end have made inquiries from the various county auditors of the state, and the state auditor, and tax commission, and as near as we are able to ascertain from the tax commission the following real and personal property, caused to be spread upon the assessment rolls of the various counties:

Your Senate Committee ascertains from the tax commission that it has certified to the various assessors and the county auditors of the State of North Dakota, property that had escaped taxation and property that the valuation was raised on in the sum of \$3,946,590.

Your Senate Committee also finds from the reports of the various county auditors throughout the state, except three or four counties, that the assessable property that has been added to the assessment rolls and left there by the boards of equalization is as follows:

Adams County .....	\$ 890.00
Barnes .....	3,810.00
Benson .....	28,266.00
Billings .....	3,430.00
Burke .....	14,097.00
Burleigh .....	19,057.00
Cass .....	2,529.00
Cavalier .....	9,845.00
Dickey .....	50,523.00
Divide .....	11,495.00
Golden Valley .....	53,201.00
Grand Forks .....	495,596.00
Griggs .....	14,125.00

Hettinger .....	650.00
Kidder .....	7,327.00
LaMoure .....	15,485.00
Logan .....	6,963.00
McHenry .....	19,356.00
McIntosh .....	6,383.00
McLean .....	30,561.00
McKenzie .....	none
Morton .....	168,385.00
Mountrail .....	2,689.00
Nelson .....	1,575.00
Oliver .....	70.00
Pembina .....	13,181.00
Ramsey .....	31,176.00
Renville .....	29,982.00
Richland .....	27,923.00
Sargent .....	18,000.00
Sheridan .....	2,919.00
Stark .....	16,520.00
Steele .....	22,845.00
Towner .....	13,936.00
Walsh .....	33,483.00
Traill .....	23,565.00
Wells .....	67,704.00
Williams .....	27,560.00
<b>Total .....</b>	<b>\$1,295,102.00</b>

This includes all the property as near as your committee has been able to ascertain caused to be spread by the tax commission and in numerous instances extending back six years.

Your Senate Committee further begs leave to report that it is unable to ascertain the exact amount of taxes, so caused to be spread upon the assessment rolls that has been paid. Much of the property above indicated is now in litigation, and in particular Grand Forks and Ward Counties.

A great portion of said property consists of leases of elevator sites and lumber yard sites, upon railroad right-of-ways with the exception of the County of Barnes, in which the greater portion of such additional property consists of diamonds.

Your Senate Committee further reports that from its examination that it has ascertained that the tax commission has also gathered and filed in its office various statistics and have made numerous recommendations based upon its researches.

The value of such statistics and recommendations is a matter which must address itself to the sound discretion of the various persons and boards who might seek information touching the matters therein involved.

Your Senate Committee also finds that the inheritance tax which has been placed under the supervision of the tax commission by chapter 185 of the Laws of 1913 occupied considerable time of the said commission.

Your Senate Committee further finds that the cost of placing such property upon the assessment roll and of maintaining the tax commission and the total expenses incurred by them in carrying on the work from the beginning of the commission, July 1st, 1912, to December 31st, 1914, is as follows:

Salary of Commissioners..	\$3,709.67	\$17,404.37	\$21,114.04
Secretary and Clerks.....	791.08	11,152.06	11,943.14
Traveling Expenses .....	194.87	4,425.33	4,620.20
Postage .....	85.00	1,056.40	1,141.40
Supplies .....	31.57	2,066.88	2,098.45
Printing .....	70.95	483.53	554.48
Freight and Express.....	4.33	40.77	45.11
Telegraph and Telephone..	1.60	187.67	189.27
Sheriff and Witness Fees..		86.30	96.30
Total .....	\$4,889.08	\$36,913.31	\$41,802.39

Your Senate Committee in making its researches has endeavored to refrain from going outside of the authority granted it by the resolution under which it was appointed.

Respectfully submitted,  
 C. O. HECKLE,  
 JOHN YOUNG,  
 H. P. JACOBSEN.

*Mr. President:*

The House member of your committee appointed under the Martin Resolution to enquire in the office of the tax commission concerning the amount of taxable property by them placed upon the assessment rolls and the cost of the same, beg leave to report that in order to set forth the facts as they find them they are obliged to go somewhat beyond the confines of the resolution. The resolution seems to carry the idea that the time of the members of the tax commission and the money expended by them are all devoted to the end of placing property upon the assessment rolls, whereas your committee learned that the work of placing such prop-

erty upon such assessment rolls is nearly all done by the secretary of the commission, the chief clerk and one stenographer, and the total time expended by them was twelve and one-half months for the secretary, four months for the chief clerk and four months for the stenographer. The cost of this part of their business amounts to the sum of \$3,958.69, as per statement rendered by them, hereto attached and marked "Exhibit A". As there were three members of the commission, the secretary, two clerks and two stenographers, it is very plain that little time was devoted to placing property upon the assessment rolls, it would seem first in order to set forth their duties as prescribed by law and shown by Exhibit B. hereto attached.

The commission claims they have exercised each and every one of their duties, as set forth in Exhibit B herewith; that the time of one member is taken up entirely in administering the inheritance tax law, giving legal opinions and prosecuting suits against parties who resist the taxes. This member of the commission claims that in addition to administering the said laws he has, through his efforts, saved to the state the sum of \$15,000.00 in inheritance tax which had escaped the various county judges. Another member has devoted his time chiefly to getting statistics on tax matters. Another member has spent his time chiefly in studying the tax laws of other states and theories of taxation with a view of making recommendations as to tax laws that should be placed on the statute books of North Dakota. Several bills have been introduced in this session embodying some of these ideas. The commission has also equalized taxes for the banks throughout the state at the rate of 25 per cent on actual valuation, whereas banks formerly paid on rates of 25 per cent. to 70 per cent. However, the revenue obtained has not been decreased owing to the fact that the commission was successful in having the law which allowed an exemption of 5 per cent. on all loans and discounts declared unconstitutional. They have assessed light and power plants and had a physical valuation made of such property and raised the valuation sufficiently to bring in an increased revenue of \$20,000.00 according to their statements.

The attention of your committee was called to the following figures set forth in the reports of the State Board of Equalization as to the valuation of personal property assessment:

For 1909.....	\$54,429,143.00
For 1910.....	51,909,379.00
For 1911.....	51,400,851.00
For 1912.....	50,867,111.00
For 1913.....	54,810,867.00
For 1914.....	56,112,147.00

You will notice that from 1909, when the personal property reached the highest point up to that date, to 1912 inclusive there was a decrease in the sum of \$3,560,000.00. From 1912 to 1914 inclusive there was an increase in personal property in the sum of \$5,245,000.00.

In order not to be obliged to rely entirely upon the figures presented by the tax commission as to the amount of property placed upon the rolls, your committee sent out two sets of letters addressed to the county auditors. One asked for the valuation of the various classes of property placed on the rolls by the tax commission in their county. All but three auditors replied to the first letter and thirty-six replied to the last letter.

The answers to the first set of letters are tabulated in Exhibit C herewith and the answers to the second set of letters are tabulated in Exhibit D.

A great portion of said property consists of leases of elevator sites and lumber yard sites upon railroad right-of-ways, and in Barnes County a few diamonds were unearthed. The total amount of valuation of the various classes of property as shown by the answers to the first letter of your committee was \$1,295,102.00 at a rate of 55 per cent. which is the amount estimated by the state auditor for cities and towns. This would produce a revenue of \$71,230.61. The tax commission states that the average rate for cities and towns in North Dakota is 71 mills, and at that rate this property would produce a revenue of \$92,252.24.

The answers to the second letter show a total amount of taxes placed on the rolls

to be .....	\$122,420.88
Less amount in litigation .....	11,796.00
Leaving balance in revenue .....	<u>\$110,624.88</u>

The total amount of valuation certified by the tax commissioners to the various county auditors is \$3,986,524.00, as set forth in Exhibit E. Further than this the tax commission had written to the various

county treasurers asking for the amount of taxes placed on the tax rolls. The tabulated results of replies to these letters are set forth in Exhibit F, hereto attached, and total the sum of \$130,125.74 which, according to the county treasurers would be the amount of revenue produced. There is some discrepancy in these replies which goes to show that they are more or less inaccurate. However, the replies showing the total amount of taxes spread on the rolls covers a term of six years, and the replies showing amount of valuation covers only the years 1913, and 1914. The amount certified by the treasurers of the various counties to the tax commission should agree with the amount certified by the auditors to your committee as to the amount of taxes spread. They do not in many instances agree, in fact there are few instances in which they do agree.

It appears then that the total amount of revenue produced by the efforts of the tax commission, which this committee can vouch for, is somewhere between the amounts set forth. The total expense of the tax commission is ascertained from the state auditor's office and the supply department of the Secretary of State amounts to \$42,573.37, as set forth in Exhibit G herewith. Of this amount the commission claims the sum of \$3,958.69 was expended in bringing in the above revenue. In order to verify this statement, the statement that the commission had saved to the state the sum of \$15,000.00 in inheritance tax and had increased the revenue from light and power plants it would be necessary that your committee check the books of the tax commission for the two years and a half in which they have been in existence. Such matters manifestly belong to expert accountants, and would require much more time than allotted to your committee. Your committee therefore respectfully submits the above report and begs that it be discharged.

CHAS. F. KELLOGG,

W. E. BURGETT,

A. M. BALDWIN.

#### EXHIBIT A

Following is a statement of the cost of placing escaped property on the tax rolls for six years back. This includes salary of field agent, traveling expenses,

salary of stenographer, cost of records and cost of office supplies.

L. A. Baker, four months salary.....	\$ 300.00
L. A. Baker, traveling expense.....	365.64
C. R. Kositzky, 12½ months salary.....	1,900.00
C. R. Kositzky, traveling expense.....	910.40
Stenographer, four months.....	300.00
Assessment Blanks .....	182.65
<b>Total .....</b>	<b>\$3,958.69</b>

#### EXHIBIT B.

The tax commission law imposes upon the commission nineteen separate duties, a resume of which is set forth below: (See Sec. 2088 Compiled Laws 1913).

1. General supervision over the taxation machinery of the state.

2. To advise and direct assessors, boards of review and boards of equalization.

3. To direct proceedings to enforce the laws relating to penalties, liabilities and punishment of public officials and corporations; to cause complaint to be made against assessors, boards of review and boards of equalization for their removal from office.

4. To require state's attorneys to begin prosecutions for removal for violation of law.

5. To require public officials to make reports relative to assessment and taxation.

6. To inquire into public accounting and to make recommendations for uniform system.

7. To require reports from individuals, partnerships, etc., relating to their property.

8. To summon witnesses and hold hearings relative to taxation matters.

9. To visit the counties of the state to investigate the work of assessors, boards of review and boards of equalization.

10. To examine cases of evasion or violation of taxation laws and take jurisdiction of complaints.

11. To investigate and study the tax system of other states and countries and make recommendations.

12. To consult and confer with the Governor upon the subject of taxation and furnish the Governor assistance as may be required.

13. To make reports.

14. To assess heat, light and power companies.

15. To consult with and aid the state board of equalization in the discharge of its duties.

16. To execute and perform such further demands and duties as may be granted to or imposed upon the commission by law.

17. One or more members shall visit officially at least one-half of the counties of the state, and some county in each judicial district annually for investigation purposes.

18. To levy assessments and order re-assessments.

19. To have placed on the assessment roll property which shall have escaped taxation during the previous six years.

In addition to the above, the inheritance tax law requires the tax commission shall administer such law. (See Sec. 8976 Compiled Laws 1913.) Each and every one of the above requirements have been complied with by the commission.

EXHIBIT C.

Replies from Auditors as to Valuations Placed upon Assessment Rolls by the Tax Commission.

County	Amount
Adams .....	\$ 890.00
Barnes .....	3,810.00
Benson .....	28,266.00
Billings .....	3,430.00
Burke .....	14,097.00
Burleigh .....	19,057.00
Cass .....	2,529.00
Cavalier .....	9,845.00
Dickey .....	50,523.00
Divide .....	11,495.00
Golden Valley .....	53,201.00
Grand Forks .....	495,596.00
Griggs .....	14,125.00
Hettinger .....	650.00
Kidder .....	7,327.00
LaMoure .....	15,485.00
Logan .....	6,963.00
McHenry .....	19,356.00
McIntosh .....	6,383.00
McLean .....	30,561.00
McKenzie .....	None
Morton .....	168,385.00
Mountrail .....	2,689.00
Nelson .....	1,575.00

Oliver .....	70.00
Pembina .....	13,181.00
Ramsey .....	31,176.00
Renville .....	29,982.00
Richland .....	27,923.00
Sargent .....	18,000.00
Sheridan .....	2,919.00
Stark .....	16,520.00
Steele .....	22,845.00
Towner .....	13,936.00
Walsh .....	33,483.00
Traill .....	23,565.00
Wells .....	67,704.00
Williams .....	27,560.00
<b>Total .....</b>	<b>\$1,295,102.00</b>

## EXHIBIT D.

List of Taxes Placed on the Rolls by the Tax Commission as per Letters from County Auditors.

County	Amount
Adams .....	\$ 49.00
Burke .....	1,034.55
Bottineau .....	3,101.01
Billings .....	148.97
Burleigh .....	840.15
Cass .....	139.09
Dickey .....	2,604.27
Eddy .....	1,236.22
Foster .....	776.81
Griggs .....	743.87
Grand Forks .....	26,434.19
Kidder .....	145.90
Logan .....	711.02
Morton .....	23,800.00
McIntosh .....	351.06
McLean .....	1,806.20
Nelson .....	1,575.80
Oliver .....	2.94
Mountrail .....	262.23
Pembina .....	1,378.85
Pierce .....	715.00
Renville .....	1,649.01
Rolette .....	1,216.96
Richland .....	6,064.39
Ramsey .....	1,310.43

Sheridan .....	160.54
Steele .....	849.04
Stark .....	1,720.89
Sargent .....	600.00
Stutsman .....	2,441.13
Trall .....	4,142.42
Towner .....	775.77
Ward .....	\$15,522.29
	11,796.00
	(in litigation) 27,318.29
Williams .....	1,460.53
Walsh .....	2,160.10
Wells .....	2,694.25
	<hr/>
	\$122,420.88
Less amount of litigation .....	11,776.00
	<hr/>
Total .....	\$110,624.88

EXHIBIT E.

Following is the amount of escaped property certified to County Auditors of the respective counties by the Tax Commission:

County	Amount
Adams .....	\$ 23,011.00
Barnes .....	288,730.00
Benson .....	90,482.00
Billings .....	4,500.00
Bottineau .....	48,649.00
Bowman .....	37,632.00
Burke .....	65,092.00
Burleigh .....	37,123.00
Cass .....	224,261.00
Cavalier .....	35,978.00
Dickey .....	60,004.00
Divide .....	11,569.00
Dunn .....	none
Eddy .....	23,145.00
Emmons .....	11,237.00
Foster .....	27,381.00
Golden Valley .....	176,441.00
Grand Forks .....	205,699.00
Griggs .....	14,545.00
Hettinger .....	16,085.00
Kidder .....	14,215.00
LaMoure .....	65,072.00

Logan .....	20,555.00
McHenry .....	134,725.00
McIntosh .....	8,995.00
McKenzie .....	none
McLean .....	41,954.00
Mercer .....	14,426.00
Morton .....	1,065,150.00
Mountrail .....	10,177.00
Nelson .....	24,396.00
Oliver .....	70.00
Pembina .....	23,614.00
Pierce .....	7,688.00
Ramsey .....	67,042.00
Ransom .....	32,318.00
Renville .....	25,042.00
Richland .....	125,989.00
Rolette .....	19,985.00
Sargent .....	31,996.00
Sheridan .....	24,105.00
Stark .....	123,456.00
Steele .....	15,009.00
Stutsman .....	151,312.00
Towner .....	17,471.00
Traill .....	70,361.00
Walsh .....	61,871.00
Ward .....	205,826.00
Wells .....	96,625.00
Williams .....	33,869.00
Total .....	<u>\$3,986,524.00</u>

## EXHIBIT F.

Total Amount of taxes on escaped property assessed for the first time by the state tax commission and on property heretofore totally untaxed reported by the county treasurers of the several Counties.

County	Total
Adams .....	\$ 1,611.00*
Barnes .....	2,304.52
Benson .....	6,335.00*
Billings .....	173.80
Bottineau .....	3,041.91
Bowman .....	2,634.00*
Burke .....	5,036.67
Burleigh .....	840.15
Cass .....	<u>17,865.00*</u>

Cavalier .....	2,518.48*
Dickey .....	2,572.57
Divide .....	809.00*
Dunn .....	none
Eddy .....	1,236.32
Emmons .....	305.85
Foster .....	776.81
Golden Valley .....	2,105.91
Grand Forks .....	27,434.19
Griggs .....	1,074.68
Hettinger .....	1,126.00*
Kidder .....	145.35
LaMoure .....	4,506.00*
Logan .....	1,438.00*
McHenry .....	1,069.92
McIntosh .....	936.22
McKenzie .....	none
McLean .....	1,893.64
Mercer .....	1,010.00*
Morton .....	23,834.76
Mountrail .....	818.24*
Nelson .....	1,575.52
Oliver .....	459.46
Pembina .....	1,442.89
Pierce .....	482.70
Ramsey .....	1,459.81
Ransom .....	370.08
Renville .....	1,815.10
Richland .....	6,054.70
Rolette .....	1,095.10
Sargent .....	1,454.04
Sheridan .....	196.53
Stark .....	1,720.89
Steele .....	877.89
Stutsman .....	2,457.24
Towner .....	940.52
Traill .....	4,560.65
Walsh .....	2,204.61
Ward .....	27,318.29**
Wells .....	2,873.04
Williams .....	2,370.00*
Total .....	\$177,183.20

\*Estimates—no reports received.

\*\*\$11,796.00 is disputed and in courts.

\$130,125.74 is the actual amount of taxes which has

been certified by the county auditors or treasurers in their reports to the Tax Commission.

## EXHIBIT G.

	From Ju. 1, 1912 to Dec. 31, 1912.	From Jan. 1, 1913 to Dec. 31, 1914.	Total
Salary of commissioners.....	\$3,709.67	\$17,404.37	\$21,114.04
Secretary and clerks.....	791.08	11,152.06	11,943.14
Traveling expenses .....	194.87	4,425.33	4,620.20
Postage .....	85.00	1,056.40	1,141.40
Supplies .....	31.57	2,066.88	2,098.45
Printing .....	70.95	483.53	554.48
Freight and express.....	4.33	40.77	45.11
Telegraph and telephone..	1.60	187.67	189.27
Sheriff and witness fees....		86.30	96.30
Total .....	\$4,889.08	\$36,913.31	\$41,802.39
Supplies from dept. of sec- retary of state.....			770.98
Total .....			\$42,573.37

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL  
No. 62

*Mr. Speaker:*

Your conference committee appointed to consider Senate Bill No. 62 beg leave to report that the Senate recedes from its position and concurs in the House amendments thereto.

J. E. DAVIS,  
L. C. ALBRECHT,  
E. H. SIKES,  
E. O. HARALDSON,  
L. L. TWICHELL,  
S. H. PITKIN.

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL  
No. 14

*Mr. Speaker:*

Your conference committee appointed to consider Senate Bill No. 14 beg leave to report that the Senate

recedes from its position and concurs in the House amendments thereto.

J. E. DAVIS,  
 L. C. ALBRECHT,  
 E. H. SIKES,  
 L. L. TWICHELL,  
 E. O. HARALDSON,  
 S. H. PITKIN.

Mr. Davis moved that the report be adopted, which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Bronson moved that Senate Bill No. 196 be recalled from the House, which motion prevailed.

Mr. Bronson moved that the vote by which Senate Bill No. 196 was passed be reconsidered and that such consideration be deferred one day, which motion prevailed.

Mr. Jacobsen moved that Senate Bill No. 95 be recalled from the House.

Mr. Trageton moved the call of the Senate, which motion prevailed.

CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks.	

Those absent were:

Messrs.	Messrs.	Messrs.
Ellingson	Lindstrom	Sikes
Hamilton	Sandstrom	

Mr. Hamilton being excused.

Mr. McBride moved that further proceeding under the call of the Senate be dispensed with, which motion prevailed.

Mr. Bronson moved that the motion to recall senate

Bill No. 95 be laid on the table, which motion was lost.

Roll call was demanded.

The question being on the motion to recall Senate Bill No. 95 from the House.

The roll was called and there were ayes 26, nays 22, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	McGray
Bond	Jacobsen	McLean
Bonzer	Kretschmar	Murphy
Clark	Leutz	Nelson, Gr. F'ks.
Davis	Loftsgaard	Overson
Englund	Mallough	Rowe
Gardiner	Martin	Thoreson
Gronvold	McBride	Young
Heckle	McFadden	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Lindstrom	Putnam
Barnes	Mudgett	Sandstrom
Bronson	Nelson, Rich'd	Sikes
Ellingson	Nelson, Rolette	Steele
Gibbens	Paulson	Trageton
Hoverson	Porter	Vail
Hyland	Porterfield	Wartner
Kirkeide		

Absent and not voting Mr. Hamilton, who was excused.

Mr. Bronson moved that there be a verification of the vote, which motion prevailed and the secretary verified the vote and found same correct.

So the motion prevailed.

The secretary announced that the President was about to sign House Bill No. 185.

A bill for an Act to amend Section 1009 of the Compiled Laws of North Dakota, 1913, relating to canvass of votes, abstract of votes, certificates of election, decision in case of tie, and publication of abstract of votes.

Also, Concurrent Resolution by Mr. Everson relating to shipment of arms and munitions of war.

Also, Concurrent Resolution by Lathrop Committee relating to land used by agricultural college.

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

On motion, the Senate returned to the Sixth Order of Business.

## REPORTS OF STANDING COMMITTEES

### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

A majority of your Committee on Judiciary to whom was re-referred House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

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

Strike out everything after the words "A bill", and insert in lieu thereof the following:

"For an Act to amend and re-enact Section 9472 of the Compiled Laws of North Dakota for the year 1913, prescribing and limiting the punishment for the crime of murder in the first degree.

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

Section 1. Amendment.) Section 9472 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted so as to read as follows:

Sec. 9472. Punishment for Murder in the First Degree.) Every person convicted of murder in the first degree shall be punished by imprisonment for life in the state penitentiary."

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Also, A minority of your Committee on Judiciary to whom was re-referred House Bill No. 33.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
O. O. TRAGETON.

Mr. Overson moved the adoption of the majority report of the Committee on Judiciary on House Bill No. 33.

Mr. Davis moved that House Bill No. 33 be put on third reading and final passage and that the reports be received but neither be adopted, which motion prevailed.

Also, A majority of your Committee on Judiciary to whom was referred Senate Bill No. 105.

A bill for an Act concerning land titles.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Also, A minority of your Committee on Judiciary to whom was referred Senate Bill No. 105.

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

F. LEUTZ,  
CHAS. ELLINGSON.

Mr. Overson moved the adoption of the majority report of the Committee on Judiciary on Senate Bill No. 105.

Roll call was demanded.

The question being on the adoption of the majority report of the Committee on Judiciary on Senate Bill No. 105.

The roll was called and there were ayes 15, nays 27, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Barnes	Jacobsen	Nelson, Richl'd
Bronson	Kirkeide	Overson
Davis	McBride	Putnam
Heckle	McFadden	Rowe
Hyland	McGray	Trageton

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Nelson, Rolette
Allen	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Clark	Martin	Sikes
Englund	McLean	Thoreson
Ellingson	Mudgett	Vail
Gibbens	Murphy	Wartner
Gronvold	Nelson, G. F'ks.	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hughes	Mallough
Hamilton	Lindstrom	Sandstrom

Mr. Steele passed on account of his interest.

Mr. Hamilton being excused.

So the motion was lost.

Mr. Overson moved that Senate Bill No. 105 be re-referred to the Committee on Judiciary, which motion prevailed.

Mr. Overson moved that the rules be suspended and he be allowed to introduce Senate Bill No. 316, which motion prevailed.

On motion the Senate returned to the Twelfth Order of Business.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Mr. Overson (by request) introduced Senate Bill No. 316.

A bill for an Act to amend Section 1955 of the Compiled Laws of 1913, relating to bridges.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

The roll was called and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young
Jacobsen	Nelson, Rolette	

Mr. Barnes voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hyland	Lindstrom
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved as an amendment to Senate Bill No. 259 as follows:

In line four of the printed bill strike out the following words, "a corporation which has no" and strike out all of line five and six, which motion prevailed.

Mr. Wartner moved that further consideration of Senate Bill No. 259 be indefinitely postponed.

Mr. Leutz moved as a substitute that Senate Bill No. 259 be re-referred to the Committee on Judiciary, which motion prevailed.

Also, Senate Bill No. 209.

A bill for an Act to amend and re-enact Section 45 of the Compiled Laws of North Dakota for 1913, relating to printing commission.

Was read the third time.

Mr. Hyland moved that further consideration of Senate Bill No. 209 be indefinitely postponed, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 27, nays 20, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Loftsgaard	Nelson, Rolette
Englund	Mallough	Overson
Gronvold	Martin	Porter
Heckle	McBride	Rowe
Hughes	McFadden	Sandstrom
Jacobsen	McGray	Thoreson
Kretschmar	McLean	Vail
Leutz	Murphy	Wartner
Lindstrom	Nelson, Gr. F'ks.	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Ellingson	Nelson, Rich'd
Barnes	Gardiner	Porterfield
Bond	Gibbens	Putnam
Bonzer	Hoverson	Sikes
Bronson	Hyland	Steele
Clark	Kirkeide	Trageton
Davis	Mudgett	

Mr. Paulson passed.

Absent and not voting Mr. Hamilton, who was excused.  
So the bill passed and the title was agreed to.

Also, Senate Bill No. 255.

A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

Was read the third time.

Mr. Overson moved as an amendment to Senate Bill No. 255 as follows:

That the words "rooming houses" be stricken out in line 41 of the printed bill, and insert the word "and" before the word restaurant in same line, which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 37, nays 7, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Barnes	Jacobsen	Nelson, Gr. F'ks.
Bond	Kirkeide	Nelson, Richl'd
Bonzer	Kretschmar	Nelson, Rolette
Bronson	Leutz	Overson
Clark	Lindstrom	Paulson
Davis	Loftsgaard	Porter
Englund	Mallough	Porterfield
Ellingson	Martin	Rowe
Gibbens	McBride	Sandstrom
Heckle	McGray	Sikes
Hoverson	Mudgett	Thoreson
Hughes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	McLean	Vail
Gronvold	Putnam	Young
McFadden		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Steele	Wartner
Hamilton	Trageton	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 180.

A bill for an Act providing for salaries for county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2587, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

Was read the third time.

Mr. Paulson moved that further action on Senate Bill No. 180 be deferred one day, which motion prevailed.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 18th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

Which the House has indefinitely postponed.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Also, Senate Bill No. 286.

A bill for an Act to authorize county treasurers to accept unpaid road bills against the county, for taxes, when counties have exceeded the levy made for road purposes, and warrants to cover cannot be issued until July when a new levy is made.

Was read the third time.

Mr. Hughes moved that the Senate take a recess of fifteen minutes, which motion prevailed.

#### AFTER RECESS

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kretschmar	Overson
Barnes	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, Gr. F'ks.	Wartner
Hyland	Nelson, Rich'l'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Kirkeide
Englund		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Gr. F'ks.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Richl'd	Young
Hughes		

Mr. Martin voted nay.

Absent and not voting, Messrs. Hamilton and Wartner, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Mudgett
Allen	Hughes	Murphy
Barnes	Hyland	Nelson, Gr. F'ks.
Bond	Jacobsen	Nelson, Richl'd
Bonzer	Kretschmar	Nelson, Rolette
Bronson	Leutz	Overson
Clark	Loftsgaard	Paulson
Englund	Mallough	Porter
Ellingson	Martin	Porterfield
Gardiner	McBride	Putnam
Gibbens	McFadden	Rowe
Gronvold	McGray	Sandstrom
Heckle	McLean	Sikes

Messrs.	Messrs.	Messrs.
Steele	Trageton	Wartner
Thoreson	Vail	Young

Mr. Kirkeide voted nay.  
Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hamilton	Lindstrom

Mr. Hamilton being excused.  
So the bill passed and the title was agreed to.

Also, Senate Bill No. 291.

A bill for an Act defining who may not practice as attorneys in a court of record, or give legal advice and providing a penalty therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 25, nays 18, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Mallough	Nelson, Rolette
Barnes	McBride	Overson
Bronson	McFadden	Porter
Heckle	McGray	Porterfield
Hughes	McLean	Putnam
Hyland	Mudgett	Rowe
Kirkeide	Murphy	Trageton
Leutz	Nelson, G. F'ks.	Wartner
Lindstrom		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Sandstrom
Bond	Kretschmar	Sikes
Bonzer	Loftsgaard	Steele
Clark	Martin	Thoreson
Gardiner	Nelson, Rich'd	Vail
Gibbens	Paulson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Ellingson	Hamilton
Englund	Gronvold	Jacobsen

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. McBride moved that the Senate do now go into executive session, which motion prevailed and the Senate went into executive session.

#### OPEN SESSION

Also, Senate Bill No. 191.

A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

Was read the third time.

Mr. Wartner moved that Senate Bill No. 191 be amended by striking out the words "January 15th" and inserting in lieu thereof the words "July 1st", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks	Wartner
Hughes	Nelson, Rich'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hamilton	Martin

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 18th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 383.

A bill for an Act to repeal Section 11246 of the Compiled Laws of North Dakota for 1913, which section relates to the sinking fund of the twine plant.

Also, House Bill No. 411.

A bill for an Act to amend Section 4223 of the Compiled Laws of North Dakota for 1913, relating to the verification of bills, claims, accounts and demands against the county.

Also, House Bill No. 463.

A bill for an Act to designate the glandered horse fund

as the glanders and dourine fund, and to provide for the appraisement of animals and indemnification to owners for animals destroyed for dourine, and the payment therefor.

Also, House Bill No. 384.

A bill for an Act to repeal Section 646 of the Compiled Laws of North Dakota for 1913, relating to filing and numbering of vouchers and warrants.

Also, House Bill No. 407.

A bill for an Act to amend Section 369 of the Compiled Laws of North Dakota for 1913, relating to the membership of and duties of the state board of auditors.

Also, House Bill No. 421.

A bill for an Act to amend and re-enact Section 2122 of the Compiled Laws of North Dakota, 1913, relating to assessment of property.

Also, House Bill No. 287.

A bill for an Act to amend and re-enact Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to compulsory attendance, school age and the transportation of pupils.

Also, House Bill No. 328.

A bill for an Act to amend Section 1990p of the Compiled Laws of 1913, relating to the payment of highway taxes.

Also, House Bill No. 283.

A bill for an Act to amend Section 4059 of the Compiled Laws of North Dakota for the year 1913, relating to powers of city park commission.

Also, House Bill No. 273.

A bill for an Act to amend and re-enact Section 1423 of the Compiled Laws of North Dakota for the year 1913, and to repeal Section 1424 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of education.

Also, House Bill No. 266.

A bill for an Act to amend Section 1147 of the Compiled Laws of North Dakota for the year 1913, relating to the organization of new common school districts.

Also, House Bill No. 260.

A bill for an Act requiring owners of stock brands to furnish the commissioner of agriculture and labor with an exact reprint impression or outline of such stock brands, and giving location of brand of animals.

Also, House Bill No. 146.

A bill for an Act to amend Section 3771 of the Compiled Laws of North Dakota for the year 1913, entitled, an Act to provide for a commission system of government in cities which shall adopt the provisions of this Act.

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

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Also, Senate Bill No. 241.

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young
Hyland	Nelson, Rich'd	

Absent and not voting Messrs. Davis and Hamilton,

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Kretschmar moved that the Senate return to the Sixteenth Order of Business and that House Bill No. 221 be placed on third reading and final passage, which motion prevailed.

## THIRD READING OF HOUSE BILLS

House Bill No. 221.

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, relating to capital stock of state banks.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 33, nays 9, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Murphy
Allen	Hughes	Nelson, Rich'd
Barnes	Jacobsen	Overson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Putnam
Bronson	Leutz	Sandstrom
Davis	Mallough	Sikes
Englund	McFadden	Steele
Ellingson	McGray	Trageton
Gardiner	McLean	Vail
Heckle	Mudgett	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clark	Loftsgaard	Porterfield
Gibbens	Nelson, Rolette	Rowe
Hyland	Paulson	Thoreson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Martin	Nelson, G. F'ks
Hamilton	McBride	Wartner
Lindstrom		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 18th, 1915.

*Mr. President:*

I have the honor to transmit herewith Senate Bill No. 95, return of which has been requested by your honorable body.

Very respectfully,  
ALBERT N. WOLD  
Chief Clerk.

Mr. Bronson moved that the Senate take up for action Senate Bill No. 95, which motion was lost.

The courtesies of the floor were extended to Messrs. R. B. Griffith, Jas. J. Asher, Ben Bradford, John Warner, Jourgen Olson, John Vallely, Judge C. A. Pollock, Hon. Usher L. Burdick, Hon. R. S. Lewis, Hon. B. W. Taylor, O. M. Kilen, Olaf Mures, Peter Merseeth, G. B. Sewell, F. W. Peterson, Judge Frank E. Fisk, F. P. Bergman and T. M. Cooney.

Mr. Jacobsen moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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#### FORTY-SIXTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February, 19th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hamilton and Sandstrom. Mr. Hamilton was excused.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Forty-Fifth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

#### PETITIONS AND COMMUNICATIONS

Mr. Bond presented the following petition:

*To the Legislators of North Dakota:*

Inasmuch as a bill has been introduced into the House to abolish the fire department and referred to the Committee on Appropriations, the Surrey Fire Department in session assembled has voted unanimously

to send this petition to the Legislature of North Dakota, and ask that all possible efforts be put forth to keep the present law with reference to the Fire Marshal Department as it now stands on the Statute Books. We feel that it will be impossible to abolish this department without endangering the lives and best interests of the people of this state and hence ask your aid to defeat the present bill now pending before the legislature.

Trusting that this will be given your most careful consideration and that all will be done for the largest amount of good to the greatest number of people, I remain,

Very truly yours,

(Signed) The Surrey Fire Department. Per D. J. Shorb, Secretary.

#### REPORTS OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 49.

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

Also, Senate Bill No. 115.

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

Also, Concurrent Resolution by Mr. Gibbens.

Also, Senate Bill No. 26.

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913, relating to the levying of taxes in special school districts for the payment of interest on bonds and warrants and the creating of sinking fund to redeem same:

And find the same correctly enrolled.

OSCAR LINDSTROM,

Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

Also, your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 237.

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

Also, Senate Bill No. 238.

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814 and 1817, all of the 1913 Compiled Laws of North Dakota, and all relating to a uniform system of accounting.

Also, Senate Bill No. 243.

A Concurrent Resolution amending Sections 26, 29, 32 and 35 of Article "2" of the Constitution of North Dakota, relating to the number of senators and representatives and to senatorial districts.

Also, Senate Bill No. 159.

A bill for an Act to provide for the creation and organization of a state art society, and providing for the appointment of a governing board and prescribing its powers and duties.

Also, Senate Bill No. 168.

A bill for an Act repealing Sections 2540 and 2541 of the Compiled Laws of 1913, relating to a board of visitors whose duty it is each year to visit the asylum and poor farm of each county.

Also, Senate Bill No. 236.

A bill for an Act authorizing the board of county commissioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

Also, Senate Bill No. 285.

A bill for an Act entitled "An Act providing that the appraisers mentioned in fire insurance policies shall be residents of this state.

Also, Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

Also, Senate Bill No. 264.

A bill for an Act to amend Section 2588 of the Compiled Laws of 1913, relating to the cost of maintenance of patients in the state tuberculosis sanitarium.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 281.

A bill for an Act to amend and re-enact Section 34 of the Compiled Laws of 1913, relating to legislative officers and employes.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 189.

A bill for an Act to amend Section 2141 of the Compiled Laws of North Dakota for 1913, relating to the state board of equalization, how constituted.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 126.

A bill for an Act to create the office of state juvenile and probation officer, and prescribing the duties and powers thereof, and making compensation therefor.

Have had the same under consideration and return the same without recommendation.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

Have had the same under consideration and return the same without recommendation.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 148.

A bill for an Act providing for the appointment of a state business agent, defining his powers and duties, and making an appropriation therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 208.

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages; providing for the labeling of foods and beverages; and prescribing penalty for failure to comply with the provisions of this Act.

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

Sec. 3, line 96 of printed bill, strike out the word "taloc" and insert in lieu thereof the word "talc".

Sec. 14, line 1 of printed bill, after the word "sheriff", insert the following: "or any county health officer".

Sec. 14, line 3 of printed bill, after the word "sheriff", insert the following: "or any county health officer".

Sec. 14, line 11 of printed bill, after the word "sheriff", insert the following: "or county health officer".

Sec. 14, line 19 of printed bill, after the word "sheriff", insert the following: "or county health officer".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

*Mr. President:*

Your Committee on Railroads to whom was referred Senate Bill No. 216.

A bill for an Act relating to the liability of common carriers by railroad to their employees in certain cases.

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

HENRY MCLEAN,  
Chairman.

Mr. McLean moved that the report be adopted, which motion prevailed.

Also, your Committee on Railroads to whom was referred Senate Bill No. 315.

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties.

Have had the same under consideration and recommend that the same be amended by striking out everything after the words, "A bill", and inserting the following:

"For an Act permitting any railroad company operating in the State of North Dakota to furnish free transportation to immigration agents or other persons actually engaged in procuring actual settlers to settle on farms in North Dakota, and limiting rates to be charged the state in the transportation of the national guard on duty.

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

Section 1. Free Transportation.) Any railroad company operating in the State of North Dakota may issue free transportation to any agent or agents of the North Dakota State Board of Immigration or any person who actually devotes more than one-half of his time in procuring actual settlers from without the state to purchase farm land in the State of North Dakota.

Sec. 2. When Transportation Issued.) No transportation shall be issued and delivered by any railroad company operating in the State of North Dakota to any agent or agents or persons as hereinbefore described, until said agent or person makes application to the commissioner of agriculture and labor, the executive agent of the North Dakota State Board of Immigration, and if upon proper investigation said Commissioner of Agriculture shall have determined that said person is actually engaged in such business within the letter and spirit of this Act, he shall issue to said person a certificate to that effect.

Sec. 3. When transportation to be Issued.) Any railroad company operating in the State of North Dakota as may in its discretion furnish free transportation to said agent or person as hereinbefore described upon the said agent or person filing said certificate with said railroad company at its home office, said transportation to be valid for six months after date of same.

Sec. 4. Limitation of Rates for National Guard.) No railroad company operating in this state shall charge a passenger rate of more than one cent per mille to the state for the transportation of the National Guard or any member thereof when such guard or member is traveling on duty under proper orders.

Sec. 5. Emergency.) This Act to be in full force and effect immediately after its passage and approval."

And when so amended recommend the same do pass.

HENRY McLEAN,  
Chairman.

Mr. McLean moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Railroads to whom was referred Senate Bill No. 229.

A bill for an Act providing for a maximum rate of fare to be charged and collected by railroads, railroad corporations and common carriers, for the transporta-

tion of passengers and baggage on mixed trains which run at an average speed of not more than twenty (20) miles an hour, and providing a penalty for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. MCLEAN,  
C. F. MUDGETT,  
T. N. PUTNAM,  
H. J. ROWE,  
M. THORESON,  
C. O. HECKLE,  
JOHN YOUNG,  
E. A. HUGHES,  
W. E. MARTIN.

Also, a minority of your Committee on Railroads to whom was referred Senate Bill No. 229.

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

J. A. ENGLUND,  
A. F. BONZER,  
E. M. NELSON,  
L. C. ALBRECHT,  
H. A. BRONSON.

Mr. Englund moved the adoption of the minority report of the Committee on Railroads on Senate Bill No. 229.

Mr. McLean moved that the word "minority" be stricken out, and the word "majority" be inserted in lieu thereof.

The question being on the motion as amended, which motion prevailed and the report of the majority of the committee was adopted..

#### REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

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

*Mr. President:*

Your Committee on Corporations other than Municipal to whom was referred Senate Bill No. 268.

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.

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

In line 8, Section 2, of the printed bill, after the word "petition" add the following: "Signed by at least the majority of the resident attending members."

And when so amended recommend the same to pass.

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON FEDERAL RELATIONS

The Committee on Federal Relations made the following report:

*Mr. President:*

Your Committee on Federal Relations to whom was referred A Communication from the Governor, suggesting that steps be taken to petition the United States government that the hospital for treatment of tuberculosis among the North Dakota Indians be erected near the North Dakota State Tuberculosis Sanitarium at Dunseith in order that the two institutions may co-operate and work in harmony with each other.

Have had the same under consideration and recommend that the following resolutions suggested by the Governor be adopted.

#### CONCURRENT RESOLUTION

*Whereas*, The United States Government has authorized the erection of a hospital for the treatment of tuberculosis among the Indians of North Dakota, in the Turtle Mountains, and,

*Whereas*, The most desirable location for such hospital is at Dunseith, the present site of the Tuberculosis Sanitarium of North Dakota, therefore,

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

That we respectfully petition the Hon. Cato Sells, United States Commissioner of Indian Affairs, to use his influence to have the hospital for the treatment of tuberculosis among the Indians of this state, located at Dunseith where the North Dakota State Tuberculosis Sanitarium is located, in order that the two institutions may co-operate and work together to cure patients afflicted with tuberculosis, and to eradicate and stamp out that dread malady,

*Resolved*, That the Secretary of State be instructed

to send a copy of this resolution to the Hon. Cato Sells, United States Commissioner of Indian Affairs.

CONCURRENT RESOLUTION

Introduced by Committee on Federal Relations.

*Whereas*, The United States Government has authorized the erection of a hospital for the treatment of tuberculosis among the Indians of North Dakota in the region of the state known as the Turtle Mountains, and

*Whereas*, It is desirable that the government hospital be located at Dunseith, where the North Dakota Tuberculosis Sanitarium is located, in order that the two institutions may co-operate in the work of eradicating the dread disease known as tuberculosis, therefore,

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

That we urge the Governor and Board of Control of State Institutions to use their influence to bring about the location of the United States government hospital for the treatment of tuberculosis among the Indians of North Dakota, at Dunseith, where the North Dakota Tuberculosis Sanitarium is located; and that they urge upon the Federal Authorities the desirability of co-operation between the two institutions.

*Resolved*, That the Secretary of State be instructed to send a copy of these resolutions to the Governor and Board of Control.

O. J. CLARK,  
Chairman.

Mr. Clark moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

*Mr. President:*

Your Committee on Elections to whom was referred Senate Bill No. 248.

A bill for an Act relating to the qualifications of persons to hold two or more elective, or an elective and an appointive office or clerkship under the state or any county or city in the state.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

Also, your Committee on Elections to whom was referred Senate Bill No. 292.

A bill for an Act relating to the participation of employees, clerks and deputies of state boards and commissions and of state officers in political campaigns and prescribing penalties therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

Also, your Committee on Elections to whom was referred Senate Bill No. 169.

A bill for an Act to amend Section 4086 of the Compiled Laws of North Dakota for the year 1913, relating to annual township meeting.

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

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

Also, your Committee on Elections to whom was referred Senate Bill No. 267.

A bill for an Act to amend Section 3851 of the Compiled Laws of North Dakota for 1913, relating to the election of village officers.

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

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred Senate Bill No. 166.

A bill for an Act providing that instruction shall be given in the schools concerning the prevention of acci-

dents, and making it the duty of rural district school boards to plow fire breaks around school houses.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 313.

A bill for an Act to amend Section 1383 of the Compiled Laws of 1913, relating to branches to be taught in the common schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 211.

A bill for an Act to amend Section 1122 of the Compiled Laws of North Dakota for the year 1913, relating to the qualifications of county superintendent of schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 226.

A bill for an Act to amend Section 1145 of the Compiled Laws of 1913, relating to the naming of school districts.

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

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 225.

A bill for an Act to regulate the sale of supplies to school districts and to provide penalties for the violation of the provisions thereof.

Have had the same under consideration and recommend that the same be referred back to the Senate without recommendation.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.

Have had the same under consideration and recommend that the same be referred back to the Senate without recommendation.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 227.

A bill for an Act to amend and re-enact Section 1372 of the Compiled Laws of 1913, relating to the qualifications of teachers.

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

In line 12 on page one: strike out the figures "1916" and insert in lieu thereof the figures "1917".

In line 13 on page one: strike out the figures "1917" and insert in lieu thereof the figures "1918".

In line 16 on page two: strike out the figures "1918" and insert in lieu thereof the figures "1919".

In line 18 on page two: strike out the figures "1919" and insert in lieu thereof the figures "1920".

And when so amended recommend the same do pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

#### REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee appointed to consider House Bill No. 136, recommend that the Senate recede

from its position and withdraw its amendment thereto.

O. J. CLARK,  
C. H. PORTER,  
E. M. NELSON,  
H. J. BLANCHARD,  
R. A. LATHROP,  
E. A. WILLIAMS.

Mr. Clark moved that the report be adopted, which motion was lost.

Also, your conference committee appointed to consider House Bill No. 167 recommend that the Senate recede from its position and withdraw its amendment thereto.

E. H. SIKES,  
L. P. SANDSTROM,  
CHAS. ELLINGSON,  
A. M. THOMPSON.

Mr. Sikes moved that the report be adopted, which motion prevailed.

#### COMMUNICATION FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 19th, 1915.

TO THE STATE SENATE,  
Bismarck, N. D.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the Secretary of State Senate Bill No. 125, "A Bill for an Act to Amend Section 10088 of the Compiled Laws of 1913, Relating to the Closing of Gates, and to Repeal Section 10089 of the Compiled Laws of 1913".

I have the honor to be,

Very respectfully yours,

L. B. HANNA.  
Governor.

#### MESSAGE FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE,  
BISMARCK, NORTH DAKOTA,  
February 19th, 1915.

MR. M. J. GEORGE,  
Secretary of the Senate,  
Bismarck, N. D.

*Dear Sir:*

I am pleased to advise you that this department has

received notice from North Dakota's delegation in the National Congress that the Concurrent Resolutions adopted by the Legislative Assembly relating to the leasing of public lands, and the prohibition question, had been received, and that the full text of the resolutions were ordered printed in the Congressional Record, and had been presented in the form of petitions to Congress and referred to the appropriate committees.

Yours respectfully,

THOMAS HALL,  
Secretary of State.

### MOTIONS AND RESOLUTIONS

Mr. Davis moved that the Senate concur in the House amendments to Senate Bills Nos. 62 and 14, which motion prevailed.

Mr. McBride moved that the action taken by the Senate in Executive Session yesterday, now be confirmed, which motion prevailed.

Mr. Kretschmar moved that the vote by which the majority report on Senate Bill No. 207 was adopted be reconsidered, which motion was lost.

Mr. Bronson moved that unless consideration or action be taken on Senate Bill No. 95 this afternoon, that the same be messaged to the House in the regular course.

Mr. McBride moved that the motion be laid on the table.

Mr. Bronson moved the call of the Senate, which motion prevailed.

### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richland
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F's.	

Those absent were Messrs. Hamilton and Sandstrom. Mr. Paulson moved that Mr. Hamilton be excused, which motion prevailed.

Mr. Jacobsen moved that further proceeding under the call of the Senate be dispensed with.

Roll call was demanded, and the question being on the motion to dispense with further proceedings under the call of the Senate, the roll was called and there were ayes 23, nays 24, absent and not voting 2.

Those voting in the Affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	McLean
Bonzer	Leutz	Murphy
Clark	Loftsgaard	Nelson, G. F'ks.
Englund	Mallough	Nelson, Rolette
Gardiner	Martin	Porter
Gronvold	McBride	Thoreson
Hughes	McFadden	Young
Jacobsen	McGray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Porterfield
Barnes	Hyland	Putnam
Bond	Kirkeide	Rowe
Bronson	Lindstrom	Sikes
Davis	Mudgett	Steele
Ellingson	Nelson, Richland	Trageton
Gibbens	Overson	Vail
Heckle	Paulson	Wartner

Absent and not voting, Messrs. Hamilton and Sandstrom, Mr. Hamilton being excused.

So the motion to suspend further proceedings was lost.

Mr. Bronson moved that further proceeding under the call of the Senate be dispensed with, which motion prevailed.

Mr. Bronson moved that the motion pending and the motion preceding be laid on the table, which motion prevailed.

On motion the Senate returned to Sixth Order of Business.

## REPORTS OF STANDING COMMITTEES.

### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 289.

A bill for an Act to provide for the payment of expenses of district judges when acting outside of their judicial districts, and to repeal Chapter 175 of the Session Laws of North Dakota for 1911.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

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

In line 10 of the printed bill strike out the word "an" and insert in lieu thereof the words "a state". After the word "insane" in the same line insert the following: "in the State of North Dakota".

In lines 12 and 13 strike out the words "manic depressive insanity". After the word "diseases" in line 16 add the following: "one of which physicians shall be the superintendent of the state hospital for the insane, the other two physicians to be appointed by the court before whom the action is pending, all of whom shall agree that such insane person is incurable".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 36.

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

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

In printed bill, in line 3, Section 1, after the word "country", insert the following: "Except common carriers, telephone, and insurance corporations".

In line 8, Section 1, after the word "and", strike out the words "file in the office of" and insert in lieu thereof the following: "Deliver by mail or otherwise to".

In line 21, Section 1, after the word "report", insert the following: "Said report to be filed by the Secretary of State as hereinafter provided".

In line 23, Section 4, strike out the following: "An information in equity in the name of the attorney general at the relation of the tax commission", and insert in lieu thereof the following: "A civil action in the name of the State of North Dakota on complaint of the tax commission or attorney general".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was re-referred Senate Bill No. 1.

A bill for an Act prescribing the liability of an employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, and in regulating procedure for the determination of liability and compensation thereupon in certain cases.

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

On page 3, line 6 of the printed bill strike out the word "Minnesota" and insert in lieu thereof the words "North Dakota".

Make the same change in line 22 on page 10.

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was re-referred Senate Bill No. 287.

A bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for the year 1913, relating to costs on foreclosure of mortgage and liens, and attorney's affidavits therein.

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

In lines 17, 18 and 19 of the bill as amended by the Committee on Banks and Banking, the same being printed on page 11 of the Senate Journal of the Forty-Third Day strike out the following: "a resident of the county where the property is situated, or in any adjoining or contiguous county thereto and".

In lines 42 and 43 of page 11 of the Senate journal for the Forty-third Day strike out the following: "of the said counties as hereinbefore provided and".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 239.

A bill for an Act to amend Section 657 of the Compiled Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

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

In the title of the printed bill strike out the period after the word "verified"; insert in lieu thereof a comma and add the following: "and providing a penalty for falsely certifying or certifying to any false bill, claim, account or demand".

In line 33 of page 2 of the printed bill strike out the word "seem" and insert in lieu thereof the word "seems".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Judiciary to whom was referred Senate Bill No. 174.

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made therefor.

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

W. B. OVERSON,  
Chairman.

Also, a minority of your Committee on Judiciary to whom was referred Senate Bill No. 174.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. LEUTZ,  
C. W. MCGRAY,  
M. L. MCBRIDE,  
C. O. HECKLE,  
B. H. MALLOWH.

Mr. Overson moved the adoption of the majority report of the Committee on Judiciary on Senate Bill No. 174, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred House Bill No. 165.

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire, lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

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

In line 11 of Sec. 3 on page 3 of the printed bill the words "the second Thursday of January of each year" be stricken out and the following words, "such date as is prescribed by the by-laws of each association," be inserted in lieu thereof. Also in lines 31, 32 and 33 of Sec. 12 on Page 7 the following be stricken out "No assessment shall be made between the first day of March and the first day of September of any year". Also in line 4 of Sec. 18 on page 9 the figures "4466" be stricken out and the figures "4949" be inserted in lieu thereof, the words "Revised Codes" be stricken out and the words "Compiled Laws" be inserted in lieu thereof and the figures "1905" be stricken out and the figures "1913" be inserted in lieu thereof.

And when so amended recommend the same do pass.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 19th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution:

*Whereas*, Through the courtesy of the Northern Pacific Railway Company, the state has had the use of the Northwest Hotel for committee rooms for the legislative assembly for the last two sessions; and,

*Whereas*, It is not probable that the use of this building can be had for the legislative assembly of 1917; and,

*Whereas*, Committees of the next legislative assembly may be subjected to much inconvenience and the business of the legislative assembly delayed if committee rooms are not provided before the meeting of the legislative assembly,

*Therefore be it Resolved by the House of Representatives, the Senate Concurring*, That the Board of Control be, and is hereby, instructed to secure, in time for the use of the next legislative assembly, a sufficient number of suitable rooms for the use of the committees of the House and Senate and furnish them with the necessary furniture and janitor service.

*And Be it Further Resolved*, That the secretary of state be, and he is hereby, instructed to furnish the committee rooms so provided with the laws and necessary stationery.

*Be it Resolved*, That this resolution be enrolled and copies of it be filed by the chief clerk with the board of control and the secretary of state.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Hyland moved that the concurrent resolution be referred to the Committee on State Affairs, which motion prevailed and the resolution was so referred.

Also, I have the honor to transmit herewith the following resolution:

*Whereas*, A careful and impartial review of the Railway tax situation in this State fully demonstrates to any fair-minded man the strangling effects of the system, or lack of system, now in vogue on the weaker lines of Railway, and

*Whereas*, There are many portions of the state more than twenty miles distant from any Railway, and if such regions of the state are to develop their possibilities, branch lines are an imperative necessity, and

*Whereas*, It seems obvious that the much needed branch lines will not be built until investors are assured that such branch lines will be assessed for taxation purposes, only in proportion to their ability to pay, and

*Whereas*, the seeming impossibility of complying with the Constitution and the Laws at the present time, as evidenced by the history of assessment and taxation in the State, makes the adoption of some system that would establish justice as between railways, a public necessity, and

*Whereas*, the state has neither the money, the machinery nor the inclination to take an inventory of the railway property of the state in order to arrive at the inventory value, market value, price value or sales value of railway property; and further, as there is really no such thing as a sales price value for railroads, as shares in railroads are quite invariably divided into \$100 certificates, and the prices at which those certificates are sold at private sale, or on the stock markets, does not generally furnish an index for the market price of a railway system, for the reason that the range of the market for any commodity is narrowed by the infrequency of the demand for such commodity; by the indivisible bulk of the commodity and the amount of the price that must be paid in settlement for a single purchase. Therefore, for those reasons property for which there is an infrequent demand that is of the great indivisible bulk, requiring a large amount of money for its purchase, cannot and does not have a ready marketable price or even value, for while "value" the term generally applied to property the transfer of which is acknowledged by the execution of documents to be recorded as evidence of the transfer would serve as a guide to the Board of Equalization in arriving at the "value" of real estate and other commodities of com-

merce for which records can be had—there is really no way to arrive at even the approximate value of Railways unless their earning power is given first and full consideration, and

*Whereas*, All economists and students of revenue agree that it is next to impossible to arrive at the value of railroads for taxation purposes, unless the earning capacity of the railroads is given the fullest consideration. Prof. E. H. Meyer of the Interstate Commerce Commission, an able and impartial authority, said in a very thorough discussion of the various matters of taxing railroads, "therefore, it was necessary to select from all the methods that one which promises the best results. This method is the Cross Earnings System basis for the distribution of values. In theory, it meets the requirements of the problem of the distribution of the values better than any of the other available methods, and in practice it has the advantage of depending upon information which the railway companies of the United States must furnish. Besides, it has received much more support among men who should be qualified to have correct judgment on matters of this kind than any other. In fact, practical unanimity exists regarding the preferences for the gross earnings method under all the circumstances." And again, in the same bulletin, on page 13, Prof. Meyer says, "An exhaustive study of the different methods leads to the conclusion that the gross earnings basis results in the most accurate assignment of the value of railway property possible." And again, "manifestly therefore, all measures of value of railway property aggregated into systems of useful dimensions are impracticable and fallacious, save a single one earning power; that is the power to make legitimate revenue for its owners. Such must always be the sole reliable measure of the value of all things not customarily bought and sold outright."

The Wisconsin Tax Commission in its report for 1910 on page 53 says, referring to railway taxation; "As to nearly all such properties, their capacity to produce revenue will be the dominant factor in ascertaining values, and for this reason, taxation according to value would not be different in results from taxation based directly upon income."

Dr. James E. Boyle, Professor of Economics State University at Grand Forks, says in a discussion of the matter: "For the past ten years I have believed in the gross earnings method for railroads and other public

utilities." The gross earnings system is just as between railroads; it enables the state to share increased earnings automatically, and encourages instead of retarding railroad construction; it is easily ascertained; it does not hamper or impose burdens upon a weak railway built into new territory until it is on an operating basis; it adjusts itself to varying economic conditions, fluctuating with the increase or diminution of business, thus following the rise and fall of property value; it affords a sure and staple revenue for the state, and

*Whereas*, The sworn reports filed by the different railway companies in complying with the regulations of the United States government, as well as state laws, shows in detail the earning power of such railway, making it easy for the State Board of Equalization to arrive at a just basis in the levying and collection of

"*Whereas*, A review of the railway situation in North Dakota shows the manifest need of some available yardstick to measure as nearly as may be the situation between the different railways, so that each may be taxed at least in a degree in proportion to its ability to pay and thus encourage the building of more branch lines".

*Therefore, Be It Resolved*, By the House, the Senate concurring, that the State Board of Equalization be requested to require each railway in the state to file with the said board of equalization by June 1, 1915, and each June first thereafter, a full and complete report of the gross earnings for the calendar year next preceding, and the term "gross earnings" is hereby defined and shall be construed to mean all earnings on business, beginning and ending within the state, and a proportion, based upon the proportion of the mileage within the state to the entire mileage over which such business is done, of earnings on all interstate business passing through, into or out of the state; in order that the said Board of Equalization may be able to give full consideration to gross earnings in equalizing the assessed value of the different railways to the end that approximate justice, as between railways, be administered, in matters of taxation.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Bond moved that the House Concurrent Resolution relating to railway taxation be referred to the committee

on State Affairs, which motion prevailed and the resolution was so referred.

The secretary announced that the President was about to sign Senate Bill No. 49.

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

Also, Senate Bill No. 115.

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

Also, Senate Bill No. 26.

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913, relating to the levying of taxes in special school districts for the payment of interest on bonds and warrants and the creating of sinking fund to redeem same.

Also, Concurrent Resolution by Mr. Gibbens, relating to national inspection and grading of grains.

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

### THIRD READING OF SENATE BILLS

Mr. Mudgett moved as an amendment to Senate Bill No. 180 as follows:

In line 12 of the printed bill page 1 strike out the word "twenty" and insert in lieu thereof the word "eighteen". In line 13, page 2, strike out the word "twenty" and insert in lieu thereof the word "eighteen" and in line 14 strike out the word "five" and on line 16 strike out the word "five", which motion was lost.

Mr. Ellingson moved as an amendment to Senate Bill No. 180 as follows:

In Section 6, line 6, strike out the word "six" and insert in lieu thereof the word "four". In line 8, strike out the word "eight" and insert in lieu thereof the word "six", which motion was lost.

Mr. Bronson moved as an amendment to Senate Bill No. 180 as follows:

In line 21, page 4, Section 5 of the printed bill, strike out all of line 21, except the first word "thousand", all of line 22 and the first two words in line 23. In line 24,

on page 5, strike out the word "thirty" and insert in lieu thereof the word "twenty-five", which motion was lost.

Mr. Hoverson moved as an amendment to Senate Bill No. 180 as follows:

In Section 7, line 5, strike out the word "eight" and insert in lieu thereof the word "nine", which motion was lost.

The question being on the final passage of Senate Bill No. 180, the roll was called and there were ayes 41, nays 6, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Murphy
Allen	Hyland	Nelson, G. F'ks
Barnes	Jacobsen	Nelson, Rich'l'd
Bond	Kirkeide	Nelson, Rolette
Bonzer	Kretschmar	Overson
Bronson	Leutz	Porterfield
Clark	Lindstrom	Rowe
Davis	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Gardiner	Martin	Trageton
Gibbens	McBride	Vail
Gronvold	McFadden	Wartner
Heckle	McGray	Young
Hoverson	McLean	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	Paulson	Putnam
Mudgett	Porter	Thoreson

Absent and not voting, Messrs. Hamilton and Steele, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 236.

A bill for an Act authorizing the board of county commissioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

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 2, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hoverson
Allen	Ellingson	Hyland
Barnes	Gardiner	Jacobsen
Bond	Gibbens	Kirkeide
Bonzer	Gronvold	Kretschmar
Clark	Heckle	Leutz

Messrs.	Messrs.	Messrs.
Loftsgaard	Nelson, Rich'd	Sandstrom
Mallough	Nelson, Rolette	Sikes
Martin	Overson	Steele
McBride	Paulson	Thoreson
McFadden	Porter	Trageton
McLean	Porterfield	Vail
Mudgett	Putnam	Wartner
Murphy	Rowe	Young
Nelson, G. F'ks		

Messrs. Bronson and Hughes voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Lindstrom	McGray
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 168.

A bill for an Act repealing Sections 2540 and 2541 of the Compiled Laws of 1913, relating to a board of visitors whose duty it is each year to visit the asylum and poor farm 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 28, nays 16, absent and not voting 4, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Murphy
Bonzer	Hyland	Nelson, G. F'ks
Clark	Kirkeide	Nelson, Rich'd
Davis	Leutz	Nelson, Rolette
Englund	Loftsgaard	Porter
Ellingson	Mallough	Porterfield
Gardiner	McBride	Putnam
Gibbens	McFadden	Rowe
Gronvold	McLean	Young
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Martin	Sandstrom
Barnes	McGray	Sikes
Bond	Mudgett	Thoreson
Bronson	Overson	Trageton
Kretschmar	Paulson	Vail
Lindstrom		

Mr. Jacobsen passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Steele	Wartner
Hughes		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 285.

A bill for an Act entitled "An Act providing that the appraisers mentioned in fire insurance policies shall be residents of this state.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 2, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Thoreson
Gardiner	Mudgett	Trageton
Gibbens	Murphy	Vail
Gronvold	Nelson, Gr. F'ks.	Wartner
Heckle	Nelson, Rich'd	Young
Hoverson		

Messrs. Hughes and Hyland voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McBride	Steele
Lindstrom		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 159.

A bill for an Act to provide for the creation and organization of a state art society, and providing for the appointment of a governing board and prescribing its powers and duties.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Ellingson	Jacobsen
Allen	Gardiner	Kirkeide
Barnes	Gibbens	Leutz
Bond	Gronvold	Lindstrom
Bonzer	Heckle	Loftsgaard
Bronson	Hoverson	Mallough
Clark	Hughes	Martin
Englund	Hyland	McBride

Messrs.	Messrs.	Messrs.
McGray	Overson	Sikes
McLean	Paulson	Steele
Mudgett	Porter	Thoreson
Murphy	Porterfield	Trageton
Nelson, G. F'ks	Putnam	Vail
Nelson, Rich'd	Rowe	Wartner
Nelson, Rolette	Sandstrom	Young
Mr. Kretschmar voted nay.		
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Davis	Hamilton	McFadden
Mr. Hamilton being excused.		
So the bill passed and the title was agreed to.		

Also, Senate Bill No. 237.

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

Was read the third time.

The question being on the final passage of the bill, the roll was called.

Those voting aye were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Loftsgaard
Allen	Heckle	Mallough
Barnes	Hoverson	Martin
Bond	Hughes	McBride
Bonzer	Hyland	McGray
Bronson	Jacobsen	McLean
Clark	Kirkeide	Mudgett
Englund	Leutz	Murphy
Gardiner	Lindstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Gronvold	Kretschmar
Ellingson	Hamilton	McFadden

Mr. Jacobsen moved as an amendment to Senate Bill No. 237 as follows:

In line 24 of Section one of the printed bill, strike out the word "shall" and insert in lieu thereof the word "may", which motion prevailed.

The question being on the final passage of Senate Bill No. 237 as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bonzer	Ellingson
Allen	Bronson	Gardiner
Barnes	Clark	Gibbens
Bond	Englund	Gronvold

Messrs.	Messrs.	Messrs.
Heckle	McBride	Porterfield
Hoverson	McFadden	Putnam
Hughes	McGray	Rowe
Hyland	McLean	Sandstrom
Jacobsen	Mudgett	Sikes
Kirkeide	Murphy	Thoreson
Leutz	Nelson, G. F'ks	Trageton
Lindstrom	Nelson, Rich'd	Vail
Loftsgaard	Nelson, Rolette	Wartner
Mallough	Overson	Young
Martin	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Kretschmar	Steele
Hamilton	Porter	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 238.

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814 and 1817, all of the 1913 Compiled Laws of North Dakota, and all relating to a uniform system of accounting.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Leutz	Lindstrom
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Gibbens moved that further consideration of Sen-

ate Bill No. 243 be deferred one day, which motion prevailed.

On motion, the Senate returned to the Eighth Order of Business.

Mr. Wartner moved that the rules be suspended and the vote by which Senate Bill No. 95 was passed be reconsidered.

Mr. Jacobsen moved that the motion that the rules be suspended and the vote by which Senate Bill No. 95 was passed be reconsidered, be laid on the table.

Mr. Bronson moved the call of the Senate, which motion prevailed.

### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks.	Young

Mr. Paulson moved that Mr. Hamilton be excused, which motion prevailed.

Roll call demanded.

The question being on the motion to lay on the table the motion that the rules be suspended and that the vote by which Senate Bill No. 95 was passed be reconsidered.

The roll was called and there were ayes 27, nays 21, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	McGray
Bond	Jacobsen	McLean
Bonzer	Kretschmar	Murphy
Clark	Leutz	Nelson, G. F'ks.
Davis	Loftsgaard	Nelson, Rolette
Englund	Mallough	Overson
Gardiner	Martin	Porter
Gronvold	McBride	Thoreson
Heckle	McFadden	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Rowe
Barnes	Lindstrom	Sandstrom
Bronson	Mudgett	Sikes
Ellingson	Nelson, Richland	Steele
Gibbens	Paulson	Trageton
Hoverson	Porterfield	Vail
Hyland	Putnam	Wartner

Absent and not voting Mr. Hamilton, who was excused.

Mr. Bronson moved that the vote be verified, which motion prevailed and the secretary verified same and found same correct.

So the motion to lay on the table the motion that the rules be suspended and the vote by which Senate Bill No. 95 be reconsidered, prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 264.

A bill for an Act to amend Section 2588 of the Compiled Laws of 1913, relating to the cost of maintenance of patients in the state tuberculosis sanitarium.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richland
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks.	Young

Absent and not voting, Mr. Hamilton, who was excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to

the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 42, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rich'd
Barnes	Kretschmar	Nelson, Rolette
Bond	Leutz	Overson
Bonzer	Lindstrom	Paulson
Bronson	Loftsgaard	Porter
Englund	Mallough	Porterfield
Ellingson	Martin	Putnam
Gardiner	McBride	Rowe
Gibbens	McFadden	Sandstrom
Gronvold	McGray	Sikes
Heckle	McLean	Thoreson
Hoverson	Mudgett	Vail
Hyland	Murphy	Wartner
Jacobsen	Nelson, Gr. F'ks.	Young

Mr. Clark voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Steele
Davis	Hughes	Trageton

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. McFadden moved that the Senate appoint a Conference Committee on House Bill No. 136, which motion prevailed.

The President appointed as such committee Messrs. Clark, Porter and Nelson of Richland.

Mr. Bronson moved that the reconsideration of Senate Bill No. 196 be deferred one day, which motion prevailed.

Mr. Wartner moved that the Senate do adjourn after the first and second reading of the House Bills, which motion prevailed.

## FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 441.

A bill for an Act defining what the word *coal* means when used in the laws and resolutions of the legislative assembly of the State of North Dakota.

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

**House Bill No. 361.**

A bill for an Act creating a board of regents for the state university, the state agricultural college, the normal schools, the school of science, the normal and industrial school, the school of forestry, and such state educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for the management and control of the state educational institutions, to provide an appropriation to carry out the purposes of the Act, and repealing all Acts or parts of Acts in conflict or inconsistent therewith.

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

**House Bill No. 383.**

A bill for an Act to repeal Section 11246 of the Compiled Laws of North Dakota for 1913, which section relates to the sinking fund of the twine plant.

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

**House Bill No. 411.**

A bill for an Act to amend Section 4223 of the Compiled Laws of North Dakota for 1913, relating to the verification of bills, claims, accounts and demands against the county.

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

**House Bill No. 463.**

A bill for an Act to designate the glandered horse fund as the glanders and dourine fund, and to provide for the appraisement of animals and indemnification to owners for animals destroyed for dourine, and the payment therefor.

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

**House Bill No. 384.**

A bill for an Act to repeal Section 646 of the Compiled Laws of North Dakota for 1913, relating to filing and numbering of vouchers and warrants.

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

**House Bill No. 407.**

A bill for an Act to amend Section 369 of the Compiled Laws of North Dakota for 1913, relating to the membership of and duties of the state board of auditors.

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

House Bill No. 421.

A bill for an Act to amend and re-enact Section 2122 of the Compiled Laws of North Dakota, 1913, relating to assessment of property.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 287.

A bill for an Act to amend and re-enact Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to compulsory attendance, school age and the transportation of pupils.

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

House Bill No. 369.

A bill for an Act to amend and re-enact Section 3205 of the Compiled Laws of North Dakota for the year 1913, relating to boundaries of counties.

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

House Bill No. 283.

A bill for an Act to amend Section 4059 of the Compiled Laws of North Dakota for the year 1913, relating to powers of city park commission.

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

House Bill No. 273.

A bill for an Act to amend and re-enact Section 1423 of the Compiled Laws of North Dakota for the year 1913, and to repeal Section 1424 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of education.

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

House Bill No. 266.

A bill for an Act to amend Section 1147 of the Compiled Laws of North Dakota for the year 1913, relating to the organization of new common school districts.

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

House Bill No. 260.

A bill for an Act requiring owners of stock brands to furnish the commissioner of agriculture and labor with

an exact reprint impression or outline of such stock brands, and giving location of brand of animals.

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

House Bill No. 146.

A bill for an Act to amend Section 3771 of the Compiled Laws of North Dakota for the year 1913, entitled, an Act to provide for a commission system of government in cities which shall adopt the provisions of this Act.

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

The courtesies of the floor were extended to Messrs. H. A. Burgeson, N. Hartung, T. Tobias, Dr. John Ewing, Hon. A. L. Martin, Rev. Jas. Anderson, J. T. Curry, and Hon. F. H. Sprague of Grafton, N. D.

The Senate adjourned.

M. J. GEORGE,  
Secretary.

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#### FORTY-SEVENTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 20th, 1915.

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

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton, who was excused.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Forty-Sixth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 19th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 286.

A bill for an Act to regulate the sale and exchange of stallions and jacks when guarantee of virility is made a part of the contract.

Also, House Bill No. 332.

A bill for an Act to amend and re-enact Sections 236, 237 and 239 of the Compiled Laws of 1913, of North Dakota, relating to the Board of Control.

Also, House Bill No. 271.

A bill for an Act to amend Section 2157 of the Compiled Laws of North Dakota for 1913 providing for specifications and numbering of tax receipts.

Also, House Bill No. 426.

A bill for an Act amending and re-enacting Section 8084 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on mortgage foreclosure sale, contents and recording of such certificates.

Also, House Bill No. 398.

A bill for an Act to amend Section 4510 of the Compiled Laws of North Dakota for the year 1913, relating to corporations.

Also, House Bill No. 327.

A bill for an Act to amend and re-enact Section 4398 of the Compiled Laws of North Dakota for the year 1913, the same being Section 4067 of the Revised Codes of 1905, relating to the dissolution of marriage.

Also, House Bill No. 198.

A bill for an Act relating to the liability of municipalities for injuries caused by accumulation of snow or ice on sidewalks.

Also, House Bill No. 450.

A bill for an Act to amend and re-enact Section 734 of the Compiled Laws of North Dakota for 1913, relating to delivery of decisions of the Supreme Court to reporters.

Also, House Bill No. 425.

A bill for an Act amending and re-enacting Section 7751 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on execution sale, purchaser's rights and the recording of such certificates.

Also, House Bill No. 439.

A bill for an Act to amend and re-enact Section 2579 of the Compiled Laws of North Dakota of 1913 relating to expense chargeable against the estate of insane persons.

Also, House Bill No. 298.

A bill for an Act to amend and re-enact Section 2248 of the Compiled Laws of North Dakota for 1913, relating to the making by corporations of annual statements to the state auditor.

Also, House Bill No. 386.

A bill for an Act to amend and re-enact Section 7738 of the Compiled Laws of North Dakota for the year 1913, relating to notice to debtor and time allowed for claiming exemptions in cases where personal property is levied upon.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 221.

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, relating to capital stock of state banks.

And has passed the bill as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House requests the return of Senate Bill No. 212.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

And has passed the bill as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith the following Concurrent Resolution:

Introduced by T. Twichell.

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

*Whereas*, The Congress of the United States has passed an Act, approved by the President May 8, 1914, entitled "An Act to provide for co-operative agricultural extension work between the agricultural colleges in the several states receiving the benefits of the Act of Congress approved July 2, 1862, and of Acts supplementary thereto, and the United States Department of Agriculture," and

*Whereas*, It is provided in Section 3 of the Act aforesaid, that the grants of money authorized by this Act shall be paid annually "to each state which shall by action of its legislature assent to the provisions of this Act," therefore,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the assent of the legislature of the State of North Dakota be and is hereby given to the provisions and requirements of said Act, and that the trustees of the North Dakota Agricultural College be and they are hereby authorized and empowered to receive the grants of money appropriated under said Act, and to organize and conduct agricultural extension work which shall be carried on in connection with the North Dakota Agricultural College in accordance with the terms and conditions expressed in the Act of Congress aforesaid.

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

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### PETITIONS AND COMMUNICATIONS

Mr. Paulson presented the following petition:

*To the Hon. J. E. Paulson, A. Steenson, Mons Johnson and W. J. Burnett, Greeting:*

The Hatton Fire Department consisting of 30 mem-

bers nearly all of whom are voters, taxpayers and businessmen, in special meeting assembled, unanimously adopted the following resolution:

*Whereas*, Believing that a state fire marshal law, is a very good thing, we have for several years worked hard and earnestly to get such a law enacted, and believing further, that after two years' operations, that this law has proven that it will reduce the fire hazard.

*Whereas*, It is now proposed to repeal this law;

*Be It Resolved*, That we respectfully appeal to you as our Representatives in the Legislature, to use all honorable means to prevent the repeal of the State Fire Marshal Law.

Respectfully,

(Signed) Hatton Fire Department, By Theo. Tronson, Chief; A. C. Cole, Secretary.

The Secretary announced that the President was about to sign House Bill No. 49.

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913 relating to publication of delinquent tax list.

Also, House Bill No. 209.

A bill for an Act to amend Section 1901 of the Compiled Laws of 1913, relating to the fees of assessors when acting as census enumerators.

Also, House Bill No. 154.

A bill for an Act to amend Section 4646 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the duty of railroads to build and maintain fences.

Also, House Bill No. 102.

A bill for an Act to amend Sections 1013 and 1015 of the Compiled Laws of 1913, relating to the forwarding of the abstract of votes by county auditor and the meeting of the state canvassing board.

Also, House Bill No. 143.

A Concurrent Resolution amending Section 183 of the Constitution of the State of North Dakota, relating to increasing the county debt limit for the construction, improvement and maintenance of public highways.

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

## REPORTS OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

Also, Senate Bill No. 275.

A bill for an Act to provide for the construction of sidewalks in unincorporated towns and villages.

Also, Senate Bill No. 299.

A bill for an Act to regulate and bond collection agencies, doing business in this state, and prescribing penalties for violation thereof.

Also, Senate Bill No. 126.

A bill for an Act to create the office of state juvenile and probation officer, and prescribing the duties and powers thereof, and making compensation therefor.

Also, Senate Bill No. 169.

A bill for an Act to amend Section 4086 of the Compiled Laws of North Dakota for the year 1913, relating to annual township meeting.

Also, Senate Bill No. 189.

A bill for an Act to amend Section 2141 of the Compiled Laws of North Dakota for 1913, relating to the state board of equalization, how constituted.

Also, Senate Bill No. 208.

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages; and prescribing penalty for failure to comply with the provisions of this Act.

Also, Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913), entitled "Juvenile Court," by adding thereto certain provisions giving the court power when

necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

Also, Senate Bill No. 216.

A bill for an Act relating to the liability of common carriers by railroad to their employees in certain cases.

Also, Senate Bill No. 225.

A bill for an Act to regulate the sale of supplies to school districts and to provide penalties for the violation of the provisions hereof.

Also, Senate Bill No. 226.

A bill for an Act to amend Section 1145 of the Compiled Laws of 1913, relating to the naming of school districts.

Also, Senate Bill No. 227.

A bill for an Act to amend and re-enact Section 1372 of the Compiled Laws of 1913, relating to the qualifications of teachers.

Also, Senate Bill No. 267.

A bill for an Act to amend Section 8851 of the Compiled Laws of North Dakota for 1913, relating to the election of village officers.

Also, Senate Bill No. 268.

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.

Also, Senate Bill No. 281.

A bill for an Act to amend Section 34 of the Compiled Laws of 1913, relating to legislative officers and employes.

Also, Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.

Also, Senate Bill No. 315.

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties.

Also, Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

Also, Senate Bill No. 287.

A bill for an Act to amend Section 7792, Compiled Laws of 1913, relating to attorney fees in proceedings to foreclose liens and mortgages upon real and personal property.

Also, Senate Bill No. 289.

A bill for an Act to provide for the payment of district judges when acting outside of their judicial districts, and to repeal Chapter 175 of the Session Laws of North Dakota for 1911.

Also, Senate Bill No. 36.

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

Also, Senate Bill No. 239.

A bill for an Act to amend Section 657 of the Compiled Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

Also, Senate Bill No. 174.

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made thereof.

Also, Senate Bill No. 1.

A bill for an Act prescribing the liability of an employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, and in regulating procedure for the determination of liability and compensation thereupon in certain cases.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

*Mr. President:*

Your Committee on Counties to whom was referred House Bill No. 118.

A bill for an Act to amend and re-enact Section 1946 of the Compiled Laws of North Dakota for 1913, relating to the expenditure of money by contract for road improvements and road machinery by the county commissioners.

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

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred Senate Bill No. 296.

A bill for an Act relating to the compensation of township officers and election officers for the posting of notices for which no compensation is now provided by law.

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

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred Senate Bill No. 278.

A bill for an Act providing for the keeping of an accurate and uniform record of documents and other instruments required to be deposited in the office of the county auditor, and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred Senate Bill No. 251.

A bill for an Act to amend Section 3206 of the Compiled Laws of North Dakota for the year 1913, relating to the division of counties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred Senate Bill No. 273.

A bill for an Act to amend Section 3316 of the Compiled Laws of 1913, relating to proposals for deposits of county funds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed any dangerous weapons or explosives, or has the same in his possession, custody or control. Unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

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

In line 2 of the title of the bill, after the word "explosive", insert the words "or has the same in his possession, custody or control." Section 1, line 4, after the words "metal knuckles", insert the following: "or any sharp or dangerous weapon employed in attack or defense of the person". Section 1, line 5, after the words "fire arm" insert the following: "loaded or unloaded." Section 1, line 5, of printed bill, strike out the word "so". Section 1, line 9, after the word "prosecu-

tion" insert the word "of". Section 3, line 4, of type-written bill, strike out the word "and" and insert in lieu thereof the word "or".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs, to whom was referred Senate Bill No. 310.

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products under the direction of the board of control and disposition of the receipts of the brickyard.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 308.

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268 of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 of said Compiled Laws.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 306.

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

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

Sec. 10948, line 7 of printed bill, strike out the word "all" and insert in lieu thereof the word "the".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 288.

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 234.

A bill for an Act creating and defining the Thirteenth Judicial District of the State of North Dakota, defining the boundaries thereof, providing for the appointment and election of a judge, and fixing the terms of court therein.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 170.

A bill for an Act validating certain general and special elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 301.

A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of the State of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 293.

A bill for an Act to amend and re-enact Section 236 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the Board of Control for charitable and penal institutions of the state, and the appointment of members of said board.

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

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 309.

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

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

Line 2 of title, after "1913", strike out the period and insert in lieu thereof the following: ", relating to Parole by Board of Trustees".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 277.

A bill for an Act to amend and re-enact Section 3506 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do not pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 233.

A bill for an Act to amend Section 243 of the Compiled Laws of North Dakota for the year 1913, relating to the institutions under the control of the State Board of Control of State Institutions.

Have had the same under consideration and recommend that the same do not pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 307.

A bill for an Act to repeal Sections 11253, 11254 and 11255 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:

Line 2 of title, after "1913", strike out the period and insert in lieu thereof the following: ", relating to operation of Twine Plant."

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred Senate Bill No. 303.

A bill for an Act to amend Section 3511 of the Compiled Laws of the State of North Dakota for 1913, to read as follows:

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

Strike out everything after "A bill" and insert in lieu thereof the following:

"For an Act to amend Sections 918 and 927 of the Compiled Laws of 1913, relating to the time the assessors must complete the work of party registration.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. Amendment.) That Section 918 of the Compiled Laws of North Dakota for 1913 be amended to read as follows:

Section 918. Registration and Enrollment Books. How Furnished.) These party enrollment books and blanks shall be prepared and furnished by the secretary of state and by him sent to each county auditor in the state and by each county auditor distributed to each assessor. The assessors shall complete this work of taking the party registration in the months of April and May of each even numbered year and shall return the blanks and enrollment books to the county auditor of the respective counties on or before thirty-five days before each primary election day and shall receive as compensation the sum of ten cents (10c) for entry of the name of each party voter in addition to the compensation now allowed by law for his work as such assessor. He shall cause the names to be entered in the party enrollment book alphabetically and according to the respective precincts of the voters within that district. Any voter who is unavoidably absent from the assessor's district during the time of taking the party registration may go before any notary public and sign and verify a registration blank as shown by form "A" and mail the same in to the county auditor of his county.

Section 2. Amendment.) That Section 927 of the Compiled Laws of 1913 be amended to read as follows:

Section 927. Addresses to Voters.) The several county auditors shall obtain the postoffice addresses of all voters in their respective counties, which shall be taken from

the registration lists in case of party registration, and in case of no party registration then such addresses may be procured from the personal property tax books of that year and other authentic source, and on or before the thirtieth (30th) day preceding the nominating election, mail to the secretary of state the name, post-office address and party registration of every such person, and at least twenty (20) days before the regular biennial primary nominating election, the secretary of state shall forward by mail to every such person a copy of the pamphlet containing the names and statements herein provided for. The county auditor shall compile the names and addresses of all voters in the county, as provided in this Act, in such a manner and in such form as the secretary of state may prescribe. The list shall be compiled in typewritten form, so as to be suitable for use in standard mailing machines. The pages of the pamphlet required by this article shall be six by nine inches in size, and the printed matter therein shall be set in eight point type, single leaded, and twenty-five ems pica in width, with proper headings."

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

*Mr. President:*

Your Committee on Cities and Municipal Corporations to whom was referred Senate Bill No. 235.

A bill for an Act requiring municipal provision by taxation for municipal waterworks plants according to classified water requirements; creating waterworks fund and other subsidiary funds therefrom, designating officials and providing regulations with reference thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON WAREHOUSE AND GRAIN  
GRADING

The Committee on Warehouse and Grain Grading made the following report:

*Mr. President:*

Your Committee on Warehouse and Grain Grading to whom was referred Senate Bill No. 240.

A bill for an Act amending Sections 3135, 3136 and 3137 of the Compiled Laws of North Dakota for the year 1913, relating to reports to be made by owners and operators of elevators, warehouses and grain stations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

MARTIN THORESON,  
Chairman.

Mr. Thoreson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

*Mr. President:*

A majority of your Committee on Temperance to whom was referred House Bill No. 71.

A bill for an Act creating the office of state enforcement commissioner, defining his duties and powers, appropriating funds for the salary and expenses of his office, providing for costs in certain cases and repeal of Article 27, Sections 611 to 622 inclusive of Chapter 5 of the Political Code of 1913.

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

After the word "assistants", in line 2 of Sec. 4 of the typewritten bill, insert the following: "who shall be first sworn to faithfully perform the duties of their office."

In line 15 of Sec. 8 of the typewritten bill, change the figures "\$5000" to "\$3000".

In line 5 of Sec. 8 of the typewritten bill, strike out the words "a fee of from fifty to one hundred dollars" and insert in lieu thereof the following: "an amount of from ten to one hundred dollars".

And when so amended recommend the same do pass.

T. N. PUTNAM,  
Chairman.

Also, a minority of your Committee on Temperance to whom was referred House Bill No. 71.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. LEUTZ.

Mr. Putnam moved the adoption of the majority report of the Committee on Temperance on House Bill No. 71, which motion prevailed.

Also, a majority of your Committee on Temperance to whom was referred Senate Bill No. 253.

A bill for an Act to amend Section 10125 of the Compiled Laws of North Dakota for the year 1913, relating to permit to sell intoxicating liquors.

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

T. N. PUTNAM,  
Chairman.

Also, a minority of your Committee on Temperance to whom was referred Senate Bill No. 253.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. LEUTZ.

Mr. Putnam moved the adoption of the majority report of the Committee on Temperance on Senate Bill No. 253, which motion prevailed.

## REPORTS OF SPECIAL COMMITTEES

February 20th, 1915.

*Mr. President:*

Your Conference Committee to whom was referred House Bill No. 32 do recommend that the Senate recede from its amendment.

M. L. McBRIDE,  
F. T. GRONVOLD,  
N. N. NELSON,  
L. N. TORSON,  
ROBT. PITKIN.

Mr. Gronvold moved that the report be adopted.

Mr. Bronson moved that the report of the Conference Committee be received on House Bill No. 32, which motion was lost.

Mr. Bronson moved that the report of the Conference Committee on House Bill No. 32 be referred to a Committee of the Whole, which motion prevailed.

Also, your Conference Committee appointed to consider House Bill No. 136 beg leave to report that the House recedes from its position and concurs in the Senate amendments thereto.

O. J. CLARK,  
E. M. NELSON,  
C. H. PORTER,  
R. A. LATHROP,  
H. J. BLANCHARD,  
E. A. WILLIAMS.

Mr. Clark moved that the report be adopted, which motion prevailed.

On motion the Senate returned to Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 311.

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, relating to real estate taxes due and delinquent, when due, penalty and interest.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 312.

A bill for an Act to amend Section 2166 of the Compiled Laws of North Dakota, 1913, relating to delinquent personal property taxes, when due, penalty and interest.

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

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred Senate Bill No. 147.

A bill for an Act entitled "An Act to amend Article one, of Chapter 24 of the Political Code of the State of North Dakota, as amended by Chapter 121 of the Session Laws of the year 1913, relating to the support and relief of poor persons, and providing for the county or township system of supervision at the option of the counties."

Have had the same under consideration and recommend that the same be referred to the Senate without recommendation.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Ways and Means to whom was referred Senate Bill No. 64.

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.

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

Strike out Sec. 685 in the title, and strike out Sec. 685 of the printed bill. Also in line 5 of Sec. 688 of the printed bill, strike out "make and with". Also in line 6 of said section, strike out "his findings of fact based thereon".

Also in Sec. 690 of the printed bill, in lines 4 and 5 thereof, after the word "proceedings", strike out in line 4 " , together with his findings of fact based thereon".

Also in Sec. 691 of the printed bill in line 2, strike out the word "ten" and insert in lieu thereof the word "six". Also strike out line 5 in said Section of the printed bill. Also strike out the words "said trial" in line six.

Also in Section 692 of the printed bill in lines 14 and 15 thereof, beginning after the word "filed" in line 14, strike out, " , together with his written findings of fact".

And when so amended recommend that the same do pass.

J. A. ENGLUND,  
R. J. GARDINER,  
F. LEUTZ,  
H. P. JACOBSEN,  
O. O. TRAGETON,  
ALFRED STEELE,  
C. O. HECKLE,  
IRA A. BARNES.

Also, a minority of your Committee on Ways and Means to whom was referred Senate Bill No. 64.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. A. BRONSON,  
JOHN E. PAULSON,  
O. T. LOFTSGAARD.

Mr. Jacobsen moved the adoption of the majority report of the Committee on Ways and Means on Senate Bill No. 64, which motion prevailed.

#### COMMUNICATION FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 20th, 1915.

TO THE STATE SENATE,  
Bismarck, N. Dak.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the secretary of state Senate Bill No. 49, "A bill for an Act to amend Section 2775 of the Compiled Laws of the State of North Dakota for the year 1913, relating to liens for the service of sires";

Also Senate Bill No. 26, "A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913, relating to the levying of taxes in special school districts for the payment of interest on bonds and outstanding warrants, and the creating of a sinking fund to redeem same";

Also Senate Bill No. 115, "A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park

commissioners of the City of Grafton, North Dakota, for a public park and artificial lake".

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

MOTIONS AND RESOLUTIONS

Mr. Overson moved that he be allowed to introduce Senate Bill No. 317, which is a bill introduced by the Judiciary Committee, which motion prevailed.

Mr. Hoverson moved that the vote by which Senate Bill No. 168 was passed be reconsidered, which motion prevailed.

Mr. Loftsgaard moved that House Bill No. 251 be re-referred to the Committee on Live Stock, which motion prevailed.

Mr. McLean moved that the following resolution be adopted:

"That the secretary of state be authorized to issue passes on the car line to the following Senate employees: Postmaster, Messenger and one page".

Mr. McLean moved that the resolution be adopted, which motion prevailed.

Mr. Bronson moved that vote by which Senate Bill No. 196 was passed be reconsidered, which motion prevailed.

Mr. Steele moved that unless Senate Bill No. 95 be reconsidered by 3 o'clock this afternoon it be transmitted to the House.

Mr. Jacobsen moved that the motion be laid on table.

Mr. Bronson moved the Call of the Senate, which motion prevailed.

CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richland
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronyold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks.	

Those absent were Messrs. Hamilton and Sandstrom. Mr. Paulson moved that Mr. Hamilton be excused, which motion prevailed.

Roll call was demanded.

The question being on the motion to lay on the table the motion that unless Senate Bill No. 95 be reconsidered by 3 o'clock this afternoon it be transmitted to the House.

Mr. Jacobsen withdrew his motion.

Mr. Steele moved that unless Senate Bill No. 95 be reconsidered by 4 o'clock this afternoon that it be transmitted to the House.

Mr. Jacobsen moved that the motion be laid on the table.

Roll call was demanded.

The question being on the motion to lay on the table the motion that unless Senate Bill No. 95 be reconsidered by 4 o'clock this afternoon it be transmitted to the House, the roll was called and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the Affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	McLean
Bonzer	Leutz	Murphy
Clark	Loftsgaard	Nelson, G. F's
Englund	Mallough	Nelson, Rolette
Gardiner	Martin	Porter
Gronvold	McBride	Porterfield
Heckle	McFadden	Thoreson
Hughes	McGray	Young
Jacobsen		

Those voting in the Negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Rowe
Barnes	Kirkeide	Sandstrom
Bond	Lindstrom	Sikes
Bronson	Mudgett	Steele
Davis	Nelson, Rich'd	Trageton
Ellingson	Overson	Vail
Gibbens	Paulson	Wartner
Hoverson	Putnam	

Absent and not voting Mr. Hamilton, who was excused. So the motion to lay on the table prevailed.

Mr. Davis moved the verification of the vote, which motion prevailed and the Secretary verified same and found it correct.

Mr. Bronson moved that it is the sense of the Senate concerning the interpretation of our rules, that no bill or concurrent resolution, which is passed, and has had

the so-called clincher applied thereon, and upon which the Senate has refused to take further action, shall be held, or its transmission to the House be withheld.

Mr. Jacobsen moved that the motion be referred to the Committee on Rules.

Mr. Hyland moved that the word "rules" be stricken out and the words "state affairs", be inserted, which motion was lost.

The question being on referring the motion to the Committee on Rules, which motion prevailed.

Mr. Bronson moved that it is the sense of the Senate that no bill which has been recalled from the House shall be withheld from being transmitted to the House, where the Senate has refused to take action thereon, or has failed to consider the motion by which the same is passed.

Mr. Jacobsen moved that the motion be referred to the Committee on Rules.

The President ruled the motion to refer to the Committee on Rules was out of order.

Mr. Jacobsen moved that further consideration of Mr. Bronson's motion be deferred until next Tuesday.

Roll call was demanded.

The question being on the motion to defer the consideration of Mr. Bronson's motion until 2 P. M. Tuesday, the roll was called and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	McLean
Bonzer	Leutz	Murphy
Clark	Loftsgaard	Nelson, G. F'ks
Englund	Mallough	Nelson, Rolette
Gardiner	Martin	Porter
Gronvold	McBride	Porterfield
Heckle	McFadden	Thoreson
Hughes	McGray	Young
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Rowe
Barnes	Kirkeide	Sandstrom
Bond	Lindstrom	Sikes
Bronson	Mudgett	Steele
Davis	Nelson, Rich'd	Trageton
Ellingson	Overson	Vail
Gibbens	Paulson	Wartner
Overson	Putnam	

Absent and not voting Mr. Hamilton, who was excused.

So the motion to defer consideration of the motion until next Tuesday prevailed.

Mr. Bronson moved the verification of the vote, which motion prevailed and the secretary verified the vote and found it correct.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Jacobsen moved that the Senate grant the request of the House for the return of Senate Bill No. 212, which motion prevailed.

Mr. Trageton moved that the House Concurrent Resolution relating to federal grants of money be referred to the Committee on State Affairs, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 20th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 232.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for the year 1913 relating to execution sale of personal property.

Also, Senate Bill No. 295.

A bill for an Act to amend Section 873 of the Compiled Laws of 1913, relating to the statement of the canvassing board, contest and publication of an abstract of the votes in an official newspaper of the county.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils, gasolines and other low flash test petroleum products. Providing for ports of entry, appointment of state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Which the House has amended as follows:

In Section 8 of the engrossed bill strike out the words "seven and one-half" and insert in lieu thereof the word

"five". Wherever else in the bill the words or figures "seven and one-half (7½)" appear strike out and insert in lieu thereof the word and figure "five (5)".

And passed as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

On motion, the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

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

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 204.

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

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

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 205.

A bill for an Act to provide state aid to county good farming associations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 134.

A bill for an Act making an appropriation for the maintenance, deficit, and addition to the building of the experimental station of the School of Mines at Hebron, Morton county.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 25.

A bill for an Act making an appropriation for the Normal School at Minot to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing equipment and maintenance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred to Senate Bill No. 167.

A bill for an Act to repeal Sections 382 and 383 of the Compiled Laws of 1913, relating to the historical society of North Dakota, and making an appropriation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred to Senate Bill No. 112.

A bill for an Act making an appropriation for the State Normal School at Valley City to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing, equipment and maintenance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 77.

A bill for an Act making an appropriation for the State Normal and Industrial School at Ellendale, North Dakota, to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing equipment and maintenance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 83.

A bill for an Act making an appropriation for the State Normal School at Mayville, North Dakota, for a training school building and premiums on insurance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred to Senate Bill No. 45.

A bill for an Act to appropriate money for maintenance and equipment of the State University and School of Mines at Grand Forks.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 39.

A bill for an Act to appropriate money for the payment of insurance premiums and interest on same on

buildings and equipment of the State University and School of Mines at Grand Forks.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred to Senate Bill No. 44.

A bill for an Act to appropriate money for permanent improvements at the State University and School of Mines at Grand Forks.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 81.

A bill for an Act to provide for an annual appropriation for the expenses of the State Board of Health.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 249.

A bill for an Act entitled; "An Act to provide for an annual appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools."

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 153.

A bill for an Act making an appropriation for the North Dakota Public Library Commission.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 250.

A bill for an Act entitled; "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools, for the year 1914."

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

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 150.

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th, 1913 to April 1st, 1915.

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

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 93.

A bill for an Act to appropriate money for maintenance and repairs and new vacuum pumps at the North Dakota Agricultural College.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 145.

A bill for an Act making appropriation for the maintenance and operation of the Benson County Agricultural and Training School at Maddock.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred to Senate Bill No. 200.

A bill for an Act making an appropriation annually for the further support and maintenance of the pure seed laboratory in the conduct of work necessary to proper seed inspection and field crop inspection as called for in Chapters 209 of the Session Laws of 1909 and 229 of the Session Laws of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 146.

A bill for an Act making an appropriation for the maintenance of the Walsh County Agricultural and Training School at Park River.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 154.

A bill for an Act to amend and re-enact Sections 1433, 1435, 1436 and 1437 of the Compiled Laws of 1913, relating to state and national high school aid, to appropriation for same, to the appointment of high school inspector and to his salary and expenses, to expenses of administration of state aid, and to powers of state board of education.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 231.

A bill for an Act enabling the state board of normal school trustees to erect a training school building at the state normal school at Mayville with money from the local incidental and mill tax funds of that institution.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred to Senate Bill No. 157.

A bill for an Act to appropriate Seven Thousand (\$7,000) Dollars for the purpose of studying, investigating and giving information on the marketing, standardizing and distribution of farm products; also the study of co-operative organizations among farmers and consumers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey county.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 160.

A bill for an Act making an appropriation for the maintenance of the North Dakota Industrial Exposition at Bismarck, North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 119.

A bill for an Act to amend Section 1450 of the Compiled Laws of 1913, relating to the appropriation for state aid to graded, rural and consolidated schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 156.

A bill for an Act authorizing an appropriation for carrying out the provisions of Sections 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913.

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

In line four of the title in the printed bill, after the figures "1913", add the following: "Relating to the employment of public accountants and establishing a uniform system of accounting".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 118.

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs.

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

In Section 1, line 3 of the printed bill, strike out the word and figures "and 1916".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 162.

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916.

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

In line 3, Section 1, strike out the figure "1" immediately following the dollar sign.

In line 4, Section 1, strike out the figure "2" immediately following the dollar sign and insert in lieu thereof the figure "1".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

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

The Committee on Judiciary introduced Senate Bill No. 317.

A bill for an Act entitled an Act to define the crime of fornication and providing punishment therefor.

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

Mr. Bronson moved that the Senate take a recess of fifteen minutes, which motion prevailed.

#### AFTER RECESS

On motion, the Senate returned to the Sixth Order of Business.

## REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred Senate Bill No. 261.

A bill for an Act to amend and re-enact Chapter 303 of the Session Laws of 1911, being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the year 1913, relating to a permanent non-partisan tax commission, and abolishing said commission, and creating the office of tax commissioner.

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

After the word "unjust", in line 97 page 7 of the printed bill, add the following:

"Provided, that no re-assessment of property shall be ordered until due notice shall first be given to the owner of the property or the person affected by such re-assessment, and he be given an opportunity to be heard thereon".

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred Senate Bill No. 194.

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 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 line 4, Section 6, strike out the first figures, "\$50,000" and insert in lieu thereof the figures "\$25,000". In same line, strike out the second figures, "\$50,000" and insert in lieu thereof the figures "\$35,000".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON MINES AND MINING

The Committee on Mines and Mining made the following report:

*Mr. President:*

Your Committee on Mines and Mining to whom was referred House Bill No. 441.

A bill for an Act defining what the word *coal* means when used in the laws and resolutions of the legislative assembly of the State of North Dakota.

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

F. LEUTZ,  
Chairman.

Mr. Leutz moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred Senate Bill No. 244.

A bill for an Act entitled "An Act, authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands.

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

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

"For an Act entitled 'An Act, authorizing counties, in which county agricultural and training schools have been established, to issue negotiable county bonds to pay the outstanding warrants of such institutions and to meet the current expenses of maintaining such

schools, in anticipation of funds to be derived from state and county levies; also, providing for the disposition of such bonds and for the levying of an annual tax, sufficient to pay the interest and also the principal of such bonds, when due.'

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

Section 1. County Authorized to Issue Bonds.) Any organized county in this state which shall heretofore have established, or which may hereafter establish a county agricultural and training school, is hereby given the power and authority, by and thru its board of county commissioners when in the judgment of said board it is deemed to be for the best interests of the county, to issue its negotiable bonds in the name of such county for the purpose of paying the current expenses of maintaining such schools in anticipation of funds levied for the maintenance by the state and county, and to pay out-standing warrants of such institutions; provided, however, that no county shall, in any event, issue its bonds in any amount, which, with its prior bonded indebtedness, will exceed the maximum indebtedness allowed by law.

Sec. 2. \$10,000.00 Bond Issue Authorized.) Whenever the board of county commissioners of any such county shall be presented with a petition, signed by all the members of the board of trustees of any county agricultural and training school, requesting such board of county commissioners to issue and negotiate bonds in the name of such county, for the purposes mentioned in Section 1 of this Act, the board of county commissioners of such county may, if in the judgment of such board it is deemed to be to the best interests of the county, issue negotiable bonds for such purposes in a sum of not to exceed ten thousand dollars, (\$10,000.00); provided, that no bonds shall be issued, unless a building or buildings shall have been erected for such school and unless such school is in actual operation.

Sec. 3. Issuance of Bonds. Rate of Interest.) Such bonds shall be in denominations of one hundred dollars, (\$100.00), each, shall bear the date of their issue, and shall be made payable to bearer in not less than five, nor more than twenty, years from their date and shall bear interest at a rate not to exceed six per cent per annum, payable semi-annually, with coupons attached for each interest installment. Such bond and coupons shall be signed by the chairman of the board

of county commissioners and shall be attested by the county auditor. The seal of the county shall be affixed to each bond, but not to the coupons. Such bonds shall be printed, lithographed or engraved on bond paper, and shall state on its face that it is issued in accordance with the provisions of this Act. Such bonds may be made payable anywhere in the United States.

Sec. 4. Tax Levy.) At or before the time of incurring such indebtedness or issuing such bonds, the board of county commissioners shall provide for the collection and levy of an annual tax on all the taxable property of the county, sufficient to pay the interest and also the principal thereof, when due, and the resolution of such board, providing for such tax and for the payment of the interest and principal of such debt shall be irrevocable until such debt be paid.

Sec. 5. Registration of Bonds.) Such bonds, before being negotiated, must be registered in the office of the county auditor of such county, who shall endorse on each of such bonds a certificate, signed by the county auditor, stating that such bond or evidence of debt is issued pursuant to law, and is within the constitutional debt limit.

Sec. 6. Sale of Bonds.) Such bonds need not be advertised for sale but may be negotiated by such board at private sale, but must not be sold for less than par.

Sec. 7. Who May Purchase.) Such bonds may be purchased by the board of University and School Lands, and may also be purchased by private parties.

Sec. 8. County Treasurer to Pay When.) When such bonds, and the coupons thereto attached, mature, it shall be the duty of the county treasurer to pay the sum on presentation out of any funds in his hands, applicable thereto, and he shall cancel them by writing or stamping across the face of each bond or coupon the words "paid this day of ....." inserting the date of payment.

Sec. 9. Bonds Retired Before Maturity.) After such bonds shall have been in force for three years, the board of county commissioners may, if deemed prudent to do so, by resolution, order said bonds to be retired, in whole or in part, and paid before maturity on any date when the semi-annual interest shall be due. The county auditor must publish such resolution for three weeks in one of the official papers of the county, and it shall be the duty of the holders of such bonds to present the same and accept payment accordingly.

If not presented within ninety days from the publication of such notice, interest on such bonds shall cease in accordance with such resolution.

Sec. 10. Funds, How Handled.) The money derived from the sale of such bonds must be paid to the county treasurer and by him placed to the credit of such county agricultural and training school. At the regular August meeting of the board of trustees each year the county treasurer shall meet with the board and have an annual settlement of funds. It shall be the duty of the treasurer to see that a sum equal to at least 80 per cent of such bond issue shall be kept on hand by the board at the time of such settlement to meet the payment of warrants during the ensuing year.

Sec. 11. Emergency Clause.) *Whereas*, there is no law to enable county agricultural and training schools to raise money for the payment of the current expenses of such institutions until the time when the amounts levied for such purpose are actually paid into the county treasury in the shape of taxes, therefore, an emergency exists and for that reason this Act shall take effect and be in force from and after the date of its passage and approval."

And when so amended recommend the same do pass.

A. S. GIBBENS,

Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 53.

A bill for an Act authorizing hearing upon and review of the rates fixed by any bureau for fire insurance upon property within this state.

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

W. B. OVERSON,

Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 54.

A bill for an Act to supervise the operations of fire insurance rate-making bureaus, and to provide for their examination by the Commissioner of Insurance.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was re-referred Senate Bill No. 55.

A bill for an Act to require fire insurance companies to maintain or co-operate in maintaining and operating fire insurance rate-making bureaus.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was re-referred Senate Bill No. 56.

A bill for an Act to provide for an inspection and survey by rating bureaus of all fire insurance risks specifically rated.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was re-referred Senate Bill No. 57.

A bill for an Act relating to agreements between fire insurance companies or any other insurers, with respect to the fixing and collecting of fire insurance rates.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was re-referred Senate Bill No. 58.

A bill for an Act prohibiting discrimination in fixing and collecting fire insurance rates.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 276.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering or discontinuing roads.

Have had the same under consideration and recommend that the same be returned without recommendation.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 223.

A bill for an Act relating to establishing, vacating and altering public roads and repealing Sections 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935 1936, 1937, 1938 and 1939 of the 1913 Compiled Laws of the State of North Dakota.

Have had the same under consideration and recommend that the same be returned without recommendation.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 300.

A bill for an Act creating the office of public defender, defining his powers and duties, and making an appropriation therefor.

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

Beginning with the word "He", in line 9 of Sec. 1, strike out the remainder of the section. Strike out all of Sec. 2.

Wherever the word "shall" appears in Sec. 3 and Sec. 4, strike it out and insert in lieu thereof the word "may".

In line 3 of Sec. 6, strike out the figures "\$8,000.00" and insert in lieu thereof the figures "\$500.00".

Sec. 3 should read Sec. 2; Sec. 4 should read Sec. 3; Sec. 5 should read Sec. 4; and Sec. 6, Sec. 5.

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 262.

A bill for an Act to amend and re-enact Sections 2724, 4038 and 4039 of the Revised Codes of 1905 and Sections 4361, 4363 and 4364 of the Compiled Codes of 1913.

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

In lines 5 and 6 of page 1 of the printed bill, strike out the word "resident" and insert in lieu thereof the word "citizen".

On page 4, line 12, after the word "license", add the following: "which fee shall be paid into the general fund of the county".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

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

After the word "the", in the last line of the title of

the printed bill, insert the following: "Civil Code of the".

In Sec. 19, after the words "Chapter 32", insert the following: "of the Civil Code".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 187.

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

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

Strike out everything after the words "A Bill" and substitute the following:

"For an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, and defining the crime of rape and fixing the degrees thereof and punishment therefor, and repealing Sections 9568 and 9569.

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

Section 1. Amendment.) Section 9566 of the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

Sec. 9566. Rape in the First and Second Degree Defined.) Rape committed by a person who at the time of the commission of the Act is twenty years or over and the same is committed under the conditions described in subdivisions 2, 3, 4, 5, 6, and 7 of Section 9563, or either of them, and in all other cases where such person is over twenty-four years of age, and the female is under the age of consent of eighteen years, as provided in said section, is guilty of rape in the first degree and upon conviction therefor shall be punished by confinement in the state penitentiary not less than one year. Rape committed by a person who at the time of the commission of the Act is over seventeen years of age and under twenty years of age and is committed under the conditions described in subdivisions 2, 3, 4, 5, 6, and 7 of Section 9563, or either of them, and in all other cases where such person is over seventeen years of age and under twenty years of age at

the time of the commission of the act and the female is under eighteen years of age, is rape in the second degree and the person convicted therefor shall be punished by confinement in the penitentiary from one year upward, or in the state reform school one year or more, at the discretion of the court.

Sec. 2. Amendment.) Section 9567 of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted to read as follows:

Sec. 9567. Rape in the Third Degree Defined.) Rape committed by a person under seventeen years of age at the time of the commission of the act and under the conditions described in subdivisions 2, 3, 4, 5, 6, and 7 of Section 9563, or either of them, or in other cases with the apparent consent of the female, and she is under the age of eighteen years, is rape in the third degree and a person found guilty thereof shall be punished by confinement in the reform school not less than one or more than three years, at the discretion of the court.

Sec. 3. Sections 9568, 9569 Compiled Laws of 1913 are repealed."

And when so amended recommend the same do pass.

W. B. OVERSON,

Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 181.

A bill for an Act to amend Sections 8734, 8736, 8737, 8741, 8745, 8750, and to repeal Sections 8740, 8742, 8743, 8744, 8747 and 8748, of the Compiled Laws of 1913, relating to the method of presenting and proving claims against the estates of decedents in the county court.

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 figures "8745".

In line 1 of Sec. 8734, after the word "Order", insert the word "Notice". In line 7, after the word "be", insert the following: "less than three months nor". In the same line strike out the word "its and insert the word "the" in lieu thereof. After the word "publication" in lines 7 and 8 insert the following: "of the Notice to Creditors" striking out lines 8 to the word "Notice" in line 15. In line 18 after the word "by"

insert the following: "the judge thereof by"; in the same line strike out the words "as often as the judge may direct". In line 19 after the word "once", strike out the word "a" and insert in lieu thereof the words "in each". After the word "four" in the same line, strike out the word "weeks" and insert in lieu thereof the following: "successive weeks in a legal newspaper published in the county". In line 23 after the word "order", insert the following: "unless the court otherwise directs".

In Sec. 8737, strike out the figure "2" as it appears in lines 16 and 23 and insert in lieu thereof the figure "1". In line 20 of the same section after the word "contract", insert the words "or otherwise".

In line 8 of Sec. 5 of the printed bill on page 4, strike out the balance of the section after the word "rate".

Strike out all of Sec. 6½ on pages 4 and 5.

On page 6, strike out Sec. 11 and Sec. 8745.

Sec. 12 should read Sec. 11.

On page 7, line 21, after the word "property" strike out the word "upon" and insert in lieu thereof the word "of".

Sec. 13 should read Sec. 12.

In line 2 of Sec. 8741, page 7, strike out the word "judge" and insert in lieu thereof the words "county court or upon an appeal".

After the word "must" in line 3 same page and section insert the following: "when the judgment of allowance has become conclusive".

Sec. 14 should read Sec. 13.

Strike out all of Sec. 15.

Sec. 16 should read Sec. 14.

And when so amended recommend the same be reprinted and do pass.

W. B. OVERSON,  
Chairman.

Mr. Oyerson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 105.

A bill for an Act concerning land titles.

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

In Section 1, page 1, line 2 of the printed bill, after the word "state" insert the following: "Subject to the provisions of this Act, as provided in Section 108 thereof."

On page 44 of the printed bill, line 1, Section 108, strike out the words "Sec. 108" and insert in lieu thereof "Sec. 109." and as Section 108 insert a new section to read as follows:

"Sec. 108. Submission to Vote in Counties.) Whenever the board of county commissioners of any county shall be presented with a petition signed by a number of qualified electors equal to 20% of all the votes cast for the office of secretary of state in the county at the preceding general election, praying the submission of the question of the adoption of this Act to a vote of the electors of the county, the board shall submit the question to a vote of said electors at the next general election; provided, that such petition must be presented to the said board within at least sixty days prior to such election. The ballots to be used at such election in voting on the question shall be in the following form:

For the Torren's Land Title System.....( ).

Against the Torren's Land Title System.....( ).

In voting on the question, each voter must place at the right of the proposition he favors in the blank square for that purpose, the mark X. If a majority of the votes cast on the question are in favor of the Torren's land title system, the provisions of this Act shall have full force and effect in such county, otherwise not to be in force and effect."

And when so amended, be returned to the Senate without recommendation.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 242.

A Concurrent Resolution to amend the Constitution of the State of North Dakota relating to taxation and revenue; providing for a general property, license, franchise, gross revenue, excise, income taxes and graduated inheritance, registration, production, business and other specific taxes; to defray the expense of the state and to pay the interest on state debt; also providing a limit not to exceed a four mill levy on the dollar of the assessed valuation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

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

In line 4, strike out "a corporation which has no." Also strike out lines 5 and 6.

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred Senate Bill No. 317.

A bill for an Act entitled an Act to define the crime of fornication and providing punishment therefor.

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

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 20th, 1915.

*Mr. President:*

I have the honor to return Senate Bill No. 196, return of which has been requested by your Honorable Body.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 275.

A bill for an Act to provide for the construction of sidewalks in unincorporated 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 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, Gr. F'ks.	Young
Hyland	Nelson, Richl'd	

Absent and not voting, Messrs. Hamilton and Hughes, Mr. Hamilton, being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 299.

A bill for an Act to regulate and bond collection agencies, doing business in this state, and prescribing penalties for 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 39, nays 7, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Murphy
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bronson	Kretschmar	Putnam
Davis	Leutz	Rowe
Englund	Lindstrom	Sikes
Ellingson	Loftsgaard	Steele
Gardiner	Mallough	Thoreson
Gibbens	Martin	Trageton
Gronvold	McGray	Vail
Heckle	McLean	Wartner
Hoverson	Mudgett	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Nelson, Richl'd	Porterfield
Clark	Nelson, Gr. F'ks.	Sandstrom
McFadden		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McBride	Porter

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 3, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Davis	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Ellingson	Martin	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young

Mr. Nelson of Richland voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McBride	Porter

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 243.

A Concurrent Resolution amending Sections 26, 29, 32 and 35 of Article "2" of the Constitution of North Dakota, relating to the number of senators and representatives and to senatorial districts.

Was read the third time.

Senator Gibbens moved that Senate Bill No. 243 be amended as follows:

In the first line of the printed bill, following the enacting clause, after the number "29", insert the number "30".

Re-number Sections 3 and 4 of the printed bill, page 2, so as to read Sections 4 and 5, respectively; and as Section 3, insert the following:

Section 3. Amendment.) That Section 30 of the Constitution of the State of North Dakota be amended to read as follows:

Sec. 30. The senatorial districts shall be numbered consecutively from one upwards, according to the number of districts prescribed, and the Senators shall be divided into two classes. Those elected in the districts designated by even numbers shall constitute one class, and those elected in districts designated by odd numbers shall constitute the other class. The Senators elected in the year 1918 shall hold their office for two years, and the Senators in one class elected in the year 1920 shall hold their office for two years, those of the other class shall hold their office four years, and the determination of the two classes shall be by lot, so that one-half of the Senators, as nearly as practicable, may be elected biennially; which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 26, nays 21, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hughes	Porter
Barnes	Jacobsen	Putnam
Clark	Kirkeide	Sandstrom
Ellingson	Kretschmar	Sikes
Gardiner	Lindstrom	Steele
Gibbens	McGray	Vail
Gronvold	Nelson, Rolette	Wartner
Heckle	Overson	Young
Hoverson	Paulson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Murphy
Bond	Loftsgaard	Nelson, G. F'ks
Bonzer	Mallough	Nelson, Richland
Bronson	Martin	Porterfield
Davis	McFadden	Rowe
Englund	McLean	Thoreson
Hyland	Mudgett	Trageton

Absent and not voting, Messrs. Hamilton and McBride, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 189.

A bill for an Act to amend Section 2141 of the Compiled Laws of North Dakota for 1913, relating to the state board of equalization, how constituted.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks	Wartner
Hughes	Nelson, Richland	Young
Hyland		

Mr. Allen voted nay.

Absent and not voting, Messrs. Hamilton and McBride, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 126.

A bill for an Act to create the office of state juvenile and probation officer, and prescribing the duties and powers thereof, and making compensation therefor.

Was read the third time.

Mr. Mallough moved that Senate Bill No. 126 be indefinitely postponed, which motion prevailed.

Also, Senate Bill No. 281.

A bill for an Act to amend Section 34 of the Compiled Laws of 1913, relating to legislative officers and employes.

Was read the third time.

Mr. Bronson moved as an amendment to Senate Bill No. 281 as follows:

That lines 43, 44, 45, 46, 47 and 48 be stricken out and inserted in lieu thereof the words, "two clerks of committees, whose compensation shall be each four dollars per day to act as clerks for the Committee on Ways and Means, Committee on State Affairs and Committee on Taxes and Tax Laws," which motion prevailed.

Mr. Hyland moved that Senate Bill No. 281 be referred to the Committee on Employment.

Mr. Overson moved that the Senate take a recess of five minutes, which motion prevailed.

#### AFTER RECESS

Mr. Overson moved that Senate Bill No. 281 be referred to a Special Committee appointed by the President, which motion was lost.

Mr. Mudgett moved that further consideration of Senate Bill No. 281 be indefinitely postponed.

Mr. Overson moved a Call of the Senate, which motion prevailed.

#### CALL OF THE SENATE

Those present were

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Paulson
Allen	Loftsgaard	Porter
Barnes	Mallough	Porterfield
Bonzer	McBride	Putnam
Bronson	McFadden	Rowe
Clark	McGray	Sikes
Davis	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. F'ks	Vail
Heckle	Nelson, Richland	Young
Jacobsen	Overson	

Those absent were:

Messrs.	Messrs.	Messrs.
Bond	Hughes	Martin
Englund	Hyland	Nelson, Rolette
Ellingson	Kirkeide	Sandstrom
Hamilton	Kretschmar	Wartner
Hoverson	Lindstrom	

Mr. Gronvold moved that further proceeding under the Call of the Senate be dispensed with, which motion was lost.

Mr. Overson moved that further proceeding under the Call of the Senate be dispensed with, which motion prevailed.

The question being on motion to indefinitely postpone Senate Bill No. 281, which motion was lost.

Mr. Gronvold moved as an amendment to Senate Bill No. 281 as follows

In line 9, after the word "compensation" insert the word "each".

In line 30, after the word "shall," insert the word "each".

In line 72, after the word "day," insert the word "each".

In line 56, after the word "day," insert the word "each".

In line 67, after the word "shall" insert the word "each".

In line 57, after the word "day," insert the word "each".

In line 74, after the word "day," insert the word "each".

In line 91, after the word "day," insert the word "each".

In line 100, after the word "day," insert the word "each".

In line 118, after the word "day," insert the word "each"; which motion prevailed.

Mr. Overson moved as an amendment to Senate Bill No. 281 as follows

In line 54 of the printed bill, insert the words "whose compensation shall be," before the word "each".

In line 117, after the word "committees", insert the words "whose compensation shall be"; which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 43, nays 3, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Richland
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Lindstrom	Putnam
Davis	Lofsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Vail
Heckle	Murphy	Wartner
Hoverson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Mudgett	Paulson	Trageton
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Hamilton	Martin	Young

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 20th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 136.

A bill for an Act to amend Sections 509 and 510 of the Compiled Laws of North Dakota for the year 1913, relating to the practice of dentistry.

And has passed the bill as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Richland
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Wartner	Young
Martin		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.  
On motion, the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON AGRICULTURE

The Committee on Agriculture made the following report:

*Mr. President:*

Your Committee on Agriculture to whom was referred Senate Bill No. 149.

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the dairy department in the department of agriculture and labor.

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

J. A. ENGLUND,  
Chairman.

Mr. Englund moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred Senate Bill No. 305.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purpose except slaughter, unless accompanied by a certificate of health, providing a penalty for violation thereof.

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

In the title strike out the words, "Scrub or Grade Bulls".

In line one, Section 2761, after the word, "Of" and before the word "Cattle", insert the word, "Pure bred". In line three, Section 2761, strike out the words "Scrub or Grade Bulls". In line 6 strike out the words "their breed". In line 9, after the word, "Board", insert the following: "Or some person duly authorized by said board". In line 14, page 2 of the printed bill strike out the word, "Years", and insert the word, "Months", in lieu thereof.

In Section 2, line 2, of the printed bill, strike out the words "Or any"; also the words, "Grade or Scrub Bull", in beginning of line 3, Section 3, to be stricken out.

And when so amended recommend the same do pass.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred Senate Bill No. 164.

A bill for an Act legalizing title to real estate property held by banks, other than that acquired by foreclosure of mortgages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, Senate Bill No. 165.

A bill for an Act legalizing certain conveyances of lands heretofore made.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred Senate Bill No. 266.

A bill for an Act to amend and re-enact Article 18 of Chapter 5, Compiled Laws of 1913, relating to the licensing of osteopaths and chiropractors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Health to whom was referred Senate Bill No. 213.

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

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

In line one of the title of the bill, strike out the word "infants" and insert in lieu thereof the word "children".

In line two of the title of the bill, after the word "placing" strike out the word "infants" and insert in lieu thereof the word "children".

In line three of the title of the bill, strike out the word "infants" and insert in lieu thereof the word "children".

In line four of section 1, strike out the word "infants" and insert in lieu thereof the word "children". Also in line four, strike out the following: "to conduct or maintain a board".

In line five of section 1, strike out the following: "ing home for children".

In line six of section 1, strike out the word "infants" and insert in lieu thereof the word "children". Also in line 6, after the word "defined", strike out the semicolon, and insert in lieu thereof a comma.

In line thirteen of section 2, strike out the word "infants" and insert in lieu thereof the word "children".

In line one of section 3, strike out the word "infants" and insert in lieu thereof the word "children".

In line two of section 3, strike out the word "infants" and insert in lieu thereof the word "children".

In line 5 of section 3, strike out the words "infants under three years of age" and insert in lieu thereof the word "children".

In line six of section 3, strike out the words "under three years of age".

In line seven of section 3, strike out the word "infants" and insert in lieu thereof the word "children". Also in line seven strike out the words "under three".

In line eight of section 3, strike out the words "years of age".

In line one of section 5, strike out the word "infants" and insert in lieu thereof the word "children".

In line three of section 5, strike out the words "infants

under three years of age" and insert in lieu thereof the word "children".

In line seven of section 5, strike out the words "infants under three years of age", and insert in lieu thereof the word "children".

In line nine of section 5, strike out the word "infants" and insert in lieu thereof the word "children".

In line four of section 6, strike out the word "infants" and insert in lieu thereof the word "children".

In line five of section 6, strike out the word "infants" and insert in lieu thereof the word "children".

In line six of section 6, strike out the word "five" and insert in lieu thereof the word "twenty-five".

In line twelve of section 6, strike out the word "Infants" and insert in lieu thereof the word "children".

In line sixteen of section 6, strike out the word "infants" and insert in lieu thereof the word "children".

In line eighteen of section 6, strike out the word "infants" and insert in lieu thereof the word "children".

In line four of section 7, after the word "for" strike out the word "infants" and insert in lieu thereof, the word "children". Also in line four of section 7, after the word "placing" strike out the word "infants" and insert in lieu thereof the word "children".

In line ten of section 7, strike out the word "infants" and insert in lieu thereof the word "children".

In line twelve in section 7, strike out the word "infants" and insert in lieu thereof the word "children".

In line fifteen of section 7, strike out the word "infant" and insert in lieu thereof the word "child".

In line fifteen of section 8, strike out the word "infant" and insert in lieu thereof the word "child".

In line twenty-four of section 8, strike out the word "infants" and insert in lieu thereof the word "child".

In line three of section 9, after the word "for" strike out the word "infants" and insert in lieu thereof the word "children".

Also in line three of section 9, after the word "placing", strike out the word "infants" and insert in lieu thereof the word "children".

In line three of section 10, strike out the word "as".

In line four of section 10, strike out the words "defined in Section 20 of this Act".

In line eight of section 10, strike out the word "settlement" and insert in lieu thereof the word "residence".

In line twelve of section 10, strike out the word "shall" and insert in lieu thereof the word "may".

In line three of section 12, strike out the words "three years of".

In line four of section 12, strike out the words "under 3 years of age".

And when so amended recommend the same to pass.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

The President announced from the chair, the death of the wife of Senator Hamilton of McHenry County.

Mr. Hyland moved that the President appoint a committee of three to draft resolutions in memoriam of the death of the wife of Senator Hamilton, which motion prevailed.

The President appointed as such committee, Messrs. Porterfield, Allen and Barnes.

The courtesies of the floor were extended to Messrs. C. L. Gordon and Hon. A. L. Martin.

Mr. Hughes moved that the Senate adjourn until 10 o'clock A. M., Tuesday morning, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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#### FORTY-NINTH AND FIFTIETH DAYS

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 23rd, 1915.

The Senate convened at 10 o'clock A. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll Call.

All the members present except Messrs. Barnes, Hamilton, Kirkeide, Lindstrom, Mallough, Martin, Mudgett, and Young.

#### REFERENCE OF THE JOURNAL

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

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Forty-Seventh Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 20th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 278.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913 relating to causes for divorce and providing for the procedure in cases where the cause for divorce is insanity.

Also, House Bill No. 472.

A bill for an Act to repeal Section 650 of the Compiled Laws of North Dakota for the year 1913, relating to appropriation for contingency fund for commissioner of insurance.

Also, House Bill No. 469.

A bill for an Act repealing Section 328 of the Compiled Laws of North Dakota for the year 1913, relating to collection fees of county treasurers, in connection with state lands.

Also, House Bill No. 467.

A bill for an Act to amend and re-enact Section 122 of the Revised Codes of 1905, as amended by Chapter 178 of the laws of 1907, being Section 156 of the Compiled Laws of 1913.

Also, House Bill No. 466.

A bill for an Act to amend and re-enact Section 10304 of the Revised Codes of 1905, being Section 11162 of the Compiled Laws of 1913.

Also, House Bill No. 358.

A bill for an Act to amend and re-enact Section 3855 of the Compiled Laws of North Dakota for 1913, relating to election of village officers.

Also, House Bill No. 357.

A bill for an Act providing for the certification of City Specials and the division thereof by the city auditor and the city assessment commission in cities having a population of two thousand and over; providing certain duties of the county auditor in respect to special assessments, and for a form of record to be used, and to repeal Section 3729 of the Compiled Laws of North Dakota of 1913.

Also, House Bill No. 353.

A bill for an Act to amend and re-enact Section 1137 of the Compiled Laws of North Dakota for the year 1913, providing for the salary and expenses of the county superintendent of schools.

Also, House Bill No. 337.

A bill for an Act making it the duty of the commissioner of university and school lands to have certified copies of patents to indemnify lands recorded in the various counties containing such land.

Also, House Bill No. 331.

A bill for an Act relating to the taxation of personal property known as moneys and credits.

Also, House Bill No. 321.

A bill for an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers.

Also, House Bill No. 236.

A bill for an Act to amend Section 4543 of the Compiled Laws of North Dakota for the year 1913, relating to calling of special meetings of corporations.

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

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

##### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 274.

A bill for an Act providing for the making and keeping of tax receipts and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the title in the printed bill and insert in lieu thereof the following:

"For an Act providing for the making of tax statements and making and keeping of tax receipts and method of redeeming tax sale certificates and making such act optional with the various counties in this state."

After line 15, section 4 of the printed bill, insert the following:

"Section 5. The system of making tax statements, the making and keeping of tax receipts and method of redeeming tax certificates provided for in this Act shall be optional with the several counties of this state, and may be adopted in any county upon a majority vote of the Board of County Commissioners at the April meeting in any year."

... in line one Section 5 of the printed bill strike out the words: "Sec. 5", and insert in lieu thereof "Sec. 6".

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 131.

A bill for an Act providing for reassessment of property when taxes thereon have been set aside by order of the court and when such reassessment would promote the interests of the public; providing the method of reassessments, hearings thereon and spreading of the tax; also for the payment of the expense incident thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,  
O. T. LOFTSGAARD,  
F. W. VAIL,

P. T. KRETSCHMAR,  
C. H. PORTER.

Also, a minority of your Committee on Taxes and Tax Laws to whom was referred Senate Bill No. 131.

Have had the same under consideration and recommend that the same be amended as follows:

In lines one and two of the title in the printed bill strike out the words "when taxes thereon have been set aside by order of the court and".

In section one, page two and line 14 after the word "city" insert "and the county auditor in unorganized townships". In line 20 of the same section after the word "the" insert "person or persons", and in line 21 of the same section after the word "and", insert the words "also the persons" and in line 22 of the same section after the word "such" insert the words, "person or".

After line twenty-three of the same section add the following: "Provided that no order for reassessment shall be issued after the taxes become due except as hereinafter provided".

In Section two, line three after the word "reassessment" insert the words "who shall be resident freeholders in the district".

In line seven of the same section after the word "persons" insert the words "who shall be resident freeholders in the district" and in line six of the same section after the word "city" insert the words "or county".

In line 21 of the same section after the word "sealed" insert "registered". In line 25 of the same section after the word "auditor" insert the words "together with registry receipts of any person or persons he served by registered mail".

In line 10 of Section nine after the word "the" strike out the word "affidavit" and insert in lieu thereof the word "certificate".

In line 8, Section ten after the word "district" insert the words "in the year".

In Section 11, line 23, after the word "city" insert "or county".

In Section 11, line seventy-three after the word "pay" insert the following words "including legal interest and penalty".

And when so amended recommend the same do pass.

W. B. OVERSON,	O. O. TRAGETON,
CHAS. ELLINGSON,	A. L. NELSON.

Mr. Allen moved the adoption of the majority report of the Committee on Taxes and Tax Laws on Senate Bill No. 131, which motion was lost.

Mr. Overson moved the adoption of the minority report of the Committee on Taxes and Tax Laws on Senate Bill No. 131, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was re-referred House Bill No. 251.

A bill for an Act to amend and re-enact Sections 2764, 2766 and 2774 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the public service of stallions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred Senate Bill No. 144.

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the tuberculosis sanitarium at Dunseith, prior to that institution being turned over to the management of the board of control.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 254.

A bill for an Act to provide for state insurance on public buildings and making an appropriation therefor.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 97.

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the words "state treasury" and insert in lieu thereof the words "State Game and Fish Commission Fund".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 128.

A bill for an Act to repeal Section 2736 of the Compiled Laws of the State of North Dakota of 1913, having to do with a tax to provide a glandered horse fund.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1, of the printed bill after the word "Grafton" insert the following: "for the period covering from March 1, 1915, to July 1, 1917".

Strike out all of lines 7, 8, 9, 10, 11, 12, 13, 14 and 15 and insert in lieu thereof the following: "General maintenance, \$34,800".

Strike out lines 17 and 18.

Line 20, strike out the figures "4500.00" and insert in lieu thereof "2500.00".

Line 21, strike out the figures "1500.00" and insert in lieu thereof the figures "1,000.00".

Strike out all of line 23.

Line 24, strike out the figures "3,000.00" and insert in lieu thereof the figures "2,000.00".

Strike out all of lines 26 and 27.

Line 29, strike out the figures "2,000.00" and insert in lieu thereof "1,000.00".

Line 31, strike out the figures "5,200.00" and insert in lieu thereof "5,000.00".

Strike out all of lines 32 and 33.

Line 39, strike out the figures "400.00" and insert in lieu thereof "350.00".

Line 43 strike out the figures "3,600.00".

Line 45 strike out the figures "59,900.00" and insert in lieu thereof "53,850.00".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 138.

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9, printed bill, strike out the figures "40,00.00" and insert in lieu thereof "30,000.00".

In line 17, strike out the figures "4500.00" and insert in lieu thereof "4000.00".

Strike out all of lines 18, 20, 21 and 22.

Line 24, strike out figures "1,000.00" and insert in lieu thereof "500.00".

Strike out all of lines 25, 31 and 32.

Line 36, strike out figures "5,000.00" and insert in lieu thereof "4,000.00".

Strike out all of lines 38 and 39.

Line 41, strike out figures "1,500.00" and insert in lieu thereof "1,000.00".

Line 42, strike out the figures "1,200.00" and insert in lieu thereof "600.00".

Strike out lines 43, 44 and 45. Line 46, strike out figures "\$109,200.00" and insert "\$93,600.00" in lieu thereof.

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the Hospital for the Insane at Jamestown.

Have had the same under consideration and recommend that the same be amended as follows:

In line 8 of the printed bill after the word "building" insert the following: "Funds available in the year 1916".

Line 10, of printed bill, strike out the figures "30,000" and insert in lieu thereof the figures "10,000".

Line 11, strike out figures "2500" and insert in lieu thereof "2,000".

Strike out all of lines 14 and 15.

Line 17, strike out the figures "\$700.00" and insert the following: "and under central corridor, \$1000.00".

Strike out all of line 18.

Line 20, strike out the figures "2500" and insert in lieu thereof "1,500."

Line 21, strike out the figures "6,000.00" and insert in lieu thereof "5,500.00".

Line 22, strike out the figures "1,600.00" and insert in lieu thereof "1200.00".

Line 23, strike out the figures "600.00" and insert in lieu thereof "and exhaust heater, "\$1200.00".

Strike out all of line 24.

Line 26, strike out the figures "500.00" and insert in lieu thereof "300.00".

In line 27, strike out the figures "5,000.00" and insert in lieu thereof "4,000.00".

Line 28, strike out the figures "2,000.00" and insert in lieu thereof "1,000.00".

In line 29, strike out the figures "1,000.00" and insert "700.00" in lieu thereof.

Strike out all of lines 30 and 31.

In line 33, strike out the figures "2,500.00" and insert in lieu thereof "1,500.00".

In line 36, strike out the figures "2,500.00" and insert in lieu thereof the figures "500.00".

Strike out all of lines 44, 45 and 46.

In line 47 strike out the figures "\$356,200.00" and insert in lieu thereof "\$327,900.00".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,

Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 135.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

Have had the same under consideration and recommend that the same be amended as follows:

Line 8, of printed bill, strike out figures "10,800.00" and insert in lieu thereof "10,000.00".

Between lines 8 and 9 insert the following: "8½. Reimbursement for insurance and repairs, 1913 and 1914, "5,000.00".

Strike out all of line 10.

Line 11, strike out the figures "1,000.00" and insert in lieu thereof "500.00".

Line 12, strike out figures "1,000.00" and insert in lieu thereof "500.00".

Strike out all of line 13 after the word "house" and insert in lieu thereof "600.00".

Strike out all of lines 14 and 16 and 17, 19 and 20.

Line 27, strike out the figures "2,000.00" and insert in lieu thereof "1,500.00".

Line 30, strike out the figures "4,000.00".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,

Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State Penitentiary, and for making permanent improvements and additions thereto.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the printed bill, after the word "thereto" insert the following: "for the period covering from March 20, 1915, to July 1, 1917".

In line 17, strike out the words "and bookkeeper" and the figures "1,200.00" and insert in lieu thereof "and stenographer" and the figures "2,000.00".

Strike out all of line 18.

Line 19, strike out the figures "\$50,260.00".

Line 20, strike out the figures "15,000.00" and insert in lieu thereof "13,500.00".

Line 22, strike out the figures "1,200.00" and insert in lieu thereof "1,000.00".

Line 23, strike out the figures "2,400.00" and insert in lieu thereof "1,200.00".

Line 24, strike out the figures "3,600.00" and insert in lieu thereof "4,000.00".

Line 25, strike out the figures "1,600.00" and insert in lieu thereof "1,000.00".

Line 35, strike out the figures "600.00" and insert in lieu thereof "500.00".

Between lines 35 and 36 of the printed bill insert the following: "35½. General maintenance from March 20, 1917, to July 1, 1917, 19,860.00".

Line 36 strike out the figures "96,400.00", and insert in lieu thereof "162,920.00".

Line 42, strike out the words "tile brick" and insert the word "cement"; in the same line strike out the figures "700.00" and insert in lieu thereof "300.00".

Line 44, strike out the figures "500.00" and insert in lieu thereof "300.00".

Strike out all of lines 45 and 46.

Line 47, strike out the figures "500.00" and insert in lieu thereof "250.00".

Strike out all of lines 52, 53 and 55.

Line 59½, strike out the figures "5000.00" and insert in lieu thereof "4000.00".

Strike out all of line 60.

Strike out all of line 62.

Line 64, strike out the figures "5000.00" and insert in lieu thereof "6000.00".

Line 68, strike out the figures "1,000.00" and insert in lieu thereof "700.00".

Strike out all of lines 71 and 75.

Line 77, strike out the figures "1,500.00" and insert in lieu thereof "500.00".

Strike out all of line 78.

Line 88, strike out the first figure "8" and insert in lieu thereof the figure "6".

Line 89, strike out the figures "1,200.00" and insert in lieu thereof "1,000.00".

Strike out all of line 91.

Line 92, strike out figures "180,710.00" and insert in lieu thereof the figures "185,470.00".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

*Mr. President:*

Your Committee on Temperance to whom was referred Senate Bill No. 269.

A bill for an Act to amend Section 10136 of the Compiled Laws of 1913, regulating the transportation, receiving, storing and delivery of intoxicating liquors, and providing a penalty for the violation thereof.

.Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,  
Chairman.

Mr. Putnam moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred Senate Bill No. 201.

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation of schools.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out on page 1 of the printed bill, the whole of line 14. Also on page 2, of printed bill, strike out all of lines 15 to 21 inclusive, and the words "petition is filed" on Line 22.

And when so amended recommend the same do pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 182.

A bill for an Act to amend Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to the transportation of school children.

Have had the same under consideration and recommend the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred Senate Bill No. 161.

A bill for an Act to amend Section 1190 of the Compiled Laws of 1913, relating to the conveying of pupils.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred Senate Bill No. 86.

A bill for an Act to provide for the incorporation of local lodges or camps of Modern Woodmen of America and other similar fraternal associations not issuing fraternal insurance policies or certificates.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

REPORT OF COMMITTEE ON HIGHWAYS, BRIDGES AND  
FERRIES

The Committee on Highways, Bridges and Ferries made the following report:

*Mr. President:*

Your Committee on Highways, Bridges, and Ferries to whom was referred Senate Bill No. 316.

A bill for an Act to amend Section 1955 of the Compiled Laws of 1913, relating to bridges.

Have had the same under consideration and return the same with no recommendations.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

Also, your Committee on Highways, Roads and Bridges to whom was referred Senate Bill No. 294.

A bill for an Act to amend and re-enact Section 1372 of the Revised Codes of North Dakota of 1905, as amended by Chapter 122 of the Session Laws of 1913, being Section 1945 of the Compiled Laws of North Dakota of 1913, relating to county road funds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred House Bill No. 193.

A bill for an Act to amend and re-enact Section 3512 of the Compiled Laws of 1913, fixing and determining the salaries of county officers.

Have had the same under consideration and recommend that the same do not pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

*Mr. President:*

Your Committee on Public Printing to whom was referred Senate Bill No. 263.

A bill for an Act to require the use of union label on state printing and to provide a penalty for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. L. NELSON,  
Chairman.

Mr. Nelson moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Printing to whom was referred Senate Bill No. 297.

A bill for an Act to amend Sections 918, 925 and 927 of the Compiled Laws of 1913, relating to the time the assessors must complete the work of party registration, the rates to be charged per page to candidates advertising in the publicity pamphlet, and to the form in which the lists of voters are to be sent by the county auditor to the secretary of state.

Have had the same under consideration and recommend that the same be amended as follows:

**Amend the title as follows:**

Strike out the word "sections" in line one and insert the word "section".

Strike out the word "and" in line one.

Strike out the numbers "918" and "927" in line one.

In lines two and three strike out the words "the time the assessors must complete the work of party registration".

Strike out all of Section one and all of Section three. In line one of Section two strike out the figure "2" and insert the figure "1".

And when so amended recommend the same to pass.

A. L. NELSON,

Chairman.

Mr. Nelson moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Printing to whom was referred Senate Bill No. 314.

A bill for an Act to amend and re-enact Sections 3188-3189 and 3190 of the Compiled Laws of the State of North Dakota for 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. L. NELSON,

Chairman.

Mr. Nelson moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Printing to whom was referred Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 59 and 77 of the Compiled Laws of 1913 relating to public printing and to provide for the printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

Have had the same under consideration and recommend that the same be amended as follows:

By striking out all that portion of the bill after the words "A bill" and inserting the following:

"For an Act to amend Sections 92 and 93 of the Compiled Laws of 1913 relating to the printing and distribution of the legislative manual or North Dakota Blue Book.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

Sec. 1. Amendment.) That Sections 92 and 93 of the Compiled Laws of 1913, be amended and re-enacted to read as follows:

**Section 92. Blue Book to be Printed for Distribution.)**

The secretary of state shall cause to be printed a sufficient number of blue books for distribution to the members of the legislative assembly, state institutions, elective state officers and their appointees, elective county officers, public libraries, legal newspapers, state high schools and district schools of the state. Provided, that it shall be the duty of the county superintendent of schools to certify to the secretary of state on the first day of March of each year in which the legislature is in session, or as soon thereafter as possible, the total number of district schools in his county, in the libraries of which one copy of the Blue Book shall be placed.

Section 93. Procedure for Distribution of Blue Books.) The secretary of state shall furnish and distribute, transportation collect, the Legislative Manual or Blue Book as follows: Five copies to each member of the legislative assembly; sixty copies to the state historical society for exchange with other historical societies, seventy-five copies to the state law library for exchange with other state law libraries; sixty copies to the state agricultural college for exchange purposes; two copies to each public institution maintained by the state; two copies to each public library in the state; one copy to each elective officer of the state and one copy to each appointee of elective state officers; two copies to each state high school to be placed in the school library and one copy to each legal newspaper in the state. Five hundred copies of the Blue Book shall be held in the office of the secretary of state for distribution among the members of the next succeeding legislature. Upon receiving the certificate from the county superintendent, provided for in the preceding section, the secretary of state shall consign a number of Blue Books to the county superintendent which shall be equal to the number of district schools certified as provided herein. The county superintendents shall upon receipt of such consignment distribute the same among the district schools of his county, and it shall be his duty to see that each and every school within his jurisdiction is provided with a Blue Book. The remaining copies shall be held for distribution to residents of the state upon application to the secretary of state accompanied by an amount of money sufficient to cover the cost of printing, postage and packing as may be determined by the secretary of state.

And when so amended submit same without recommendation.

A. L. NELSON,  
Chairman.

Mr. Nelson of Rolette moved that the report be adopted, which motion prevailed.

Mr. Overson moved that before we adjourn all bills in the hands of committees, not reported, be placed on the calendar for third reading and final passage without recommendation, which motion prevailed.

### MOTIONS AND RESOLUTIONS

Mr. Putnam moved that Senate Bill No. 113 be placed on the calendar for third reading and final passage.

Mr. Hughes moved a substitute that Senate Bill No. 113 be indefinitely postponed, which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 208.

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages; and prescribing penalty for failure to comply with the provisions of this Act.

Was read the third time.

Mr. Porterfield requested that the roll call on Senate Bill No. 208 be laid over until 2 o'clock P. M., which request was unanimously granted.

Also, Senate Bill No. 268.

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 31, nays 0, absent and not voting 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Gr. F'ks.
Allen	Hyland	Nelson, Rich'd
Bond	Jacobsen	Overson
Bonzer	Kretschmar	Paulson
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	McFadden	Sikes
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Murphy	Wartner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Ellingson	Hamilton
Englund	Gardiner	Kirkeide

Messrs.	Messrs.	Messrs.
Leutz	Mudgett	Sandstrom
Lindstrom	Nelson, Rolette	Steele
Martin	Porter	Thoreson
McBride	Rowe	Young

So the bill passed and the title was agreed to.

Also, Senate Bill No. 315.

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties.

Was read the third time.

Mr. McFadden requested that the roll call on Senate Bill No. 315 be deferred until this afternoon, which request was unanimously granted.

Also, Senate Bill No. 216.

A bill for an Act relating to the liability of common carriers by railroad to their employees in certain cases.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 1, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Overson
Allen	Hyland	Paulson
Barnes	Leutz	Porter
Bond	Loftsgaard	Porterfield
Bonzer	Mallough	Putnam
Bronson	McBride	Rowe
Clark	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Thoreson
Gardiner	Murphy	Trageton
Gibbens	Nelson, Gr. F'ks.	Vail
Gronvold	Nelson, Richl'd	Wartner
Heckle	Nelson, Rolette	

Mr. Hughes voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Kretschmar	Mudgett
Hamilton	Lindstrom	Steele
Jacobsen	Martin	Young
Kirkeide		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 226.

A bill for an Act to amend Section 1145 of the Com-

piled Laws of 1913, relating to the naming of school districts.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hoverson	Nelson, Richl'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Lindstrom	Mudgett
Hamilton	Martin	Steele
Kirkeide		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 227.

A bill for an Act to amend and re-enact Section 1372 of the Compiled Laws of 1913, relating to the qualifications of teachers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 6, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Murphy
Allen	Hoverson	Nelson, Gr. F'ks.
Barnes	Hughes	Nelson, Richl'd
Bond	Hyland	Nelson, Rolette
Bonzer	Jacobsen	Porter
Bronson	Leutz	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	McBride	Sikes
Ellingson	McFadden	Vail
Gardiner	McGray	Wartner
Gibbens	McLean	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronvold	Overson	Sandstrom
Kretschmar	Paulson	Thoreson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Martin	Steele
Kirkeide	Mudgett	Trageton
Lindstrom		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 225.

A bill for an Act to regulate the sale of supplies to school districts and to provide penalties for the violation of the provisions thereof.

Was read the third time.

Mr. Murphy moved that the roll call on Senate Bill No. 225 be deferred until this afternoon, which motion prevailed.

Also, Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.

Was read the third time.

Mr. Bronson moved that Senate Bill No. 284 be amended as follows:

Sec. 2, page 2, line 6, strike out "but no person employed as teacher in said public schools, when this Act takes effect, shall be compelled to join the fund, or to come within the provisions of this Act or to pay the assessments or to have the same deducted from his or her salary without his or her consent", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 19, nays 24, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Porterfield
Barnes	Kirkeide	Rowe
Bond	McGray	Sandstrom
Bronson	McLean	Sikes
Hoverson	Nelson, Rolette	Vail
Hughes	Overson	Wartner
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Nelson, G. F'ks
Bonzer	Kretschmar	Nelson, Rich'd
Clark	Leutz	Paulson
Davis	Loftsgaard	Porter
Ellingson	Mallough	Putnam
Gardiner	McBride	Thoreson
Gibbens	McFadden	Trageton
Gronvold	Murphy	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Mudgett
Hamilton	Martin	Steele

So the bill was lost.

Mr. Gibbens moved that the vote by which Senate Bill No. 284 was lost be reconsidered, which motion prevailed.

Also, Senate Bill No. 169.

A bill for an Act to amend Section 4086 of the Compiled Laws of North Dakota for the year 1913, relating to annual township meeting.

Was read the third time.

Mr. Wartner moved that further consideration on Senate Bills Nos. 169 and 267 be deferred until this afternoon, which motion prevailed.

Mr. Bronson requested that further consideration of Senate Bill No. 174 be deferred until this afternoon, which request was unanimously granted.

Also, Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 32, nays 12, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Nelson, Rich'd
Allen	Heckle	Nelson, Rolette
Barnes	Hoverson	Porter
Bond	Hughes	Porterfield
Bonzer	Kirkeide	Putnam
Bronson	Kretschmar	Sikes
Clark	Leutz	Trageton
Davis	Mallough	Vail
Englund	McFadden	Wartner
Ellingson	McGray	Young
Gardiner	McLean	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronvold	Martin	Paulson
Hyland	Murphy	Rowe
Jacobsen	Nelson, G. F'ks	Sandstrom
Loftsgaard	Overson	Thoreson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McBride	Steele
Lindstrom	Mudgett	

So the bill passed and the title was agreed to.

Also, Senate Bill No. 36.

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

Was read the third time.

Mr. Trageton moved that Senate Bill No. 36 be amended as follows:

In Section 1, lines two and three of engrossed bill after the word "corporation", strike out the words "organized under the laws of any other state or country".

Also, in line 3, Section 1, engrossed bill after the word "telephone" insert a comma and the word "telegraph".

Also, in line 4 Section 1, engrossed bill, strike out the word "foreign".

Also, in line 3 of Section 3 engrossed bill, strike out the word "foreign".

Also, in Section 4, line 2 engrossed bill, strike out the word "foreign".

Also, in Section 4, line 7 engrossed bill, strike out the word "foreign".

Also, in Section 4, line 8, engrossed bill, strike out the word "foreign".

Also, in Section 4, line 20 engrossed bill, strike out the word "foreign".

Mr. Hughes moved that Senate Bill No. 36 be referred to the attorney general's office to pass upon its constitutionality, which motion was lost.

The question being on the amendment to the bill, which motion prevailed.

Mr. Trageton moved that further consideration of Senate Bill No. 36 be deferred until this afternoon, which motion prevailed.

Mr. Bronson requested that further consideration of Senate Bill No. 1 be deferred until this afternoon, which request was unanimously granted.

Also, Senate Bill No. 289.

A bill for an Act to provide for the payment of district judges when acting outside of their judicial districts, and to repeal Chapter 175 of the Session Laws of North Dakota for 1911.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 35, nays 6, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Paulson
Allen	Kirkeide	Porter
Barnes	Kretschmar	Porterfield
Bonzer	Leutz	Putnam
Bronson	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	McFadden	Sikes
Gardiner.	McGray	Thoreson
Gronvold	McLean	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, Rolette	Young
Hyland	Overson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Gibbens	Martin
Clark	Hoverson	Nelson, Richl'd

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	McBride	Steele
Hamilton	Mudgett	Trageton
Lindstrom	Nelson, G. F'ks	

So the bill passed and the title was agreed to.

Also, Senate Bill No. 287.

A bill for an Act to amend Section 7792, Compiled Laws of 1913, relating to attorney fees in proceedings to foreclose liens and mortgages upon real and personal property.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McFadden	Thoreson
Gardiner	McGray	Trageton
Gibbens	McLean	Vail
Gronvold	Murphy	Wartner
Heckle	Nelson, G. F'ks	Young
Hoverson		

Mr. Nelson of Richland voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McBride	Steele
Lindstrom	Mudgett	

So the bill passed and the title was agreed to.

Also, Senate Bill No. 239.

A bill for an Act to amend Section 657 of the Compiled Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

Was read the third time.

The question being on the final pasage of the bill, the roll was called and there were ayes 42, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Loftsgaard	Porterfield
Clark	McBride	Putnam
Davis	McFadden	Rowe
Englund	McGray	Sandstrom
Ellingson	McLean	Sikes
Gardiner	Mallough	Thoreson
Gronvold	Martin	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks	Wartner
Hughes	Nelson, Rich'd	Young

Mr. Barnes voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hyland	Mudgett
Hamilton	Lindstrom	Steele

So the bill passed and the title was agreed to.

By unanimous consent, the Senate returned to the Sixth Order of Business.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 156.

A bill for an Act authorizing an appropriation for carrying out the provisions of Section 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913.

Also, Senate Bill No. 162.

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916.

Also, Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

Also, Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed weapons or explosives, unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

Also, Senate Bill No. 296.

A bill for an Act relating to the compensation of township officers and election officers for the posting of notices for which no compensation is now provided by law.

Also, Senate Bill No. 147.

A bill for an Act entitled "An Act to amend Article 1 of Chapter 24 of the Political Code of the State of North Dakota, as amended by Chapter 121 of the Session Laws of the year 1913, relating to the support and relief of poor persons, and providing for the county or township system of supervision at the option of the counties".

Also, Senate Bill No. 204.

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

Also, Senate Bill No. 250.

A bill for an Act entitled; "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools for the year 1914".

Also, Senate Bill No. 305.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purpose except slaughter, unless accom-

panied by a certificate of health, providing a penalty for violation thereof.

Also, Senate Bill No. 253.

A bill for an Act to amend Section 10125 of the Compiled Laws of North Dakota for the year 1913, relating to permit to sell intoxicating liquors.

Also, Senate Bill No. 118.

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs.

Also, Senate Bill No. 150.

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th, 1913 to April 1st, 1915.

Also, Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

Also, Senate Bill No. 223.

A bill for an Act relating to establishing, vacating public roads and repealing Sections 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938 and 1939 of the 1913 Compiled Laws of the State of North Dakota.

Also, Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

And find the same correctly engrossed.

L. P. SANDSTROM,  
Chairman.

### THIRD READING OF SENATE BILLS

Senate Bill No. 250.

A bill for an Act entitled; "An Act to provide an ap-

propriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools, for the year 1914".

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobson	Nelson, Rolette
Barnes	Kretschmar	Overson
Bond	Loftsgaard	Paulson
Bonzer	Kirkeide	Porter
Bronson	Leutz	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Thoreson
Gardiner	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, Gr. F'ks.	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Lindstrom	Porterfield
Hamilton	Mudgett	Steele

So the bill passed and the title was agreed to.

Also, Senate Bill No. 150.

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th, 1913 to April 1st, 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	McBride
Allen	Hoverson	McFadden
Barnes	Hughes	McGray
Bond	Hyland	McLean
Bronson	Jacobsen	Murphy
Clark	Kirkeide	Nelson, Gr. F'ks.
Davis	Kretschmar	Nelson, Richl'd
Englund	Leutz	Nelson, Rolette
Ellingson	Loftsgaard	Overson
Gardiner	Mallough	Paulson
Gronvold	Martin	Porter

Messrs.	Messrs.	Messrs.
Porterfield	Sikes	Vail
Putnam	Thoreson	Wartner
Rowe	Trageton	Young
Sandstrom		

Mr. Bonzer voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Lindstrom	Steele
Hamilton	Mudgett	

So the bill passed and the title was agreed to.

Also, Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

Was read the third time.

Mr. Overson moved as an amendment to Senate Bill No. 259 as follows:

Insert the following words at the end of line four, "amending Chapter 12 of the Civil Code of North Dakota", which motion prevailed.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Richl'd
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Murphy	Wartner
Hoverson	Neison, G. F'ks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Mudgett	Steele
Lindstrom		

So the bill passed and the title was agreed to.

By unanimous consent the Senate returned to the Sixth Order of Business.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 311.

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, relating to real estate taxes due and delinquent, when due, penalty and interest.

Also, Senate Bill No. 312.

A bill for an Act to amend Section 2166 of the Compiled Laws of North Dakota, 1913, relating to delinquent personal property taxes, when due, penalty and interest.

Also, Senate Bill No. 234.

A bill for an Act creating and defining the Thirteenth Judicial District of the State of North Dakota, defining the boundaries thereof, providing for the appointment and election of a judge, and fixing the terms of court therein.

Also, Senate Bill No. 301.

A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

Also, Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

Also, Senate Bill No. 170.

A bill for an Act validating certain general and special elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

Also, Senate Bill No. 306.

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

Also, Senate Bill No. 308.

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268 of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 of said Compiled Laws.

Also, Senate Bill No. 307.

A bill for an Act to repeal Sections 11253, 11254 and 11255 of the Compiled Laws of North Dakota for the year 1913.

Also, Senate Bill No. 309.

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

Also, Senate Bill No. 310.

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products, under the direction of the board of control and disposition of the receipts of the brickyard.

Also, Senate Bill No. 64.

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.

Also, Senate Bill No. 194.

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

Also, Senate Bill No. 244.

A bill for an Act entitled "An Act, authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands".

Also, Senate Bill No. 261.

A bill for an Act to amend and re-enact Chapter 303 of the Session Laws of 1911, being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the year 1913, relating to a permanent non-partisan tax commission, and abolishing said commission, and creating the office of tax commissioner.

Also, Senate Bill No. 53.

A bill for an Act authorizing hearing upon and review of the rates fixed by any bureau for fire insurance upon property within this state.

Also, Senate Bill No. 54.

A bill for an Act to supervise the operations of fire insurance rate-making bureaus, and to provide for their examination by the Commissioner of Insurance.

Also, Senate Bill No. 55.

A bill for an Act to require fire insurance companies to maintain or co-operate in maintaining and operating fire insurance rate-making bureaus.

Also, Senate Bill No. 56.

A bill for an Act to provide for an inspection and survey by rating bureaus of all fire insurance risks specifically rated.

Also, Senate Bill No. 57.

A bill for an Act relating to agreements between fire insurance companies or any other insurers, with respect to the fixing and collecting of fire insurance rates.

Also, Senate Bill No. 58.

A bill for an Act prohibiting discrimination in fixing and collecting fire insurance rates.

Also, Senate Bill No. 105.

A bill for an Act concerning land titles.

Also, Senate Bill No. 181.

A bill for an Act to amend Sections 8734, 8736, 8737, 8741, 8745, 8750, and to repeal Sections 8740, 8742, 8743, 8744, 8747 and 8748, of the Compiled Laws of 1913, relating to the method of presenting and proving claims against the estates of decedents in the county court.

Also, Senate Bill No. 187.

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

Also, Senate Bill No. 262.

A bill for an Act to amend and re-enact Sections 2724, 4038 and 4039 of the Revised Codes of 1905 and Sections 4361, 4363 and 4364 of the Compiled Codes of 1913.

Also, Senate Bill No. 276.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of 1913, relating to laying out, altering or discontinuing roads.

Also, Senate Bill No. 300.

A bill for an Act creating the office of public defender, defining his powers and duties, and making an appropriation therefor.

Also, Senate Bill No. 149.

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the diary department in the department of agriculture and labor.

Also, Senate Bill No. 213.

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

Also, Senate Bill No. 288.

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.

Also, Senate Bill No. 293.

A bill for an Act to amend Section 236 of the Compiled Laws of 1913, relating to the Board of Control of charitable and penal institutions, and the appointment of said board.

Also, Senate Bill No. 303.

A bill for an Act to amend Section 3511 of the Compiled Laws of the State of North Dakota for 1913, to read as follows:

And find the same correctly engrossed.

L. P. SANDSTROM,  
Chairman.

### THIRD READING OF SENATE BILLS

Senate Bill No. 162.

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Richl'd
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, G. F'ks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Mudgett	Steele
Lindstrom		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 296.

A bill for an Act relating to the compensation of township officers and election officers for the posting of notices for which no compensation is now provided by law.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Trageton
Gibbens	McGray	Vail
Gronvold	McLean	Wartner
Heckle	Murphy	Young
Hoverson	Nelson, G. F'ks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Paulson	Thoreson
Hyland		

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Hamilton	Mudgett	Steele
Lindstrom		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 147.

A bill for an Act entitled "An Act to amend Article 1 of Chapter 24 of the Political Code of the State of North Dakota, as amended by Chapter 121 of the Session Laws of the year 1913, relating to the support and relief of poor persons, and providing for the county or township system of supervision at the option of the counties".

Was read the third time.

Mr. Kirkeide moved that further consideration of Senate Bill No. 147 be indefinitely postponed, which motion was lost.

Mr. Sandstrom moved as an amendment to Senate Bill No. 147 as follows:

Strike out all of sub-division No. 2 of Section 14, page 7, of the printed bill, which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 21, nays 23, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	McFadden
Allen	Kretschmar	McGray
Bond	Leutz	McLean
Bronson	Loftsgaard	Murphy
Englund	Mallough	Nelson, G. F'ks.
Ellingson	Martin	Porter
Gronvold	McBride	Thoreson

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Hyland	Rowe
Bonzer	Kirkeide	Sandstrom
Clark	Nelson, Rich'd	Sikes
Davis	Nelson, Rolette	Trageton
Gardiner	Overson	Vail
Gibbens	Paulson	Wartner
Heckle	Porterfield	Young
Hoverson	Putnam	

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Hamilton	Lindstrom	Steele
Hughes	Mudgett	

So the bill was lost.

Also, Senate Bill No. 170.

A bill for an Act validating certain general and spe-

cial elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Thoreson
Gardiner	McFadden	Trageton
Gibbens	McGray	Vail
Gronvold	McLean	Wartner
Heckle	Murphy	Young
Hoverson	Nelson, Gr. F'ks.	

Mr. Nelson of Richland voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Mudgett	Steele
Lindstrom		

So the bill passed and the title was agreed to.

By unanimous consent the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred a Concurrent Resolution introduced by T. Twichell.

*Be it Resolved by the House of Representatives, the Senate Concurring:*

*Whereas, The Congress of the United States has passed an Act, approved by the President May 8, 1914, entitled "An Act to provide for co-operative agricultural extension work between the agricultural colleges in the several states receiving the benefits of the Act of Congress approved July 2, 1862, and of Acts supplementary thereto, and the United States Department of Agriculture," and*

*Whereas*, It is provided in Section 3 of the Act aforesaid, that the grants of money authorized by this Act shall be paid annually "to each state which shall by action of its legislature assent to the provisions of this Act," therefore,

*Be it Resolved by the House of Representatives, the Senate Concurring*, That the assent of the Legislature of the State of North Dakota be and is hereby given to the provisions and requirements of said Act, and that the trustees of the North Dakota Agricultural College be and they are hereby authorized and empowered to receive the grants of money appropriated under said Act, and to organize and conduct agricultural extension work which shall be carried on in connection with the North Dakota Agricultural College in accordance with the terms and conditions expressed in the Act of Congress aforesaid.

Have had the same under consideration and recommend that the Senate do concur in the same.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the Senate do now concur in the House Concurrent Resolution relating to grants of money introduced by Mr. T. Twichell.

The question being on the concurrence in House Resolution relating to grants of money, the roll was called and there were ayes 45, nays, 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Richl'd
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Murphy	Wartner
Hoverson	Nelson, G. F'ks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Mudgett	Steele
Lindstrom		

So the resolution was concurred in.

## THIRD READING OF SENATE BILLS

Senate Bill No. 253.

A bill for an Act to amend Section 10125 of the Compiled Laws of North Dakota for the year 1913, relating to permit to sell intoxicating liquors.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 35, nays 10, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kretschmar	Overson
Bonzer	Leutz	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardner	McFadden	Thoreson
Gronvold	McGray	Vail
Hoverson	McLean	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Davis	Murphy	Trageton
Gibbens	Paulson	Wartner
Heckle	Rowe	Young
Kirkeide		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Mudgett	Steele
Lindstrom		

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

The President called Mr. Hyland to the chair.

Mr. Kretschmar moved that the vote by which the report of the Appropriations Committee on Senate Bill No. 176 was adopted, be reconsidered, which motion prevailed.

Mr. Kretschmar moved that Senate Bill No. 176 be re-referred to the Committee on Appropriations, which motion prevailed.

Also, Senate Bill No. 105.

A bill for an Act concerning land titles.

Was read the third time.

Mr. Gibbens moved that the Senate take a recess until 1:30 o'clock P. M., which motion prevailed.

## AFTER RECESS

The question being on the final passage of Senate Bill No. 105, the roll was called and there were ayes 25, nays 16, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Leutz	Overson
Bond	Lindstrom	Paulson
Bonzer	Loftsgaard	Steele
Clark	Martin	Trageton
Englund	McGray	Vail
Ellingson	McLean	Wartner
Gardiner	Nelson, Gr. F'ks.	Young
Gronvold		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Mallough	Porterfield
Heckle	McBride	Putnam
Hoverson	McFadden	Rowe
Hyland	Murphy	Sandstrom
Jacobsen	Nelson, Rich'd	Sikes
Kirkeide		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	Porter
Davis	Kretschmar	Thoreson
Gibbens	Mudgett	

So the bill passed and the title was agreed to.

Mr. Leutz moved that the vote by which Senate Bill No. 105 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, Senate Bill No. 261.

A bill for an Act to amend and re-enact Chapter 303 of the Session Laws of 1911, being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the year 1913, relating to a permanent non-partisan tax commission, and abolishing said commission, and creating the office of tax commissioner.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 8, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Jacobsen
Allen	Ellingson	Kirkeide
Barnes	Gardiner	Kretschmar
Bond	Gronvold	Leutz
Clark	Heckle	Lindstrom
Davis	Hughes	Loftsgaard

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Mallough	Murphy	Rowe
Martin	Nelson, G. F'ks	Sandstrom
McBride	Nelson, Rolette	Steele
McFadden	Overson	Thoreson
McGray	Paulson	Vail
McLean	Porter	Young
Those voting in the negative were:		
<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bonzer	Hyland	Putnam
Bronson	Nelson, Richl'd	Wartner
Hoverson	Porterfield	
Absent and not voting:		
<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Gibbens	Mudgett	Trageton
Hamilton	Sikes	

So the bill passed and the title was agreed to.

Also, Senate Bill No. 305.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purpose except slaughter, unless accompanied by a certificate of health, providing a penalty for 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 37, nays 7, absent and not voting 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	McBride	Sikes
Gardiner	McFadden	Steele
Gronvold	McGray	Vail
Heckle	McLean	Wartner
Hoverson	Murphy	Young
Hughes		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Ellingson	Nelson, Gr. F'ks.	Thoreson
Kirkeide	Overson	Trageton
Martin		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Barnes	Hamilton	Paulson
Gibbens	Mudgett	

So the bill passed and the title was agreed to.

Also, Senate Bill No. 149.

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the dairy department in the department of agriculture and labor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, G. F'ks	Wartner
Hyland	Nelson, Rich'l'd	Young

Mr. Gronvold voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Hughes	Mudgett

So the bill passed and the title was agreed to.

The courtesies of the floor were extended to Messrs. L. D. McGann, Robert Barron, J. I. Porter, Joe Hunt, and Holver Holverson.

Mr. Kretschmar moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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FIFTIETH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 23rd, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hamilton.

Mr. Paulson moved that Mr. Hamilton be excused, which motion prevailed.

### REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Forty-Ninth Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray, moved that the report be adopted, which motion prevailed.

### PETITIONS AND COMMUNICATIONS

TO THE MEMBERS OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE FOURTEENTH LEGISLATIVE ASSEMBLY

*Gentlemen:*

At a regular meeting of the Burleigh County Farmers' Union, held at the City of Bismarck, North Dakota, on the 19th day of February, 1915, and which was attended by more than one hundred fifty delegates representing approximately twelve hundred Burleigh County Farmers, the following resolutions were unanimously adopted:

*"Be It Resolved,* That we, the members of the Burleigh County Farmers' Union, in convention assembled, do hereby desire to be placed on record as being unanimously in favor of the passage by our state legislature of House Bill No. 227, the same being a bill governing the incorporation and privileges of co-operative associations. And be it

*"Resolved,* That we desire to go on record as being unalterably opposed to the passage by our State Legislature of Senate Bill No. 196, the same being a bill to provide for the refunding of all general road taxes levied by the county to each road district within the county, which we believe to be an unjust and unfair measure, and a menace to the cause of better roads in North Dakota. And be it

*"Resolved,* That we, the members of the Burleigh County Farmers' Union, are unqualifiedly in favor of the resurrection and passage by our state legislature of House Bill No. 45, said bill being commonly known

as the "Gopher Bounty Bill," which, if enacted into law, we believe would be of great benefit to rural communities. And be it

*"Resolved,* That we desire to go on record as being heartily and unalterably in favor of equal suffrage, and the members of the Fourteenth Legislative Assembly are hereby respectfully requested to grant our women this right. And be it

*"Resolved,* That it is the sense of the Burleigh County Farmers' Union, in convention assembled, that any and all terminal elevators built or purchased by the State of North Dakota shall be located within the boundaries of the State of North Dakota, preferably at Bismarck. And be it further

*"Resolved,* That a copy of these resolutions be presented to the Senate and House of Representatives of the Fourteenth Legislative Assembly, with a request that said resolutions be given favorable consideration by those bodies.

"Respectfully submitted,

(Signed) "N. M. Christenson, C. O. Kell, C. D. King,

Albin Hedstrom, H. P. Knappen, Committee."

Mr. Bond offered the following petition:

*To the Fourteenth Legislative Assembly:*

We, the undersigned ask you to vote and work for a state owned and controlled elevator at St. Paul. 83 per cent of the voters of North Dakota demand it.

(Signed) B. Sotberg, and 17 others.

## REPORTS OF STANDING COMMITTEES

### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

*Mr. President:*

Your Committee on Cities and Municipal Corporations to whom was referred Senate Bill No. 192.

A bill for an Act to amend Sections 3703 and 3704 of the Compiled Laws of North Dakota for 1913, relating to the plans, specifications, estimates, resolutions, petitions, and to provide a means whereby the city council, or board of city commissioners as the same may be, shall obtain jurisdiction and be authorized to order improvements in improvement districts, and to contract for same in cities in the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Cut out all of Section 3704, beginning at line 1, page 3, and substitute in its place the following:

“Section 3704. Resolution Declaring Work Necessary.) After the plans, specifications and estimates mentioned in the preceding section shall have been filed in the office of the city auditor and approved as provided in the preceding section the city council shall by resolution declare such work or improvement (except the construction or alteration of sewers) necessary to be done, such resolution shall refer intelligently to the plans, specifications and estimates therefor, and shall be published four times, once in each week for four consecutive weeks in the official newspaper of the city. If the owners of a majority of the property liable to be specially assessed for such proposed improvement shall not, within thirty days after the first publication of such resolution, file with the city auditor a written protest against such improvement, then the majority of such owners shall be deemed to have consented thereto. At the next regular meeting of the city council after the expiration of the time for filing protests against such improvements, the council shall hear and determine the sufficiency and validity of such protests, and if two-thirds of the council shall decide that such protests are insufficient or not well taken, then the city council shall have power to cause such improvement

to be made and to contract therefor, and to levy and collect assessments therefor as hereinafter provided, and all such work shall be let by contract to the responsible bidder whose bid is the lowest therefor. In case the work to be done consists of paving or repaving, the city council shall not in its resolution declaring such improvement necessary determine which of the kinds of paving or paving material shall be adopted; but in the calls for bids bidders shall be invited to submit bids for one or more of the several kinds of paving or paving material for which the city engineer shall have been directed to file plans and specifications. When the bids shall have been opened and made public they shall be entered on the minutes of the meeting and be carefully preserved by the city auditor, and action on the same shall be deferred for a period of at least five days, and another meeting of the council shall be held at least five days after the opening of the bids for the purpose of considering and acting on the same. Notice of the time and place of such future meeting shall be published by the city auditor at least once in the official newspaper of the city at least five days before the date fixed for such meeting. If, after the opening of the bids and before the meeting of the council to consider the same, the owners of a majority of the property liable to be specially assessed for such paving or repaving, shall file with the city auditor a written petition (which may consist of a single petition or several separate petitions signed by the owners of a majority of the property liable to be specially assessed for such improvement, or their authorized agents) indicating that such petitioners are agreed in a preference for any one of the kinds of paving or paving materials for which bids have been invited, then it shall be obligatory upon the city council to cause the paving or repaving to be constructed of the kind of paving material indicated in such petition."

And when so amended recommend the same do pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

The Secretary announced that the President was about to sign Senate Bill No. 62.

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8949, 8952 and 8953 of the

Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

And the President signed the same in the presence of the Senate.

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 22nd, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 38.

A bill for an Act to repeal Section 7846 of the Compiled Laws of North Dakota for 1913, relating to appeals in cases tried without a jury.

Also, Senate Bill No. 183.

A bill for an Act to amend and re-enact Section 790 of the Compiled Laws of North Dakota for the year 1913, relating to the qualification of applicants for admission to practice as attorneys and counselors of law.

Also, Senate Bill No. 291.

A bill for an Act defining who may not practice as attorneys in a court of record, or give legal advice and providing a penalty therefor.

Also, Senate Bill No. 120.

A bill for an Act to amend Section 4424 Compiled Laws 1913 (Section 4092 Revised Codes 1905) giving to both father and mother custody of a child in certain cases and providing a method for fixing such custody in either parent in case of dispute.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate Concurrent Resolution relating to the location of a federal tuberculosis sanitarium at Dunseith, and a petition to the United States Commissioner of Indian Affairs.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate Concurrent Resolution relating to the location of a federal tuberculosis sanitarium near Dunseith, and reference of the resolution to the Governor and Board of Control.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to transmit herewith House Bill No. 302.

A bill for an Act to amend Sections 2141 and 2142 of the Compiled Laws of 1913, and to provide for the transfer of records and papers pertaining to assessment and taxation from the office of the state auditor to the office of the state tax commission.

Also, House Bill No. 465.

A bill for an Act amending Section 176 of the Compiled Laws of North Dakota for the year 1913, relating to the duties of the insurance commissioner in connection with the hail insurance department.

Also, House Bill No. 482.

A bill for an Act to amend and re-enact Section 11302 of the Compiled Laws of 1913, relating to the payment of expenses of inquests and burial of deceased convicts and providing an appropriation therefor.

Also, House Bill No. 373.

A bill for an Act entitled, "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools for the year 1914.

Also, House Bill No. 360.

A bill for an Act relating to qualifications of signers on petition to county commissioners.

Also, House Bill No. 471.

A bill to enact a law permitting a charge of tuition for attendance at any model high, 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. 470.

A bill for an Act relating to the expenses and method of transportation of prisoners and patients, and repealing Section 3515 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 122.

A bill for an Act to limit tax levies during the years 1915 and 1916, to restrict debt limits, and to regulate salaries of officers, and the rights and duties of officials now dependent upon assessed valuation.

Also, House Bill No. 282.

A bill for an Act providing for the construction and maintenance of sidetracks by railways at points near the international boundary.

Also, House Bill No. 486.

A bill for an Act appropriating money for the listing of any taxable land as required by law.

Also, House Bill No. 491.

A bill for an Act appropriating money to reimburse the common school fund of the State of North Dakota for loss occasioned through the purchase of illegal bonds.

Also, House Bill No. 480.

A bill for an Act making an appropriation for the per diem and expenses of the boards of experts and parole officers of the North Dakota State Penitentiary.

Also, House Bill No. 269.

A bill for an Act to amend Section 1008 of the Compiled Laws of North Dakota for the year 1913, relating to election returns.

Also, House Bill No. 248.

A bill for an Act to amend Section 2263 of the Compiled Laws of North Dakota for the year 1913, relating to county aid for the promotion of diversified farming.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### MOTIONS AND RESOLUTIONS

Mr. Allen moved that Senate Bill No. 95 be returned to the House not later than 2:30 this afternoon.

Mr. Kretschmar moved that Mr. Allen's motion be laid on the table.

Roll call was demanded.

The question being upon the motion to lay on the table the motion that Senate Bill No. 95 be returned to the House not later than 2:30 o'clock this afternoon.

The roll was called and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	McLean
Bonzer	Leutz	Murphy
Clark	Loftsgaard	Nelson, Gr. F'ks.
Englund	Mallough	Nelson, Rolette
Gardiner	Martin	Porter
Gronvold	McBride	Porterfield
Heckle	McFadden	Thoreson
Hughes	McGray	Young
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Rowe
Barnes	Kirkeide	Sandstrom
Bond	Lindstrom	Sikes
Bronson	Mudgett	Steele
Davis	Nelson, Rich'd	Trageton
Ellingson	Overson	Vail
Gibbens	Paulson	Wartner
Hoverson	Putnam	

Absent and not voting, Mr. Hamilton, who was excused.

So the motion to lay on the table prevailed.

### SPECIAL ORDERS

Mr. Bronson moved that the Senate now consider the motion that was deferred until 2 P. M. to-day, which motion prevailed.

Mr. Jacobsen moved as an amendment to Mr. Bronson's motion on which action was deferred until to-day as follows:

That it is the sense of the Senate that no bill which shall hereafter be recalled from the House shall be withheld after being transmitted to the Senate, when the Senate has refused to take action thereon within one day thereafter or has failed to consider the motion by which the same was passed within one day after such bill shall have hereafter been returned.

Roll call was demanded.

The question being on the amendment to Mr. Bronson's motion, the roll was called and there were ayes 26, nays 22, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hughes
Bonzer	Gardiner	Jacobsen
Clark	Gronvold	Kretschmar
Davis	Heckle	Leutz

Messrs.	Messrs.	Messrs.
Loftsgaard	McGray	Porter
Mallough	McLean	Porterfield
Martin	Murphy	Thoreson
McBride	Nelson, Gr. F'ks.	Young
McFadden	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Rowe
Barnes	Lindstrom	Sandstrom
Bond	Mudgett	Sikes
Bronson	Nelson, Richl'd	Steele
Ellingson	Overson	Trageton
Gibbens	Paulson	Vail
Hoverson	Putnam	Wartner
Hyland		

Absent and not voting, Mr. Hamilton, who was excused.

So the amendment to the motion prevailed.

Roll call was demanded.

The question being on Mr. Bronson's motion as amended, the roll was called and there were ayes 26, nays 22, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	McLean
Bonzer	Kretschmar	Murphy
Clark	Leutz	Nelson, Gr. F'ks.
Davis	Loftsgaard	Nelson, Rolette
Englund	Mallough	Porter
Gardiner	Martin	Porterfield
Gronvold	McBride	Thoreson
Heckle	McFadden	Young
Hughes	McGray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Rowe
Barnes	Lindstrom	Sandstrom
Bond	Mudgett	Sikes
Bronson	Nelson, Richl'd	Steele
Ellingson	Overson	Trageton
Gibbens	Paulson	Vail
Hoverson	Putnam	Wartner
Hyland		

Absent and not voting, Mr. Hamilton, who was excused.

So the motion as amended prevailed.

Mr. Bronson moved that it is the sense of the Senate that Senate Bill No. 95 should be returned to the House within thirty minutes for the reason that said bill was not recalled from the House in accordance with the

joint rules, Rule No. 14, which provides that the return of any bill or resolution shall be called for by resolution, whereas Senate Bill No. 95 was recalled by motion.

The President ruled the motion out of order.

An appeal was taken from the decision of the chair.

Roll call was demanded.

The question being whether the chair be sustained on the ruling that Mr. Bronson's motion was out of order, the roll was called and there were ayes 37, nays 9, absent and not voting 1, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Murphy
Allen	Kretschmar	Nelson, Gr. F'ks.
Bond	Leutz	Nelson, Rolette
Bonzer	Lindstrom	Overson
Clark	Loftsgaard	Porter
Englund	Mallough	Porterfield
Gardiner	Martin	Putnam
Gibbens	McBride	Sandstrom
Gronvold	McFadden	Sikes
Heckle	McGray	Steele
Hughes	McLean	Thoreson
Hyland	Mudgett	Young
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Rowe
Bronson	Nelson, Rich'd	Trageton
Ellingson	Paulson	Vail

Messrs. Davis and Wartner passed.

Absent and not voting, Mr. Hamilton who was excused.

So the chair was sustained.

Mr. Davis moved that the rules be suspended for the purpose of reconsidering the vote by which Senate Bill No. 95 was passed.

Roll call was demanded.

The question being on the motion to suspend the rules for the purpose of reconsidering the vote by which Senate Bill No. 95 was passed, the roll was called and there were ayes 28, nays 20, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	McLean
Bond	Kretschmar	Murphy
Bonzer	Leutz	Nelson, G. F'ks
Clark	Loftsgaard	Nelson, Rolette
Davis	Mallough	Overson
Englund	Martin	Porter
Gardiner	McBride	Porterfield
Gronvold	McFadden	Thoreson
Heckle	McGray	Young
Hughes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Sandstrom
Barnes	Lindstrom	Sikes
Bronson	Mudgett	Steele
Ellingson	Nelson, Rich'd	Trageton
Gibbens	Paulson	Vail
Hoverson	Putnam	Wartner
Hyland	Rowe	

Absent and not voting, Mr. Hamilton who was excused.

So the motion was lost.

The secretary announced that the President was about to sign House Bill No. 37.

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.

Also, House Bill No. 221.

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, relating to capital stock of state banks.

Also, House Bill No. 163.

A bill for an Act to amend Sections 874 and 876 of the Compiled Laws of 1913, relating to the forwarding of abstract of votes by county auditors and the meeting of the state canvassing board for primary elections.

And the President signed the same in the presence of the Senate.

### THIRD READING OF SENATE BILLS

Senate Bill No. 300.

A bill for an Act creating the office of public defender, defining his powers and duties, 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 29, nays 12, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Lindstrom	Nelson, Rolette
Barnes	Loftsgaard	Overson
Bonzer	Mallough	Porter
Davis	Martin	Porterfield
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Kirkeide	Murphy	Wartner
Leutz	Nelson, Rich'd	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Rowe
Bronson	Jacobsen	Sandstrom
Clark	Nelson, Gr. F'ks.	Vail
Hughes	Paulson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	McGray
Gardiner	Hoverson	Putnam
Gibbens	Kretschmar	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

The question being on the final passage of Senate Bill No. 208, the roll was called and there were ayes 36, nays 5, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sikes
Ellingson	McLean	Steele
Gronvold	Mudgett	Thoreson
Heckle	Murphy	Trageton
Hyland	Nelson, Gr. F'ks.	Vail
Jacobsen	Nelson, Richl'd	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hoverson	Nelson, Rolette	Young
McFadden	Sandstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Kretschmar
Davis	Hamilton	McGray
Gardiner	Hughes	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. McFadden moved that Senate Bill No. 315 be amended as follows:

After the enacting clause insert the following:

"Section 1. That Section 583 of the Compiled Laws of 1913 be and the same is hereby amended and re-enacted to read as follows:

Section 583. Free Passage.) Such commissioners, their secretary and the persons in their official employment shall, when in the performance of their official duties, have the right to pass free of charge on all railroads, steamers, vessels and boats and on all vehicles

employed in or by any railroad or other transportation company engaged in the transportation of freight and passengers within this state."

That Section 1 be made to read Section 2, Section 2 to read Section 3, Section 3 to read Section 4, Section 4 to read Section 5, and Section 5 to read Section 6.

Which motion prevailed.

The question being on the final passage of Senate Bill No. 315 as amended, the roll was called and there were ayes 35, nays 11, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rich'd
Allen	Kretschmar	Nelson, Rolette
Bond	Leutz	Overson
Bonzer	Lindstrom	Porter
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gronvold	McLean	Thoreson
Heckle	Mudgett	Wartner
Hughes	Murphy	Young
Jacobsen	Nelson, Gr. F'ks.	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Hyland	Steele
Bronson	Loftsgaard	Trageton
Ellingson	Paulson	Vail
Hoverson	Porterfield	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hamilton	McGray

Mr. Hamilton being excused.

So the bill passed.

Mr. McFadden moved that the title of Senate Bill No. 315 be amended to read as follows:

"For an Act to re-enact Section 583 of the Compiled Laws of 1913 providing for free passage for the members of the State Board of Railroad Commissioners and their employees and permitting free passage to the agents of the state board of immigration and to other persons under certain restrictions and limiting the rates that can be charged for the transportation of members of the national guard."

Which motion prevailed.

Mr. Murphy moved that further consideration of Senate Bill No. 225 be indefinitely postponed, which motion prevailed.

The question being on the final passage of Senate Bill

No. 169, the roll was called and there were ayes 25, nays 22, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Mudgett
Allen	Jacobsen	Overson
Bronson	Leutz	Porter
Davis	Lindstrom	Putnam
Englund	Mallough	Sandstrom
Gardiner	Martin	Steele
Gibbens	McBride	Vail
Heckle	McGray	Wartner
Hughes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Loftsgaard	Paulson
Bond	McFadden	Porterfield
Bonzer	McLean	Rowe
Clark	Murphy	Sikes
Ellingson	Nelson, Gr. F'ks.	Thoreson
Gronvold	Nelson, Rich'd	Trageton
Hoverson	Nelson, Rolette	Young
Kirkeide		

Absent and not voting, Messrs. Hamilton and Kretschmar, Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 308.

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268 of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 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 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Mudgett
Allen	Hughes	Murphy
Barnes	Hyland	Nelson, Rich'd
Bond	Jacobsen	Nelson, Rolette
Bonzer	Kirkeide	Overson
Bronson	Kretschmar	Paulson
Clark	Leutz	Porter
Davis	Lindstrom	Porterfield
Englund	Loftsgaard	Putnam
Ellingson	Mallough	Rowe
Gardiner	Martin	Sandstrom
Gibbens	McFadden	Sikes
Gronvold	McGray	Steele
Heckle	McLean	Thoreson

Messrs.  
Trageton  
Vail

Messrs.  
Wartner

Messrs.  
Young

Absent and not voting:

Messrs.

Messrs.

Messrs.

Hamilton

McBride

Nelson, Gr. F'ks.

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Davis moved that the Senate take a recess of ten minutes, which motion prevailed.

#### AFTER RECESS

Also, Senate Bill No. 310.

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products, under the direction of the board of control and disposition of the receipts of the brickyard.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 39, nays 0, absent and not voting 10.

Those voting in the affirmative were:

Messrs.

Messrs.

Messrs.

Albrecht

Kretschmar

Nelson, Rich'd

Bond

Leutz

Overson

Bonzer

Lindstrom

Paulson

Bronson

Loftsgaard

Porter

Clark

Mallough

Porterfield

Davis

Martin

Putnam

Englund

McBride

Rowe

Ellingson

McFadden

Sikes

Gibbens

McGray

Steele

Hoverson

McLean

Trageton

Hyland

Mudgett

Vail

Jacobsen

Murphy

Wartner

Kirkeide

Nelson, Gr. F'ks.

Young

Absent and not voting:

Messrs.

Messrs.

Messrs.

Allen

Hamilton

Nelson, Rolette

Barnes

Heckle

Sandstrom

Gardiner

Hughes

Thoreson

Gronvold

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to Eighth Order of Business.

Mr. Kretschmar moved that the Senate do now concur in the House amendments to Senate Bill No. 96, which motion prevailed.

Mr. Kretschmar moved that the rules be suspended and that Senate Bill No. 96 be placed on the calendar for third reading and final passage, which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 23rd, 1915.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution by Mr. Husband:

*Whereas*, The members of the Fourteenth Legislative Assembly after returning to their homes will not have any means of knowing definitely what laws have been enacted by the Fourteenth Legislative Assembly,

*Now Therefore be it Resolved by the House of Representatives, the Senate Concurring*, That the secretary of state be instructed to mail to each member of the House and of the Senate of the Fourteenth Legislative Assembly one bound copy of the Session Laws of 1915 as soon as the same shall have been compiled, indexed and printed.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

By unanimous consent the Senate returned to the Sixth Order of Business.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred Senate Bill No. 89.

A bill for an Act to amend Sections 397, 398, 399, 401 and 403 of the Compiled Laws of North Dakota for 1913, relating to boards of health; establishment of a state department of health consisting of a whole time state health officer and advisory members; duties; meetings; compensation; vacancies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 301.

A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, Gr. F'ks.	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Ellingson	Hamilton

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils; gasolines and other low flash test petroleum products. Providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Ellingson
Allen	Clark	Gardiner
Bond	Davis	Gibbens
Bonzer	Englund	Gronvold

Messrs.	Messrs.	Messrs.
Heckle	McBride	Porterfield
Hoverson	McFadden	Putnam
Hughes	McGray	Rowe
Hyland	McLean	Sandstrom
Jacobsen	Mudgett	Sikes
Kirkeide	Murphy	Steele
Kretschmar	Nelson, Gr. F'ks.	Thoreson
Leutz	Nelson, Richl'd	Trageton
Lindstrom	Nelson, Rolette	Vail
Loftsgaard	Overson	Wartner
Mallough	Paulson	Young
Martin	Porter	

Absent and not voting, Messrs. Barnes and Hamilton, the latter being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 288.

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.

Was read the third time.

Mr. Vail moved as an amendment to Senate Bill No. 288 as follows:

In line 10, Section one, after the word "treasurer" strike out the period and insert in lieu thereof, a comma.

In line 10, Section one, strike out the capital letter "T" in the word "the" after the word "treasurer" and insert in lieu thereof a small letter "t".

In line 11, add a comma after the word "treasurer", which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hoverson	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Richl'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	McBride

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 309.

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young
Hyland	Nelson, Rich'd	

Absent and not voting, Messrs. Barnes and Hamilton, the latter being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 307.

A bill for an Act to repeal Sections 11253, 11254 and 11255 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 47, nays 0, absent and not voting 2.

Those voting the in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hughes
Allen	Ellingson	Hyland
Bond	Gardiner	Jacobsen
Bonzer	Gibbens	Kirkeide
Bronson	Gronvold	Kretschmar
Clark	Heckle	Leutz
Davis	Hoverson	Lindstrom

Messrs.	Messrs.	Messrs.
Loftsgaard	Nelson, Gr. F'ks.	Sandstrom
Mallough	Nelson, Richl'd	Sikes
Martin	Nelson, Rolette	Steele
McBride	Overson	Thoreson
McFadden	Paulson	Trageton
McGray	Porter	Vail
McLean	Porterfield	Wartner
Mudgett	Putnam	Young
Murphy	Rowe	

Absent and not voting, Messrs. Barnes and Hamilton, the latter being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 317.

A bill for an Act entitled an Act to define the crime of fornication and providing punishment therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks.	Young
Hyland	Nelson, Richl'd	

Absent and not voting, Messrs. Barnes and Hamilton, the latter being excused.

So the bill passed and the title was agreed to.

The President called Mr. Gibbens to the chair.

Also, Senate Bill No. 194.

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

Was read the third time.

Mr. Hyland moved as an amendment to Senate Bill No. 194 as follows:

On page 2 of Section 3 in lines 6 and seven of the printed bill, that the words "the city of New York and other" be striken out and insert in lieu thereof the words "any city or state in the United States", which motion prevailed.

Mr. Hyland moved as an amendment to Senate Bill No. 194 as follows:

Change Sections 6, 7, and 8 to read Sections 7, 8, and 9 respectively; and that after Section 5 of the printed bill, insert a new section to read as follows:

"Section 6. Report.) The State Board of Immigration shall prepare a biennial report which shall be transmitted by the Governor to the Legislative Assembly. Said report shall contain a detailed financial statement showing the amounts and purposes of expenditures; and shall set forth fully and concisely the work of the State Board of Immigration and what has been done to carry out the provisions of this Act".

Mr. Overson moved as an amendment to the amendment to Senate Bill No. 194 as follows:

Add the following words, after the word "Act" of Section 6: "Substitute report shall be submitted at the same time that the State Board of Control is required to submit a report of their work"; which motion prevailed.

The question being on the amendment as amended, which motion prevailed.

Mr. Martin moved that Senate Bill No. 194 be indefinitely postponed, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. F'ks.	Wartner
Hyland	Nelson, Rich'd	Young

Mr. Martin voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Ellingson	Hamilton

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Hughes moved that further consideration of Senate Bill No. 36 be indefinitely postponed, which motion was lost.

The question being on the final passage of Senate Bill No. 36 as amended, the roll was called and there were ayes 34, nays 14, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	Nelson, Rolette
Allen	Hoverson	Overson
Barnes	Hyland	Porter
Bond	Kirkeide	Putnam
Bonzer	Lindstrom	Rowe
Bronson	Loftsgaard	Sandstrom
Clark	Mallough	Sikes
Davis	McFadden	Steele
Englund	McGray	Thoreson
Ellingson	McLean	Trageton
Gardiner	Mudgett	Vail
Gibbens		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Heckle	Martin	Paulson
Hughes	McBride	Porterfield
Jacobsen	Murphy	Wartner
Kretschmar	Nelson, G. F'ks.	Young
Leutz	Nelson, Rich'd	

Absent and not voting, Mr. Hamilton, who was excused.

So the bill passed.

Mr. Trageton moved that the title be amended so as to strike out the word "foreign" in line three of the engrossed bill, which motion prevailed.

Also, Senate Bill No. 156.

A bill for an Act authorizing an appropriation for carrying out the provisions of Sections 711, 712 and 713 of Chapter 9 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 46, nays 2, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bonzer	Englund
Allen	Bronson	Ellingson
Barnes	Clark	Gardiner
Bond	Davis	Gibbens

Messrs.	Messrs.	Messrs.
Gronvold	McBride	Porterfield
Heckle	McFadden	Putnam
Hoverson	McGray	Rowe
Hughes	McLean	Sandstrom
Hyland	Mudgett	Sikes
Jacobsen	Murphy	Steele
Kirkeide	Nelson, G. F'ks.	Thoreson
Kretschmar	Nelson, Rich'd	Trageton
Leutz	Nelson, Rolette	Vail
Lindstrom	Overson	Wartner
Mallough	Porter	Young
Martin		

Messrs. Loftsgaard and Paulson voted nay.

Absent and not voting, Mr. Hamilton, who was excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 204.

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Mudgett	Wartner
Hoverson	Murphy	Young
Hughes	Nelson, G. F'ks.	

Mr. Paulson voted nay.

Absent and not voting, Mr. Hamilton, who was excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 118.

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. Fks.	Young

Absent and not voting, Mr. Hamilton, who was excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, 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 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young

Absent and not voting, Mr. Hamilton, who was excused.

So the bill passed and the title was agreed to.

Mr. Overson moved that the vote by which the report of the Committee indefinitely postponing Senate Bill No. 186 was adopted be reconsidered, which motion prevailed.

The President presiding.

Mr. Overson moved that Senate Bill No. 186 be placed on the Calendar for third reading and final passage, which motion prevailed.

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 23rd, 1915.

*Mr. President:* ,

I have the honor to transmit herewith House Bill No. 475.

A bill for an Act relating to appropriation for the glandered horse and dourine fund.

Also, House Bill No. 309.

A bill for an Act authorizing clerks of the district Court to retain fees for naturalization papers collected prior to January 1st, 1915.

Also, House Bill No. 346.

A bill for an Act to amend 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.

Also, House Bill No. 493.

A bill for an Act to appropriate money for the maintenance, care, and repair of the old settlers' and historical park at Walhalla in Pembina county, North Dakota.

Also, House Bill No. 468.

A bill for an Act repealing Section 649 of the Compiled Laws of North Dakota for the year 1913, providing an appropriation for the commissioner of agriculture and labor for the purpose of promoting immigration.

Also, House Bill No. 179.

A bill for an Act to provide for the care, maintenance and conservation of the state park at Fort Rice in Morton County and making an appropriation therefor.

Also, House Bill No. 455.

A bill for an Act to amend and re-enact Section 7520

of the Compiled Laws of 1913 relating to exceptions by defendant to undertaking in claim and delivery actions.

Also, House Bill No. 498.

A bill for an Act to provide a state contingency fund to be placed at the disposal of the state emergency commission, and to appropriate money therefor.

Also, House Bill No. 216.

A bill for an Act to repeal Section 1821 and Section 1824 of the Compiled Laws of North Dakota for 1913, and to amend and re-enact Section 1821 of the Compiled Laws of 1913.

Also, House Bill No. 443.

A bill for an Act to amend Section 6501 of the Compiled Laws of North Dakota for 1913, relating to representation in an application for insurance.

Which the House has passed and your favorable consideration is respectfully requested.

House Bill No. 409.

A bill for an Act to provide for the distribution of agricultural publications.

Also, House Bill No. 487.

A bill for an Act to amend and re-enact Section 2652 of the Compiled Laws of 1913, relating to the duties of the state board of equalization with respect to the wolf bounty fund, and repealing all Acts and parts of Acts in conflict herewith.

Also, House Bill No. 478.

A bill for an Act to repeal Section 1417 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, and to amend Section 1415 of the Compiled Laws of 1913, and Sections 1416, 1418, and 1419 of the Compiled Laws of 1913 as amended by Chapter 148 of the laws of 1913, relating to maintenance of state educational institutions, and commonly known as the mill tax.

Also, House Bill No. 396.

A bill for an Act to provide for the sale of the State Capitol Trolley Car Line and Franchise and prescribing method by which the sale may be made and the minimum price therefor.

Also, House Bill No. 449.

A bill for an Act providing a franchise tax to be assessed against corporations on their right to be and exist as a corporation, or exercise corporate power

within the state. Prescribing the manner of making such assessment, the rate of such taxation, the manner of collecting the same, and requiring corporations to report on matters pertaining to such a tax, and prescribing the duties of public officers with relation thereto.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

Senate Bill No. 262.

A bill for an Act to amend and re-enact Sections 2724, 4038 and 4039 of the Revised Codes of 1905 and Sections 4361, 4363 and 4364 of the Compiled Codes 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 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hoverson	Murphy	Wartner
Hughes	Nelson, G. Fks.	Young

Absent and not voting Mr. Hamilton, who was excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 276.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of 1913, relating to laying out, altering or discontinuing roads.

Was read the third time.

Mr. Wartner moved that Senate Bills Nos. 276 and 223 be placed at the foot of the Calendar, to be considered together, which motion prevailed.

On motion, the Senate returned to the Seventh Order of Business.

#### REPORT OF SELECT COMMITTEE

The committee appointed to draft resolutions of condolence by reason of the death of the wife of Senator D. H. Hamilton, offered the following resolution:

*Whereas*, The home of one of our esteemed fellow Senators has been visited by the angel of death, and

*Whereas*, Providence has seen fit in Her infinite wisdom to take from his side a loving wife, therefore,

*Be It Resolved By the Senate of the State of North Dakota:*

That, while we feel how vain are words when the heart is full of a grief so overwhelming as that born of the loss of the wife who has journeyed by her husband's side thru the rough places and over the steep hill of man's allotted years to rest with him at its base, we extend to the Hon. D. H. Hamilton our sincere condolence and the consolation that the bereaved may derive from the consciousness of the heartfelt sympathy of many friends, who if they cannot assuage the anguish of his bereavement, pray that he may be sustained by that Providence Whose wisdom no man can fathom.

*And Be It Further Resolved*, That a copy of these resolutions be sent by the Secretary of the Senate to the Hon. D. H. Hamilton.

H. W. ALLEN,  
W. P. PORTERFIELD,  
IRA A. BARNES.

Mr. Allen moved that the report be adopted, which motion prevailed.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 187.

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bond	Clark
Allen	Bonzer	Davis
Barnes	Bronson	Englund

Messrs.	Messrs.	Messrs.
Ellingson	Lindstrom	Nelson, Rolette
Gardiner	Loftsgaard	Porter
Gibbens	Mallough	Porterfield
Gronvold	Martin	Putnam
Heckle	McBride	Rowe
Hoverson	McFadden	Sandstrom
Hughes	McGray	Sikes
Hyland	McLean	Steele
Jacobsen	Mudgett	Thoreson
Kirkeide	Murphy	Trageton
Kretschmar	Nelson, G. Fks.	Wartner
Leutz	Nelson, Rich'd	Young

Absent and not voting, Mr. Hamilton, who was excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed weapons or explosives, unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

Was read the third time.

Mr. Overson moved that Senate Bill No. 214 be placed at the foot of the Calendar, which motion prevailed.

Also, Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

Was read the third time.

Mr. Bronson moved that Senate Bill No. 203 be placed at the foot of the Calendar, which motion prevailed.

Also, Senate Bill No. 303.

A bill for an Act to amend Section 3511 of the Compiled Laws of the State of North Dakota for 1913, to read as follows:

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 39, nays 1, absent and not voting 6, passed 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, G. Fks.
Allen	Jacobsen	Nelson, Rich'd
Barnes	Kirkeide	Nelson, Rolette
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Heckle	McLean	Thoreson
Hoverson	Mudgett	Trageton
Hughes	Murphy	Young

Mr. Loftsgaard voted nay.

Messrs. Overson, Paulson and Vail passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Gronvold	Martin
Ellingson	Hamilton	Wartner

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 306.

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

Was read the third time.

Mr. Hughes moved that after the calling of the roll on Senate Bill No. 306 the Senate take a recess until 8 o'clock P. M., which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	McBride	Rowe
Ellingson	McFadden	Sandstrom
Gardiner	McGray	Sikes
Gibbens	McLean	Steele
Gronvold	Mudgett	Thoreson
Heckle	Murphy	Trageton
Hoverson	Nelson, G. Fks.	Vail
Hughes	Nelson, Rich'd	Young
Hyland		

Mr. Clark voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Wartner
Hamilton	Martin	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

The Senate took a recess.

#### AFTER RECESS

Mr. Sandstrom moved that further consideration of Senate Bill No. 293 be indefinitely postponed, which motion prevailed.

By unanimous consent the Senate returned to the Sixth Order of Business.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

##### *Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Also, Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey County.

And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

##### *Mr. President:*

Your Committee on Appropriations to whom was referred Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply on the state military mobilization grounds in Ramsey county.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3 of the printed bill, strike out the words and figures "two thousand dollars (\$2,000.00) annually" and insert in lieu thereof the words and figures "five hundred dollars (\$500.00)".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,

Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

February 23rd, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 408.

A bill for an Act to repeal Sections 2269, 2270, 2271, 2272 and 2275 of the Compiled Laws of North Dakota for the year 1913, all relating to the adjustment of delinquent taxes due the state from counties.

Also, House Bill No. 340.

A bill for an Act to prohibit insurance companies and their agents from rebating, discrimination and twisting, and providing a penalty therefor.

Also, House Bill No. 355.

A bill for an Act entitled, "An Act to permit townships through their board of supervisors to build drains within the township and outlets therefor without the township, and to provide the manner of assessing the cost thereof and provide for its payment.

Also, Senate Bill No. 335.

A bill for an Act to amend Section 1182 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 416.

A bill for an Act creating a board of highway improvements within each county of this state, providing for their election, duties, meetings and compensation.

Also, House Bill No. 484.

A bill for an Act providing for the preparation of the state budget; creating a state budget board, prescribing its powers and duties; making an appropriation to defray the expenses of said board; and repealing Sections 708, 709, and 710 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 485.

A bill for an Act to amend and re-enact Section 18120 of Compiled Laws of North Dakota 1913, relating to flags upon public institutions and to provide for an appropriation therefor.

Also, House Bill No. 301.

A bill for an Act to appropriate a sum of money for the maintenance and conservation of the state park at Fort Abercrombie.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

Senate Bill No. 234.

A bill for an Act creating and defining the Thirteenth Judicial District of the State of North Dakota, defining the boundaries thereof, providing for the appointment and election of a judge, and fixing the terms of court therein.

Was read the third time.

Mr. Wartner requested that the roll call on Senate Bill No. 234 be deferred a short time, which motion was unanimously granted.

Also, Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

Was read the third time.

Mr. Jacobson requested that the roll call on Senate Bill No. 279 be deferred a short time, which request was unanimously granted.

Also, Senate Bill No. 311.

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, relating to real estate taxes due and delinquent, when due, penalty and interest.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 26, nays 18, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	McLean
Allen	Hughes	Mudgett
Bonzer	Hyland	Murphy
Bronson	Jacobsen	Nelson, Rolette
Clark	Kretschmar	Overson
Davis	Leutz	Porterfield
Englund	Lindstrom	Sikes
Gardiner	McFadden	Young
Gibbens	McGray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	McBride	Sandstrom
Ellingson	Nelson, G. Fks.	Steele
Kirkeide	Nelson, Rich'd	Thoreson
Loftsgaard	Paulson	Trageton
Mallough	Porter	Vail
Martin	Rowe	Wartner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Putnam
Gronvold	Hoverson	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 312.

A bill for an Act to amend Section 2166 of the Compiled Laws of North Dakota, 1913, relating to delinquent personal property taxes, when due, penalty and interest.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 2, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, G. F'ks.
Allen	Kirkeide	Nelson, Rolette
Barnes	Kretschmar	Overson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Rowe
Clark	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Hoverson	McLean	Vail
Hughes	Mudgett	Wartner
Hyland	Murphy	Young

Messrs. Nelson of Richland and Paulson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hamilton	Putnam
Gronvold	Heckle	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 64.

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 32, nays 9, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Leutz	Overson
Barnes	Lindstrom	Porter
Bonzer	McBride	Sandstrom
Clark	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Hughes	Murphy	Vail
Hyland	Nelson, G. F'ks.	Wartner
Jacobsen	Nelson, Rich'd	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Mallough	Porterfield
Kretschmar	Martin	Rowe
Loftsgaard	Paulson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Gronvold	Hoverson
Davis	Hamilton	Putnam
Englund	Heckle	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 181.

A bill for an Act to amend Sections 8734, 8736, 8737, 8741, 8745, 8750, and to repeal Sections 8740, 8742, 8743, 8744, 8747 and 8748, of the Compiled Laws of 1913, relating to the method of presenting and proving claims against the estates of decedents in the county court.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Barnes	Bronson
Allen	Bonzer	Clark

Messrs.	Messrs.	Messrs.
Davis	Loftsgaard	Paulson
Englund	Mallough	Porter
Ellingson	Martin	Porterfield
Gardiner	McBride	Putnam
Gibbens	McFadden	Rowe
Gronvold	McGray	Sandstrom
Hoverson	McLean	Sikes
Hughes	Mudgett	Steele
Hyland	Murphy	Thoreson
Jacobsen	Nelson, G. F'ks.	Trageton
Kirkeide	Nelson, Rich'l'd	Vail
Kretschmar	Nelson, Rolette	Wartner
Leutz	Overson	Young
Lindstrom		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Heckle

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Hyland moved that further consideration of Senate Bill No. 234 be indefinitely postponed, which motion prevailed.

The question being on the final passage of Senate Bill No. 279, the roll was called and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Kretschmar	Porter
Barnes	Leutz	Porterfield
Clark	Lindstrom	Putnam
Davis	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hoverson	Mudgett	Vail
Hughes	Murphy	Wartner
Hyland	Nelson, G. Fks.	Young
Jacobsen	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Nelson, Rich'l'd	Paulson
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Heckle
Bonzer		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 244.

A bill for an Act entitled "An Act, authorizing and

empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Barnes	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. Fks.	Wartner
Hyland	Nelson, Richl'd	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Heckle

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Hughes moved that further consideration of Senate Bill No. 1 be indefinitely postponed, which motion was lost.

Mr. Bronson moved that Senate Bill No. 1 be removed from the foot of the calendar and placed on its third reading and final passage, which motion prevailed.

Senate Bill No. 1.

A bill for an Act prescribing the liability of an employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, and in regulating procedure for the determination of liability and compensation thereupon in certain cases.

Was read the third time.

Mr. Overson moved that further consideration of Senate Bill No. 1 be deferred until tomorrow morning, which motion prevailed.

The question being on the final passage of Senate Bill No. 214, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, Rolette
Barnes	Kretschmar	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. Fks.	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Heckle

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 213.

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 2, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	McBride
Barnes	Hoverson	McGray
Bond	Hughes	McLean
Bonzer	Hyland	Mudgett
Bronson	Kirkeide	Murphy
Clark	Kretschmar	Nelson, G. Fks.
Davis	Leutz	Nelson, Rich'd
Englund	Lindstrom	Nelson, Rolette
Ellingson	Loftsgaard	Overson
Gardiner	Mallough	Paulson
Gibbens	Martin	Porter

Messrs.	Messrs.	Messrs.
Porterfield	Sikes	Vail
Putnam	Steele	Wartner
Rowe	Thoreson	Young
Sandstrom	Trageton	

Messrs. Jacobsen and McFadden voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Heckle

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

The question being on the final passage of Senate Bill No. 276, the roll was called and there were ayes 41, nays 4, absent and not voting 3, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Overson
Barnes	Leutz	Paulson
Bonzer	Lindstrom	Porter
Clark	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	Martin	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gronvold	McLean	Steele
Heckle	Mudgett	Thoreson
Hoverson	Murphy	Vail
Hughes	Nelson, G. Fks.	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Kirkeide	Trageton
Gibbens		

Mr. Bond passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	McGray

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 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 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Clark	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. Fks.	Wartner
Hyland	Nelson, Rich'd	Young

Mr. Bronson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	McGray

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 23rd, 1915.

*Mr. President:*

I have the honor to transmit herewith, House Bill No. 458.

A bill for an Act to amend and re-enact Section 287 of the Compiled Laws of North Dakota for 1913.

Also, House Bill No. 296.

A bill for an Act relating to the White Stone Hill Memorial Park and making an appropriation therefor.

Also, House Bill No. 477.

A bill for an Act to amend and re-enact Section 3185 of the Compiled Laws of 1913, providing an appropriation for the burial and erection of headstones for deceased soldiers.

Also, House Bill No. 497.

A bill for an Act to appropriate money for the period from July 1st, 1915 to July 1st, 1917 for the care and maintenance of patients in the state hospital for the insane, required to be maintained at the expense of the

state pursuant to Section 2576 of the Compiled Laws of 1913, and Section 261 of the Compiled Laws of 1913.

Also, House Bill No. 344.

A bill for an Act to amend Section 5189 of the Compiled Laws of North Dakota for the year 1913 relating to insolvency of banks and the liquidation of the same by the state examiner.

Also, House Bill No. 428.

A bill for an Act to amend Section 2274 of the Compiled Laws of North Dakota for 1913, relating to what accounts shall be carried as "consolidated tax accounts."

Also, House Bill No. 12.

A bill for an Act providing for the taxation of the franchise of foreign corporations for the benefit of the state. All relating to revenue and taxation.

Also, House Bill No. 147.

A bill for an Act to amend Section 4904 of the Compiled Laws of the State of North Dakota for the year 1913, relating to fidelity insurance and corporate suretyship.

Also, House Bill No. 229.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering and discontinuing roads.

Also, House Bill No. 489.

A bill for an Act appropriating money for public printing not properly chargeable to any of the several departments of the state government from July 1st, 1915 to July 1st, 1917 and repealing all Acts and parts of Acts in so far as the same relate to appropriations for the same purposes.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

Mr. Sandstrom moved that further consideration of Senate Bill No. 223 be indefinitely postponed, which motion prevailed.

Mr. Overson moved that Senate Bill No. 186 be placed on the calendar for third reading and final passage, which motion prevailed.

Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Was read the third time.

Mr. Kretschmar moved that Senate Bill No. 186 be amended as follows:

Section 1, lines 3 and 4 of the printed bill, strike out the following: "\$500.00 for the year 1915 and".

Mr. Overson moved that further consideration of Senate Bill No. 186 be deferred until tomorrow morning, which motion prevailed.

Also, Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey county.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 2, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hoverson	Nelson, G. Fks.	Wartner
Hughes	Nelson, Rich'd	Young
Hyland	Nelson, Rolette	

Messrs. Loftsgaard and Martin voted nay.

Absent and not voting.

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Heckle

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Leutz moved that Senate Bill No. 196 be placed on the calendar for third reading and final passage, which motion prevailed.

Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Was read the third time.

Mr. Leutz moved that Senate Bill No. 196 be amended as follows:

In Sec. 4050, line 13 of the engrossed bill after the word "thereto", strike out balance of section, which motion prevailed.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vall
Hoverson	Nelson, G. F'ks.	Wartner
Hyland	Nelson, Rich'd	Young

Mr. Hughes voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Heckle	Jacobsen

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Thoreson moved that the Senate take a recess until 10 o'clock tomorrow morning, which motion prevailed and the Senate took a recess.

M. J. GEORGE,  
Secretary.

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FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST  
DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 24th, 1915.

The Senate convened at 10 o'clock A. M., pursuant to recess taken, the President presiding.

COMMUNICATION FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 24th, 1915.

To THE STATE SENATE,  
Bismarck, N. D.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the secretary of state Senate Bill No. 62, "A bill for an Act relating to county courts having increased jurisdiction, fixing the time to answer in county courts, amending Sections 8944, 8945, 8952 and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the time of service of summons by publication."

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

By unanimous consent the Senate returned to the Sixth Order of Business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 97.

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.

Also, Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State Penitentiary, and for making permanent improvements and additions thereto.

Also, Senate Bill No. 135.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

Also, Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the hospital for the insane at Jamestown.

Also, Senate Bill No. 138.

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

Also, Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Also, Senate Bill No. 274.

A bill for an Act providing for the making and keeping of tax receipts and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

Also, Senate Bill No. 144.

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the tuberculosis sanitarium at Dunseith, prior to that institution being turned over to the management of the board of control.

Also, Senate Bill No. 254.

A bill for an Act to provide for state insurance on public buildings and making an appropriation therefor.

Also, Senate Bill No. 201.

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation of schools.

Also, Senate Bill No. 131.

A bill for an Act providing for reassessment of property when taxes thereon have been set aside by order of the court and when such reassessment would promote the interests of the public; providing the method of reassessments, hearings thereon and spreading of the tax; also for the payment of the expense incident thereto.

Also, Senate Bill No. 192.

A bill for an Act to amend Sections 3703 and 3704 of the Compiled Laws of North Dakota for 1913, relating to the plans, specifications, estimates, resolutions, petitions, and to provide a means whereby the city council, or board of city commissioners as the same may be, shall obtain jurisdiction and be authorized to order improvements in improvement districts, and to contract for same in cities in the State of North Dakota.

Also, Senate Bill No. 297.

A bill for an Act to amend Sections 918, 925 and 927 of the Compiled Laws of 1913, relating to the time the assessors must complete the work of party registration, the rates to be charged per page to candidates advertising in the publicity pamphlet, and to the form in which the lists of voters are to be sent by the county auditor to the secretary of state.

Also, Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913 relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

Also, Senate Bill No. 316.

A bill for an Act to amend Section 1955 of the Compiled Laws of North Dakota of 1913 relating to bridges. And find the same correctly engrossed.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

## THIRD READING OF SENATE BILLS

Senate Bill No. 135.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 32, nays 0, absent and not voting 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Nelson, Rolette
Allen	I eutz	Overson
Bonzer	Loftsgaard	Paulson
Bronson	Mallough	Porterfield
Ellingson	Martin	Putnam
Gibbens	McFadden	Rowe
Gronvold	McGray	Sikes
Hoverson	McLean	Steele
Hughes	Mudgett	Thoreson
Hyland	Murphy	Young
Jacobsen	Nelson, Richl'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	Porter
Bond	Heckle	Sandstrom
Clark	Kirkeide	Trageton
Davis	Lindstrom	Vail
Englund	McBride	Wartner
Gardiner	Nelson, G. F'ks	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the hospital for the insane at Jamestown.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 0, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aibrecht	Bronson	Gronvold
Allen	Clark	Hoverson
Bond	Ellingson	Hughes
Bonzer	Gibbens	Hyland

Messrs.	Messrs.	Messrs.
Jacobsen	McFadden	Porterfield
Kirkeide	McGray	Putnam
Kretschmar	McLean	Rowe
Leutz	Mudgett	Sikes
Lindstrom	Murphy	Steele
Loftsgaard	Nelson, Richl'd	Thoreson
Mallough	Nelson, Rolette	Vail
Martin	Overson	Young
McBride	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	Sandstrom
Davis	Heckle	Trageton
Englund	Nelson, G. F'ks.	Wartner
Gardiner	Porter	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 138.

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kretschmar	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hoverson	Murphy	Vail
Hughes	Nelson, G. F'ks	Wartner
Hyland	Nelson, Richl'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Mudgett
Englund	Kirkeide	Sandstrom
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aibrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Mudgett	Trageton
Hoverson	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Jacobsen	Nelson, Richl'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	Vail
Englund	Hyland	
Mr. Hamilton being excused.		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 274.

A bill for an Act providing for the making and keeping of tax receipts and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 33, nays 9, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aibrecht	Jacobsen	Nelson, Richl'd
Allen	Kirkeide	Nelson, Rolette
Bonzer	Lindstrom	Overson
Bronson	Loftsgaard	Paulson
Clark	Mallough	Porter
Davis	Martin	Rowe
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Vail
Gronvold	McLean	Wartner
Hoverson	Nelson, G. F'ks	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Porterfield
Hughes	Mudgett	Putnam
Kretschmar	Murphy	Thoreson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Sandstrom
Englund	Hyland	Trageton
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 97.

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 2, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Nelson, Rolette
Allen	Leutz	Overson
Barnes	Lindstrom	Paulson
Bonzer	Loftsgaard	Porter
Bronson	Mallough	Porterfield
Clark	Martin	Putnam
Davis	McBride	Rowe
Ellingson	McFadden	Sandstrom
Gardiner	McGray	Sikes
Gibbens	McLean	Steele
Gronvold	Mudgett	Thoreson
Hughes	Murphy	Vail
Jacobsen	Nelson, G. F'ks	Wartner
Kirkeide	Nelson, Richl'd	Young

Those voting in the negative were Messrs. Bond and Hoverson.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Heckle	Trageton
Hamilton	Hyland	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State Penitentiary, and for making permanent improvements and additions thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Nelson, Rolette
Allen	Leutz	Overson
Barnes	Lindstrom	Paulson
Bond	Loftsgaard	Porter
Bonzer	Mallough	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Gardiner	McGray	Sikes
Gibbens	McLean	Steele
Gronvold	Mudgett	Thoreson
Hoverson	Murphy	Trageton
Hughes	Nelson, G. F'ks	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hamilton	Kirkeide
Ellingson	Heckle	Vail

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 144.

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the tuberculosis sanitarium at Dunseith, prior to that institution being turned over to the management of the board of control.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Hoverson	Mudgett	Trageton
Hughes	Murphy	Wartner
Hyland	Nelson, G. F'ks	Young
Jacobsen	Nelson, Rich'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hamilton	Vail
Ellingson	Heckle	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 354.

A bill for an Act to provide for state insurance on public buildings 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 40, nays 3, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Nelson, Rolette
Bond	Leutz	Overson
Bonzer	Lindstrom	Paulson
Clark	Loftsgaard	Porter
Davis	Mallough	Porterfield
Englund	Martin	Putnam
Ellingson	McBride	Rowe
Gardiner	McFadden	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Steele
Hoverson	Murphy	Thoreson
Hughes	Nelson, G. Fks.	Wartner
Hyland	Nelson, Richl'd	Young
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Bronson	Mudgett

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Trageton
Hamilton	Kirkeide	Vail

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 201.

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation 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 44; nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bond	Bronson
Allen	Bonzer	Clark

Messrs.	Messrs.	Messrs.
Davis	Lindstrom	Paulson
Englund	Loftsgaard	Porter
Ellingson	Mallough	Porterfield
Gardiner	Martin	Putnam
Gibbens	McBride	Rowe
Gronvold	McFadden	Sandstrom
Hoverson	McGray	Sikes
Hughes	McLean	Steele
Hyland	Mudgett	Thoreson
Jacobsen	Murphy	Vail
Kirkeide	Nelson, Rich'd	Wartner
Kretschmar	Nelson, Rolette	Young
Leutz	Overson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Trageton
Hamilton	Nelson, G. F'ks	
Mr. Hamilton being excused.		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 192.

A bill for an Act to amend Sections 3703 and 3704 of the Compiled Laws of North Dakota for 1913, relating to the plans, specifications, estimates, resolutions, petitions, and to provide a means whereby the city council, or board of city commissioners as the same may be, shall obtain jurisdiction and be authorized to order improvements in improvement districts, and to contract for same in cities in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 2, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kretschmar	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Clark	Loftsgaard	Porterfield
Davis	Mallough	Putnam
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hoverson	Mudgett	Vail
Hughes	Murphy	Wartner
Hyland	Nelson, Rich'd	Young
Messrs. Bronson and Rowe voted nay.		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Nelson, G. F'ks
Hamilton	Kirkeide	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 131.

A bill for an Act providing for reassessment of property when taxes thereon have been set aside by order of the court and when such reassessment would promote the interests of the public; providing the method of reassessments, hearings thereon and spreading of the tax; also for the payment of the expense incident thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 12, nays 28, absent and not voting 8, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hoverson	Nelson, Rolette
Davis	Martin	Overson
Ellingson	McBride	Sikes
Gibbens	Nelson, Rich'd	Trageton

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Paulson
Allen	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	McFadden	Rowe
Gardiner	McGray	Sandstrom
Gronvold	McLean	Steele
Hughes	Mudgett	Thoreson
Hyland	Murphy	Young
Jacobsen		

Mr. Leutz passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Vail
Englund	Kretschmar	Wartner
Hamilton	Nelson, G. F'ks	

Mr. Hamilton being excused.

Sc the bill was lost.

Also, Senate Bill No. 297.

A bill for an Act to amend Sections 918, 925 and 927 of the Compiled Laws of 1913, relating to the time the assessors must complete the work of party registration, the rates to be charged per page to candidates advertis-

ing in the publicity pamphlet, and to the form in which the lists of voters are to be sent by the county auditor to the secretary of state.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 5, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rich'd
Allen	Hyland	Nelson, Rolette
Bond	Kirkeide	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hoverson	Nelson, G. F'ks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Jacobsen	Mallough	Young
Kretschmar	McGray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Heckle	Vail
Hamilton	Overson	Wartner

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913 relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

Was read the third time.

Mr. Hyland moved that further consideration of Senate Bill No. 283 be deferred fifteen minutes, which motion prevailed.

Mr. Trageton moved that Senate Bill No. 316 be indefinitely postponed, which motion prevailed.

The question being on the final passage of Senate Bill No. 186, the roll was called and there were ayes 39, nays 4, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Bond	Bronson
Barnes	Bonzer	Clark

Messrs.	Messrs.	Messrs.
Davis	Martin	Porter
Ellingson	McBride	Putnam
Gardiner	McFadden	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Sikes
Hoverson	Mudgett	Steele
Jacobsen	Murphy	Thoreson
Kirkeide	Nelson, Rich'd	Trageton
Lindstrom	Nelson, Rolette	Vail
Loftsgaard	Overson	Wartner
Mallough	Paulson	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Porterfield
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Heckle	Hyland
Hamilton	Hughes	Nelson, G. F'ks

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

February 23rd, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 492.

A bill for an Act amending and re-enacting Chapter 279 of the Laws of 1913 known as the mill tax for terminal elevators.

Also, House Bill No. 417.

A bill for an Act to amend and re-enact Section 1433 of the Compiled Laws of North Dakota for the year 1913, relating to high school inspectors and state aid for high schools.

Also, House Bill No. 476.

A bill for an Act amending Sections 1531 and 1538 of the Compiled Laws of North Dakota for the year 1913, relating to the state library commission and repealing Section 1532.

Also, House Bill No. 345.

A bill for an Act amending Section 1258 of the Compiled Laws of North Dakota for the year 1913, providing for an annual school tax in special school districts.

Also, House Bill No. 495.

A bill for an Act appropriating money for the maintenance and repair of the capitol, executive mansion, state trolley line and state grounds, and repealing all Acts and parts of Acts relating to appropriations of money for the purpose herein set out.

Also, House Bill No. 300.

A bill for an Act to amend and re-enact Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269, 10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323, 10324, 10325, 10326, 10327, of the Compiled Laws of North Dakota for the year 1913, relating to the game and fish laws for the propagation, protection, and preservation of wild birds, wild animals, and fish; creating a state game and fish board, game wardens, game and fish commissioners, providing for open seasons for the taking of certain game-birds, game-animals, fur-bearing animals and fish; providing for resident and non-resident licenses and other provisions relating thereto, with penalties for the violation thereof.

Also, House Bill No. 509.

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 171.

A bill for an Act making an appropriation for improvements and repairs, and equipment for the school for the deaf at Devils Lake.

Also, House Bill No. 500.

A bill for an Act to appropriate a sum of money for the investigation by the board of railroad commissioners of proposed increases of interstate freight rates, especially grain rates, asked by western railroad companies, and to resist and defend against such proposed increases of rates before the interstate commerce commission.

Also, House Bill No. 501.

A bill for an Act to amend Section 5179 of the Compiled Laws of North Dakota for the year 1913 relating to the department of the state examiner.

Also, House Bill No. 513.

A bill for an Act appropriating \$960.00 to cover the deficit in the annual appropriation for the Missouri Slope Agricultural Fair Association of Mandan pursuant to the decision of the supreme court requiring the reduction of appropriations.

Also, House Bill No. 507.

A bill for an Act to appropriate money to cover the deficiency in the public printing account, shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 512.

A bill for an Act to appropriate \$1,152 to reimburse the Florence Crittenden Home at Fargo for deficit in the annual appropriation for such home pursuant to a decision of the supreme court reducing such appropriations.

Also, House Bill No. 499.

A bill for an Act to amend Section 44 of the Compiled Laws of North Dakota for the year 1913, relating to legislative apportionment.

Also, House Bill No. 488.

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 Sections 652 and 654 of the Compiled Laws of 1913, and all other Acts and parts of Acts in so far as the same relate to appropriations conflicting herewith, or to appropriations for the same matters or purposes provided for herein.

Also, House Bill No. 502.

A bill for an Act to appropriate money to cover the deficiency in the per diem and expenses trustees agricultural college account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 503.

A bill for an Act to appropriate money to cover the deficiency in the board of experts penitentiary account,

as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 504.

A bill for an Act to appropriate money to cover the deficiency in the trustees, live stock sanitary board account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 505.

A bill for an Act to appropriate money to cover the deficiency in the transportation convicts to reform school account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 506.

A bill for an Act to appropriate money to cover the deficiency in the salary and expense accounts of the state examiner, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 508.

A bill for an Act to appropriate money to cover the deficiency in the maintenance of capitol account, shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 510.

A bill for an Act to amend and re-enact Section 2710 of the Compiled Laws of 1913, relating to bovine tuberculosis fund.

Also, House Bill No. 511.

A bill for an Act amending Sections 398 and 401 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of health.

Also, House Bill No. 514.

A bill for an Act requiring the secretary of state to purchase all postage, furniture and fixtures, office supplies and printing for all officers and departments of the state government, and repealing all Acts and parts of Acts inconsistent herewith.

Also, House Bill No. 481.

A bill for an Act creating the state historical and museum department and prescribing the duties and powers thereof, and repealing Sections 380, 381, 382, 383, 384 and 385 of the Compiled Laws of North Dakota for the year 1913.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

THIRD READING OF SENATE BILLS

Mr. Hughes moved that Senate Bill No. 1 be amended by striking out Section eight in part two of the printed bill.

Mr. McGray moved as an amendment to the amendment the following by striking out on page four, line thirteen of the printed bill, the words "domestic servants, farm laborers, or".

The question being on the amendment of the amendment, which motion was lost.

The question being on the amendment, which motion was lost.

The question being on the final passage of Senate Bill No. 1, the roll was called and there were ayes 26, nays 19, absent and not voting 3, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Porter
Bond	Hyland	Porterfield
Bonzer	Leutz	Putnam
Bronson	Lindstrom	Rowe
Clark	Loftsgaard	Sikes
Davis	Mallough	Steele
Englund	Mudgett	Trageton
Ellingson	Nelson, G. F'ks	Vail
Gibbens	Overson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Martin	Nelson, Rolette
Gardiner	McFadden	Paulson
Gronvold	McGray	Sandstrom
Hughes	McLean	Thoreson
Jacobsen	Murphy	Wartner
Kirkeide	Nelson, Rich'd	Young
Kretschmar		

Mr. Albrecht passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Heckle	McBride

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Murphy moved that further consideration of Senate Bill No. 54 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone Senate Bill No. 54, the roll was called and there were ayes 22, nays 22, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Mallough	Paulson
Allen	Martin	Porterfield
Bonzer	McFadden	Rowe
Bronson	McGray	Steele
Gardiner	McLean	Vail
Gronvold	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Hyland	Nelson, Rolette
Bond	Jacobsen	Overson
Clark	Kirkeide	Porter
Davis	Leutz	Putnam
Englund	Loftsgaard	Sandstrom
Ellingson	Mudgett	Sikes
Gibbens	Nelson, Rich'l'd	Thoreson
Hoverson		

The Chair voted aye.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Lindstrom	Trageton
Heckle	McBride	

Mr. Hamilton being excused.

So the motion to indefinitely postpone Senate Bill No. 54 prevailed.

The question being on the final passage of Senate Bill No. 283, the roll was called and there were ayes 40, nays 3, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Leutz	Paulson
Barnes	Lindstrom	Porter
Bond	Loftsgaard	Porterfield
Bonzer	Martin	Putnam
Clark	McBride	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hoverson	Nelson, G. F'ks	Vail
Hyland	Nelson, Rich'l'd	Wartner
Jacobsen	Nelson, Rolette	Young
Kirkeide		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	McFadden	Rowe

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hamilton	Hughes
Gardiner	Heckle	Mallough

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 267.

A bill for an Act to amend Section 3851 of the Compiled Laws of North Dakota for 1913, relating to the election of village officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Ailen	Leutz	Paulson
Barnes	Lindstrom	Porter
Bond	Loftsgaard	Porterfield
Bonzer	Mallough	Putnam
Bronson	Martin	Sandstrom
Davis	McFadden	Sikes
Englund	McGray	Steele
Ellingson	McLean	Thoreson
Gardiner	Mudgett	Trageton
Gibbens	Murphy	Vail
Hughes	Nelson, G. F'ks	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clark	Hoverson	Rowe

Gronvold

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Kretschmar	McBride
Heckle		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 174.

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made thereof.

Was read the third time.

Mr. Leutz moved that further consideration of Senate Bill No. 174 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone Senate Bill No. 174, the roll was called and there were ayes 18, nays 26, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Murphy
Allen	Mallough	Nelson, G. F'ks
Gibbens	Martin	Overson
Hughes	McFadden	Paulson
Jacobsen	McGray	Steele
Kretschmar	McLean	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Porterfield
Bond	Hyland	Putnam
Bronson	Kirkeide	Rowe
Clark	Lindstrom	Sandstrom
Davis	Loftsgaard	Sikes
Englund	Mudgett	Thoreson
Ellingson	Nelson, Rich'd	Trageton
Gardiner	Nelson, Rolette	Vail
Gronvold	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Heckle	Wartner
Hamilton	McBride	

Mr. Hamilton being excused.

So the motion to indefinitely postpone Senate Bill No. 174 was lost.

The question being on the final passage of Senate Bill No. 174, the roll was called and there were ayes 26, nays 18, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Porterfield
Bond	Hyland	Putnam
Bronson	Kirkeide	Rowe
Clark	Lindstrom	Sandstrom
Davis	Loftsgaard	Sikes
Englund	Mudgett	Thoreson
Ellingson	Nelson, Rich'd	Trageton
Gardiner	Nelson, Rolette	Vail
Gronvold	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Murphy
Allen	Mallough	Nelson, G. F'ks
Bonzer	Martin	Overson
Gibbens	McFadden	Paulson
Hughes	McGray	Steele
Kretschmar	McLean	Young

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Hamilton	Jacobsen	Wartner
Heckle	McBride	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 127.

A bill for an Act to provide for county aid to rural graded and consolidated schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 8, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Lindstrom	Paulson
Bond	Mallough	Porter
Bronson	McFadden	Porterfield
Clark	McGray	Rowe
Davis	Martin	Sandstrom
Englund	McLean	Sikes
Ellingson	Mudgett	Steele
Gardiner	Murphy	Thoreson
Gronvold	Nelson, G. F'ks	Trageton
Hyland	Nelson, Rich'd	Vail
Jacobsen	Nelson, Rolette	Wartner
Kirkeide	Overson	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Loftsgaard
Barnes	Hoverson	Putnam
Bonzer	Leutz	

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Hamilton	Hughes	McBride
Heckle	Kretschmar	

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 217.

A bill for an Act to amend Section 669 of the Compiled Laws of North Dakota for 1913, relating to the bonds of county, township, city, village or school district officers, and repealing Section 664 of the Compiled Laws for 1913, relating to the bonds of county treasurers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. F'ks	Vail
Hoverson	Nelson, Rich'l'd	Wartner
Hyland	Nelson, Rolette	Young
Jacobsen	Overson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Kretschmar
Allen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Hughes	McBride
Heckle		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Rowe moved that further consideration of Senate Bill No. 140 be indefinitely postponed, which motion prevailed.

The question being on the final passage of Senate Bill No. 284, the roll was called and there were ayes 35, nays 10, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Barnes	Jacobsen	Porterfield
Bond	Kirkeide	Putnam
Bronson	Lindstrom	Rowe
Clark	McFadden	Sandstrom
Davis	McGray	Sikes
Englund	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. F'ks	Vail
Hoverson	Nelson, Rolette	Wartner
Hughes	Overson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Loftsgaard	Nelson, Rich'l'd
Bonzer	Mallough	Porter
Kretschmar	Martin	Young
Leutz		

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Ellingson	Heckle	McBride
Hamilton		

Mr. Hamilton being excused.

So the bill passed and the title was agreed to.

Mr. Trageton moved that further consideration of Senate Bill No. 168 be indefinitely postponed, which motion prevailed.

Also, Senate Bill No. 53.

A bill for an Act authorizing hearing upon and review of the rates fixed by any bureau for fire insurance upon property within this state.

Was read the third time.

Mr. Murphy moved that Senate Bill No. 53 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone Senate Bill No. 53, the roll was called and there were ayes 23, nays 23, absent and not voting 3.

**Those voting in the affirmative were:**

Messrs.	Messrs.	Messrs.
Allen	Mallough	Porterfield
Bonzer	Martin	Rowe
Bronson	McGray	Steele
Gronvold	McLean	Trageton
Hughes	Murphy	Vail
Kretschmar	Nelson, G. F'ks	Wartner
Leutz	Nelson, Rich'd	Young
Loftsgaard	Paulson	

**Those voting in the negative were:**

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Nelson, Rolette
Barnes	Hoverson	Overson
Bond	Hyland	Porter
Clark	Jacobsen	Putnam
Davis	Kirkeide	Sandstrom
Englund	Lindstrom	Sikes
Ellingson	McFadden	Thoreson
Gardiner	Mudgett	

The Chair voted aye.

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Hamilton	Heckle	McBride

Mr. Hamilton being excused.

So the motion prevailed.

Mr. Davis moved that Senate Bills Nos. 55, 56, 57 and 58 be indefinitely postponed, which motion prevailed.

Mr. Hughes moved that the vote by which Senate Bill No. 1 was passed be reconsidered.

Mr. Davis moved that the motion be laid on the table, which motion prevailed.

Mr. Bronson moved that the vote by which Senate Bill No. 174 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Davis moved that the Senate recess until 1:45 P. M., which motion prevailed.

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AFTER RECESS

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 24th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 230.

A bill for an Act to provide for the appointment of a commission of seven members to study and report upon the causes of crime in North Dakota, defining its powers, prescribing its duties and making an appropriation to carry out the purposes of this Act.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Trageton moved that all Senate bills passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The courtesies of the floor were extended to Messrs. Albert Petterson, J. S. Patterson, L. L. Cope, E. L. Richter, Hon. H. J. Bessesen, Hon. Tracy R. Bangs, and John O. Honchett.

Mr. Thoreson moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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FIFTY-FIRST DAY

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SENATE CHAMBER  
BISMARCK, NORTH DAKOTA,  
February 24th, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Mr. McGray.

Mr. Murphy moved that Mr. McGray be excused, which motion prevailed and he was excused by the President.

#### REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Forty-Ninth and Fiftieth Days, have carefully examined the same and recommend that the same be corrected as follows:

Page 15, line 8, change "two" to "three".

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

Mr. Lindstrom moved that the Senate adjourn after the first and second reading of House Bills, which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 286.

A bill for an Act to regulate the sale and exchange of stallions and jacks when guarantee of virility is made a part of the contract.

Was read the first and second time and referred to the Committee on Live Stock.

House Bill No. 332.

A bill for an Act to amend and re-enact Sections 236, 237 and 239 of the Compiled Laws of 1913, of North Dakota, relating to the Board of Control.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 271.

A bill for an Act to amend Section 2157 of the Compiled Laws of North Dakota for 1913 providing for specifications and numbering of tax receipts.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 426.**

A bill for an Act amending and re-enacting Section 8084 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on mortgage foreclosure sale, contents and recording of such certificates.

Was read the first and second time and referred to the Committee on Judiciary.

**House Bill No. 398.**

A bill for an Act to amend Section 4510 of the Compiled Laws of North Dakota for the year 1913, relating to corporations.

Was read the first and second time and referred to the Committee on Corporations other than Municipal.

**House Bill No. 327.**

A bill for an Act to amend and re-enact Section 4398 of the Compiled Laws of North Dakota for the year 1913, the same being Section 4067 of the Revised Codes of 1905, relating to the dissolution of marriage.

Was read the first and second time and referred to the Committee on Judiciary.

**House Bill No. 198.**

A bill for an Act relating to the liability of municipalities for injuries caused by accumulation of snow or ice on sidewalks.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

**House Bill No. 450.**

A bill for an Act to amend and re-enact Section 734 of the Compiled Laws of North Dakota for 1913, relating to delivery of decisions of the Supreme Court to reporters.

Was read the first and second time and referred to the Committee on Judiciary.

**House Bill No. 425.**

A bill for an Act amending and re-enacting Section 7751 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on execution sale, purchaser's rights and the recording of such certificates.

Was read the first and second time and referred to the Committee on Judiciary.

**House Bill No. 439.**

A bill for an Act to amend and re-enact Section 2579 of the Compiled Laws of North Dakota of 1913 relating

to expense chargeable against the estate of insane persons.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 298.

A bill for an Act to amend and re-enact Section 2248 of the Compiled Laws of North Dakota for 1913, relating to the making by corporations of annual statements to the state auditor.

Was read the first and second time and referred to the Committee on Corporations other than Municipal.

House Bill No. 386.

A bill for an Act to amend and re-enact Section 7738 of the Compiled Laws of North Dakota for the year 1913, relating to notice to debtor and time allowed for claiming exemptions in cases where personal property is levied upon.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 278.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce and providing for the procedure in cases where the cause for divorce is insanity.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 472.

A bill for an Act to repeal Section 650 of the Compiled Laws of North Dakota for the year 1913, relating to appropriation for contingency fund for commissioner of insurance.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 469.

A bill for an Act repealing Section 328 of the Compiled Laws of North Dakota for the year 1913, relating to collection fees of county treasurers, in connection with state lands.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 467.

A bill for an Act to amend and re-enact Section 122 of the Revised Codes of 1905, as amended by Chapter 178 of the laws of 1907, being Section 156 of the Compiled Laws of 1913.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 466.

A bill for an Act to amend and re-enact Section 10304 of the Revised Codes of 1905, being Section 11162 of the Compiled Laws of 1913.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 358.

A bill for an Act to amend and re-enact Section 3855 of the Compiled Laws of North Dakota for 1913, relating to election of village officers.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

House Bill No. 357.

A bill for an Act providing for the certification of City Specials and the division thereof by the city auditor and the city assessment commission in cities having a population of two thousand and over; providing certain duties of the county auditor in respect to special assessments, and for a form of record to be used, and to repeal Section 3729 of the Compiled Laws of North Dakota of 1913.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 353.

A bill for an Act to amend and re-enact Section 1137 of the Compiled Laws of North Dakota for the year 1913, providing for the salary and expenses of the county superintendent of schools.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 337.

A bill for an Act making it the duty of the commissioner of university and school lands to have certified copies of patents to indemnify lands recorded in the various counties containing such land.

Was read the first and second time and referred to the Committee on Schools and Public Lands.

House Bill No. 331.

A bill for an Act relating to the taxation of personal property known as moneys and credits.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 321.

A bill for an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers.

Was read the first and second time and referred to the Committee on Highways.

House Bill No. 236.

A bill for an Act to provide for the erection of a terminal elevator at St. Paul in the State of Minnesota, or Superior in the State of Wisconsin, directing the railroad commissioners to have general supervision of the construction and operation of the same, and appropriating the state terminal elevator fund for the purpose of carrying out the provision of this Act.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 302.

A bill for an Act to amend Sections 2141 and 2142 of the Compiled Laws of 1913, and to provide for the transfer of records and papers pertaining to assessment and taxation from the office of the state auditor to the office of the state tax commission.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 465.

A bill for an Act amending Section 176 of the Compiled Laws of North Dakota for the year 1913, relating to the duties of the insurance commissioner in connection with the hail insurance department.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 482.

A bill for an Act to amend and re-enact Section 11302 of the Compiled Laws of 1913, relating to the payment of expenses of inquests and burial of deceased convicts and providing an appropriation therefor.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 373.

A bill for an Act entitled, "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools for the year 1914."

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 360.**

A bill for an Act relating to qualifications of signers on petition to county commissioners.

Was read the first and second time and referred to the Committee on County and County Boundaries.

**House Bill No. 471.**

A bill to enact a law permitting a charge of tuition for attendance at any model high, 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 time and referred to the Committee on Education.

**House Bill No. 470.**

A bill for an Act relating to the expenses and method of transportation of prisoners and patients, and repealing Section 3515 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second time and referred to the Committee on Ways and Means.

**House Bill No. 122.**

A bill for an Act to limit tax levies during the years 1915 and 1916, to restrict debt limits, and to regulate salaries of officers, and the rights and duties of officials now dependent upon assessed valuation.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 282.**

A bill for an Act providing for the construction and maintenance of sidetracks by railways at points near the international boundary.

Was read the first and second time and referred to the Committee on Railroads.

**House Bill No. 486.**

A bill for an Act appropriating money for the listing of any taxable land as required by law.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 491.**

A bill for an Act appropriating money to reimburse the common school fund of the State of North Dakota for loss occasioned through the purchase of illegal bonds.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 480.**

A bill for an Act making an appropriation for the per diem and expenses of the board of experts and parol officers of the North Dakota state penitentiary.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 269.**

A bill for an Act to amend Section 1008 of the Compiled Laws of North Dakota for the year 1913, relating to election returns.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

**House Bill No. 248.**

A bill for an Act to amend Section 2263 of the Compiled Laws of North Dakota for the year 1913, relating to county aid for the promotion of diversified farming.

Was read the first and second time and referred to the Committee on Agriculture.

**House Bill No. 408.**

A bill for an Act to repeal Sections 2269, 2270, 2271, 2272 and 2275 of the Compiled Laws of North Dakota for the year 1913, all relating to the adjustment of delinquent taxes due the state from counties.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 340.**

A bill for an Act to prohibit insurance companies and their agents from rebating, discrimination and twisting, and providing a penalty therefor.

Was read the first and second time and referred to the Committee on Insurance.

**House Bill No. 355.**

A bill for an Act entitled, "An Act to permit townships through their board of supervisors to build drains within the township and outlets therefor without the township, and to provide the manner of assessing the cost thereof and provide for its payment.

Was read the first and second time and referred to the Committee on Irrigation and Drainage.

**House Bill No. 335.**

A bill for an Act to amend Section 1182 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 416.**

A bill for an Act creating a board of highway improvements within each county of this state, providing for their election, duties, meetings and compensation.

Was read the first and second time and referred to the Committee on Highways.

**House Bill No. 484.**

A bill for an Act providing for the preparation of the State Budget; creating a State Budget Board, prescribing its powers and duties; making an appropriation to defray the expenses of said board; and repealing Sections 708, 709 and 710 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 485.**

A bill for an Act to amend and re-enact Section 18120 of the Compiled Laws of North Dakota 1913, relating to flags upon public institutions and to provide for an appropriation therefor.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 301.**

A bill for an Act to appropriate a sum of money for the maintenance and conservation of the state park at Fort Abercrombie.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 409.**

A bill for an Act to provide for the distribution of agricultural publications.

Was read the first and second time and referred to the Committee on Public Printing.

**House Bill No. 487.**

A bill for an Act to amend and re-enact Section 2652 of the Compiled Laws of 1913, relating to the duties of the state board of equalization with respect to the wolf bounty fund, and repealing all Acts and parts of Acts in conflict herewith.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 478.**

A bill for an Act to repeal Section 1417 of the Compiled Laws of 1913 as amended by Chapter 148 of the

Laws of 1913, and to amend Section 1415 of the Compiled Laws of 1913, and Sections 1416, 1418, and 1419 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, relating to maintenance of state educational institutions, and commonly known as the mill tax.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 396.

capitol trolley car line and franchise, and prescribing capitol trolley car line and franchise, and prescribing method by which the sale may be made and the minimum price therefor.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 449.

A bill for an Act providing a franchise tax to be assessed against corporations on their right to be and exist as a corporation or exercise corporate power within the state. Prescribing the manner of making such assessment, the rate of such taxation, the manner of collecting the same, and requiring corporations to report on matters pertaining to such a tax, and prescribing the duties of public officers with relation thereto.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 475.

A bill for an Act relating to appropriation for the glandered horse and dourine fund.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 309.

A bill for an Act authorizing clerks of the district Court to retain fees for naturalization papers collected prior to January 1st, 1915.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 346.

A bill for an Act to amend 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 time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 493.

A bill for an Act to appropriate money for the maintenance, care and repair of the old settlers' home and historical park at Walhalla in Pembina County, North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 468.

A bill for an Act repealing Section 649 of the Compiled Laws of North Dakota for the year 1913, providing an appropriation for the commissioner of agriculture and labor for the purpose of promoting immigration.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 179.

For an Act to provide for the care, maintenance and conservation of the state park at Fort Rice in Morton County and making an appropriation therefor.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 455.

A bill for an Act to amend and re-enact Section 7520 of the Compiled Laws of 1913 relating to exceptions by defendant to undertaking in claim and delivery actions.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 216.

A bill for an Act to repeal Section 1821 and Section 1824 of the Compiled Laws of North Dakota for 1913, and to amend and re-enact Section 1821 of the Compiled Laws of 1913.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 498.

A bill for an Act to provide a state contingency fund to be placed at the disposal of the state emergency commission, and to appropriate money therefor.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 443.

A bill for an Act to amend Section 6501 of the Com-

piled Laws of North Dakota for 1913, relating to representation in an application for insurance.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 458.

A bill for an Act to amend and re-enact Section 287 of the Compiled Laws of North Dakota for 1913.

Was read the first and second time and referred to the Committee on Schools and Public Lands.

House Bill No. 296.

A bill for an Act relating to the White Stone Hill Memorial Park and making an appropriation therefor.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 477.

A bill for an Act to amend and re-enact Section 3185 of the Compiled Laws of 1913, providing an appropriation for the burial and erection of headstones for deceased soldiers.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 497.

A bill for an Act to appropriate money for the period from July 1st, 1915 to July 1st, 1917 for the care and maintenance of patients in the state hospital for the insane, required to be maintained at the expense of the state pursuant to Section 2576 of the Compiled Laws of 1913, and Section 261 of the Compiled Laws of 1913.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 344.

A bill for an Act to amend Section 5189 of the Compiled Laws of North Dakota for the year 1913 relating to insolvency of banks and the liquidation of the same by the state examiner.

Was read the first and second time and referred to the Committee on Banks and Banking.

House Bill No. 428.

A bill for an Act to amend Section 2274 of the Compiled Laws of North Dakota for 1913, relating to what accounts shall be carried as "consolidated tax accounts."

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 147.**

A bill for an Act to amend Section 4904 of the Compiled Laws of the State of North Dakota for the year 1913, relating to fidelity insurance and corporate suretyship.

Was read the first and second time and referred to the Committee on Insurance.

**House Bill No. 229.**

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering and discontinuing roads.

Was read the first and second time and referred to the Committee on Highways.

**House Bill No. 12.**

A bill for an Act providing for the taxation of the franchise of foreign corporations for the benefit of the state. All relating to Revenue and Taxation.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 489.**

A bill for an Act appropriating money for public printing not properly chargeable to any of the several departments of the state government from July 1st, 1915 to July 1st, 1917 and repealing all Acts and parts of Acts in so far as the same relate to appropriations for the same purposes.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 508.**

A bill for an Act to appropriate money to cover the deficiency in the maintenance of capitol account, shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 510.**

A bill for an Act to amend and re-enact Section 2710 of the Compiled Laws of 1913, relating to bovine tuberculosis fund.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 511.**

A bill for an Act amending Sections 398 and 401 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of health.

Was read the first and second time and referred to the Committee on Public Health.

House Bill No. 514.

A bill for an Act requiring the secretary of state to purchase all postage, furniture and fixtures, office supplies and printing for all officers and departments of the state government, and repealing all Acts and parts of Acts inconsistent herewith.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 481.

A bill for an Act creating the state historical and museum department and prescribing the duties and powers thereof, and repealing Sections 380, 381, 382, 383, 384 and 385 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 492.

A bill for an Act amending and re-enacting Chapter 279 of the Laws of 1913 known as the mill tax for terminal elevators.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 417.

A bill for an Act to amend and re-enact Section 1433 of the Compiled Laws of North Dakota for the year 1913, relating to high school inspectors and state aid for high schools.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 476.

A bill for an Act amending Sections 1531 and 1538 of the Compiled Laws of North Dakota for the year 1913, relating to the state library commission and repealing Section 1532.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 345.

A bill for an Act amending Section 1258 of the Compiled Laws of North Dakota for the year 1913, providing for an annual school tax in special school districts.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 495.**

A bill for an Act appropriating money for the maintenance and repair of the capitol, executive mansion, state trolley line and state grounds, and repealing all Acts and parts of Acts relating to appropriations of money for the purpose herein set out.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 509.**

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 171.**

A bill for an Act making an appropriation for improvements and repairs, and equipment for the school for the deaf at Devils Lake.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 500.**

A bill for an Act to appropriate a sum of money for the investigation by the board of railroad commissioners of proposed increases of interstate freight rates, especially grain rates, asked by western railroad companies, and to resist and defend against such proposed increases of rates before the interstate commerce commission.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 501.**

A bill for an Act to amend Section 5179 of the Compiled Laws of North Dakota for the year 1913 relating to the department of the state examiner.

Was read the first and second time and referred to the Committee on Banks and Banking.

**House Bill No. 513.**

A bill for an Act appropriating \$960.00 to cover the deficit in the annual appropriation for the Missouri Slope Agricultural Fair Association of Mandan pursuant to the decision of the supreme court requiring the reduction of appropriations.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 507.**

A bill for an Act to appropriate money to cover the deficiency in the public printing account, shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 512.**

A bill for an Act to appropriate \$1,152 to reimburse the Florence Crittenden Home at Fargo for deficit in the annual appropriation for such home pursuant to a decision of the supreme court reducing such appropriations.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 499.**

A bill for an Act to amend Section 44 of the Compiled Laws of North Dakota for the year 1913, relating to legislative apportionment.

Was read the first and second time and referred to the Committee on Apportionments.

**House Bill No. 502.**

A bill for an Act to appropriate money to cover the deficiency in the per diem and expenses trustees agricultural college account, as shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 503.**

A bill for an Act to appropriate money to cover the deficiency in the board of experts penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 504.**

A bill for an Act to appropriate money to cover the deficiency in the trustees, live stock sanitary board account, as shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 505.**

A bill for an Act to appropriate money to cover the deficiency in the transportation convicts to reform

school account, as shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 506.**

A bill for an Act to appropriate money to cover the deficiency in the salary and expense accounts of the state examiner, as shown on the books of the state auditor on December 31st, 1914.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 230.**

A bill for an Act to provide for the appointment of a commission of seven members to study and report upon the causes of crime in North Dakota, defining its powers, prescribing its duties and making an appropriation to carry out the purposes of this Act.

Was read the first and second time and referred to the Committee on Ways and Means.

**House Bill No. 488.**

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 Sections 652 and 654 of the Compiled Laws of 1913, and all other Acts and parts of Acts in so far as the same relate to appropriations conflicting herewith, or to appropriations for the same matters or purposes provided for herein.

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 300.**

A bill for an Act to amend and re-enact Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269, 10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323, 10324, 10325, 10326, 10327, of the Compiled Laws of North Dakota for the year 1913, relating to the game and fish laws for the propagation, protection, and preservation of wild

birds, wild animals, and fish; creating a state game and fish board, game wardens, game and fish commissioners, providing for open seasons for the taking of certain game-birds, game-animals, fur-bearing animals and fish; providing for resident and non-resident licenses and other provisions relating thereto, with penalties for the violation thereof.

Was read the first and second time and referred to the Committee on Game and Fish.

The Senate adjourned.

M. J. GEORGE,  
Secretary.

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### FIFTY-SECOND DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February, 25th, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hoverson, Hyland and McFadden; Messrs. Hoverson and Hyland being excused.

### REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fiftieth Day After Recess and Fifty-First Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

### PETITIONS AND COMMUNICATIONS

Mr. Thoreson presented the following petition:

VALLEY CITY, NORTH DAKOTA,  
February 11th, 1915.

*To the Honorable Fourteenth Legislative Assembly at Bismarck, North Dakota:*

*Whereas, At the General Election in November 1914,*

the voters of the State of North Dakota by a majority vote favored the erection of a terminal elevator to be built by the state, and

*Whereas*, The levy of a tax for the building of such terminal elevator was endorsed by the voters of the state, and

*Whereas*, The principles of American government rest upon and are determined by the majority vote.

*Be It Therefore Resolved by the Farmers' Club of Green Township, Barnes County, North Dakota*, That we hereby petition your Honorable Body to pass a law for the erection of a terminal elevator at such place as the state legislature find it most beneficial to the best interest of Marketing the grain produced in North Dakota.

(Signed) The Farmers Club of Green Township, Barnes County, North Dakota.

Mr. McGray presented the following petition:

TURTLE LAKE, NORTH DAKOTA,

January 6, 1915.

*Whereas*, We the undersigned members of the Turtle Lake Union No. 5795 American Society of Equity, do respectfully petition the Honorable Members of the Legislature to use their influence in securing the passage of House Bill No. 10.

(Signed) P. F. Fogarty, and 19 others.

*To the Fourteenth Legislative Assembly:*

We, the undersigned, ask you to vote and work for a state owned and controlled elevator at St. Paul. 83 per cent of the voters of North Dakota demand it.

(Signed) E. F. Barnes, and 77 others.

Mr. Gardiner presented the following petition:

LAKOTA, NORTH DAKOTA,

February 16, 1915.

*Resolutions adopted by the Lakota Volunteer Firemen's Association.*

We, the Lakota Volunteer Firemen's Ass'n., do hereby adopt the following resolutions: Resolved that the present Fire Marshal Law be retained, and that we kindly ask you to give your support and exercise your in-

fluence in maintaining the present Fire Marshal Law.  
(Signed) Lakota Volunteer Firemen's Association.  
Gustave Thal, Secretary.

## REPORTS OF STANDING COMMITTEES

### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in County Courts having Increased Jurisdiction.

Also, Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils, gasolines and other low flash test petroleum products. Providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred House Bill No. 361.

A bill for an Act creating a board of regents for the state university, the state agricultural college, the normal schools, the school of science, the normal and industrial school, the school of forestry, and such state educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for the management and control of the state educational institutions, to provide an appropriation to carry

out the purposes of the Act, and repealing all Acts or parts of Acts in conflict or inconsistent therewith.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, line 9 of engrossed bill, after the words "shall be", strike out the words "a resident of each congressional district within the state, as now established" and insert in lieu thereof the following: "appointed from each congressional district within the state, and no three members of such board shall be residents of counties in which any one of the state educational institutions is located".

Page 3, line 19 of engrossed bill, after the word "exceed", strike out "\$2,000.00" and insert in lieu thereof "\$2500.00".

Page 2, line 20 of engrossed bill, strike out the words "27th day of February" and insert in lieu thereof "2nd day of March".

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 290.

A bill for an Act to amend Section 7758 of the Compiled Laws of North Dakota for the year 1913, relating to the maximum rate of interest to be paid by judgment debtor when effecting a redemption.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,

Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 359.

A bill for an Act to amend Section 4414 of the Compiled Laws of 1913 relating to separate and mutual rights and liabilities of the husband and wife.

Have had the same under consideration and recommend that the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Hughes introduced the following resolution:

*Whereas*, The frequent floods of the Mississippi River, caused by waters from thirty-one states, embracing more than 41 per cent. of the total area of the United States, result in great loss of human lives in portions of the States of Illinois, Tennessee, Kentucky, Mississippi, Missouri, Arkansas and Louisiana, and large money losses, not only in such afflicted territory but in other portions of the nation, and

*Whereas*, It has been declared by every member of the engineer corps of the United States Army who has dealt with such floods, by the Mississippi River Commission and by other commissions appointed by Congress, that such floods can be prevented at a reasonable cost, and

*Whereas*, The work of such flood prevention has been going on for many years in the least economical way and over two-thirds of its cost has been borne by the damaged sections, who can no longer cope with the giant problem without effective aid from the National Government, and

*Whereas*, All political parties have declared in their campaign platforms that flood control of the Mississippi River is a national duty, therefore,

*Be It Resolved By the Senate of the Fourteenth Legislative Assembly of the State of North Dakota, the House of Representatives Concurring*, That the Congress of the United States be, and is hereby requested to fulfill this national duty at its next session and to enact such legislation as shall provide a separate and comprehensive plan for the prevention of such floods without delay.

*Be It Further Resolved*, That copies of this resolution be sent to the Speaker of the House of Representatives, to the President of the Senate of the Congress of the United States and to each member of the Senate and House of Representatives of this state in Congress.

Mr. Hughes moved that the resolution be adopted.

Mr. Overson moved as a substitute that it be referred to the Committee on Federal Relations, which motion prevailed.

Mr. Bronson moved that the Journal be made to read as follows:

In line 7, page 43, Journal of the 45th Day, strike out the following: "which motion was lost".

Also, in line 1, page 17, Journal of the 46th Day, strike out the words: "laid on the table" and insert in lieu thereof "withdrawn".

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

#### House Bill No. 148.

A bill for an Act to amend Section 2465 of the Compiled Laws of the State of North Dakota for the year of 1913, relating to drains.

Was read the third time.

Mr. Heckle, moved that House Bill No. 148 be placed at the foot of the Calendar.

Mr. Vail moved that House Bill No. 148 be amended as follows:

Strike out all, beginning with line 17 of the printed bill, to line 49, and insert in lieu thereof:

"Provided, that any person whose land is assessed or may be assessed for the construction of a drain, under the provisions of this chapter, shall have the right to appeal to the district court from the order of the board of drain commissioners establishing the drain. Such appeal shall be taken and perfected within thirty days after the order establishing the drain is filed. The appellant must file with the clerk of said court and serve upon any member of said board of drain commissioners a notice of appeal, and give an undertaking to be approved by said clerk of the district court in the sum of two hundred fifty dollars for the payment of the costs in the event that the appellant is unsuccessful in the district court. Such undertaking shall run in favor of the county in which the drain is located, and if located in more than one county it shall run in the name of either of the counties in which the drain is located. The judge shall hear said appeal not less than ten or more than thirty days after the filing of said appeal with the clerk, the day of hearing to be fixed by the court. The case shall be tried in all respects as a court case without a jury,

and costs shall be allowed and taxes as costs are now taxed in said courts in civil actions and upon like notice. Upon said appeal being perfected as hereinbefore provided, the district court shall have authority upon such hearing to try and determine the question as to whether there was, in the first instance, sufficient cause for making the petition for the establishment of the drain, and whether the proposed drain will cost more than the amount of the benefits to be derived therefrom.

Which motion prevailed.

The question being on the motion to place at the foot of the Calendar, which motion prevailed.

Also, House Bill No. 317.

A bill for an Act to amend Section 1905 of the Compiled Laws of North Dakota for 1913, relating to statistics.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 2, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Rowe
Clark	Mallough	Sandstrom
Davis	Martin	Sikes
Englund	McBride	Steele
Ellingson	McGray	Thoreson
Gardiner	McLean	Trageton
Gibbens	Mudgett	Vail
Gronvold	Murphy	Wartner
Heckle	Nelson, Rich'd	Young

Those voting in the negative were Messrs. Hamilton and Nelson of Grand Forks.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Kirkeide	Putnam
Hyland	McFadden	

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 159.

A bill for an Act to compel railroad companies to maintain suitable stockyards for the convenience of the

public; to restrain any person from using the stock-yards for any other purpose than shipping; and to provide a penalty for the violation thereof.

Was read the third time.

Mr. Englund moved that House Bill No. 159 be placed at the foot of the Calendar for the purpose of ascertaining the amendments thereto, which motion prevailed.

Also, House Bill No. 59.

A bill for an Act to amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Wartner
Heckle	Nelson, Rich'd	Young
Hughes		

Absent and not voting :

Messrs.	Messrs.	Messrs.
Hoverson	Hyland	McFadden

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

## MOTIONS AND RESOLUTIONS

Mr. Overson moved that the Calendar of all Bills on Third Reading shall in addition to the synopsis of the subject matter of the Bill, contain reference to the date and pages in the Journal when there have been any House or Senate amendments.

Mr. Bronson moved as an amendment that the words "as far as possible" be added after the word "contain", which motion prevailed.

The question being on the motion as amended, which motion prevailed.

Also, House Bill No. 114.

A bill for an Act defining the crime of bootlegging and fixing the punishment therefor and repealing Sections 10144 and 10145 of the Compiled Laws of North Dakota for 1913, being Chapter 60 Session Laws of 1913.

Was read the third time.

Mr. Leutz moved as an amendment to House Bill No. 114 as follows:

That the emergency clause be stricken out, which motion prevailed.

Mr. Kretschmar moved as an amendment to House Bill No. 114 as follows:

In line 8 of the printed bill strike out the words "direction or instruction", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Davis	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Wartner
Heckle	Nelson, Rich'd	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	McBride	Young
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	McFadden	Porterfield
Hyland		

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 196.

A bill for an Act to amend Section 3870 of the Compiled Laws of North Dakota, of 1913.

Was read the third time.

Mr. Vail moved as an amendment to House Bill No. 196 as follows:

In line 2, Section 2, strike out the words "city or village justice of the peace".

In line 5, strike out the words "city or village".

Which motion prevailed.

Mr. Vail moved that the vote by which House Bill No. 196 was amended be reconsidered, which motion prevailed.

Mr. Vail moved that the motion to amend House Bill No. 196 be withdrawn, which motion prevailed.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hyland	McFadden
Hoverson		

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

Mr. Davis moved that the rules be suspended and that House Bill No. 361 be placed at the head of the Calendar for third reading and final passage, which motion prevailed.

Mr. Wartner requested that further consideration of House Bill No. 361 be deferred a short time, which request was unanimously granted.

Also, House Bill No. 219.

A bill for an Act authorizing and empowering city councils, city commissions, village trustees and township supervisors to pay the rental of halls or auditoriums when used for public purposes, and to provide by taxation therefor.

Was read the third time.

Mr. Vail moved that further consideration of House Bill No. 219 be indefinitely postponed.

Roll call was demanded.

With the consent of his second Mr. Vail withdrew his motion.

Mr. Bronson moved as an amendment to House Bill No. 219 as follows:

In line 9, Section one of the printed bill, after the word "year" insert the following words: "Provided, however that this Act shall not apply to any city where there exists a public hall owned by a municipality, suitable for the purpose", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Wartner
Heckle	Nelson, Rich'd	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Hyland	McGray

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 361.

A bill for an Act creating a board of regents for the state university, the state agricultural college, the normal schools, the school of science, the normal and industrial school, the school of forestry, and such state

educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for the management and control of the state educational institutions, to provide an appropriation to carry out the purposes of the Act, and repealing all Acts or parts of Acts in conflict or inconsistent therewith.

Was read the third time.

Mr. Davis moved as an amendment to House Bill No. 361 as follows:

On page 3, line 45 of the printed bill, strike out the period and insert in lieu thereof a comma and add thereto the words "and who shall be allowed the necessary traveling expenses, when absent from the city of Bismarck on official business", which motion prevailed.

Mr. Bronson moved that the Senate take a recess of ten minutes, which motion prevailed.

#### AFTER RECESS

Mr. Davis moved as an amendment to House Bill No. 361 as follows:

In line 8, Section 4 on page 4 of the printed bill, strike out all of line eight after the word "treasury".

Also, in line 9, after the word "given", insert the words "and approved by the Governor the".

Also, in line 9, Section 8, page 10, after the word "as", insert the words "the president or".

Which motion prevailed.

Mr. Davis moved as an amendment to the amendment as follows:

Section 4 in line 5, page 4 of the printed bill, strike out the words "twenty-five thousand" and the figures "25,000" and insert in lieu thereof the words "ten thousand" and the figures "10,000", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	McBride
Allen	Heckle	McFadden
Barnes	Hughes	McLean
Bond	Jacobsen	Mudgett
Bonzer	Kirkeide	Murphy
Bronson	Kretschmar	Overson
Clark	Leutz	Paulson
Davis	Lindstrom	Porter
Englund	Loftsgaard	Porterfield
Gardiner	Mallough	Putnam
Gibbens	Martin	Rowe

Messrs.	Messrs.	Messrs.
Sandstrom	Thoreson	Wartner
Sikes	Trageton	Young
Steele	Vail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hyland	Nelson, Richl'd
Hamilton	McGray	Nelson, Rolette
Hoverson	Nelson, G. F'ks	

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

The President called Mr. Steele to the chair.

Also, House Bill No. 176.

A bill for an Act to amend and re-enact Section 3533 of the Compiled Laws of North Dakota for 1913, relating to compensation and office hours of county commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 34, nays 4, absent and not voting 10, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Paulson
Allen	Loftsgaard	Porter
Barnes	Mallough	Porterfield
Bond	Martin	Putnam
Bonzer	McBride	Sandstrom
Clark	McFadden	Sikes
Englund	McLean	Steele
Gibbens	Mudgett	Thoreson
Heckle	Murphy	Vail
Hughes	Nelson, Richl'd	Wartner
Jacobsen	Nelson, Rolette	Young
Kirkeide		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Hamilton	Overson
Gronvold		

Mr. Trageton passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hyland	McGray
Ellingson	Kretschmar	Nelson, G. F'ks
Gardiner	Lindstrom	Rowe
Hoverson		

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Sixth Order of Business.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 114.

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

Also, Senate Bill No. 175.

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 25th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 114.

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

Also, Senate Bill No. 175.

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

Also, Senate Bill No. 139.

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and

providing penalties for the violation of orders promulgated by the board of railroad commissioners.

Also, Senate Bill No. 171.

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

Also, Senate Bill No. 92.

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

Also, Senate Bill No. 246.

A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

Also, Senate Bill No. 241.

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance.

Also, Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

Also, Senate Bill No. 255.

A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

Also, Senate Bill No. 117.

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, schoolhouse sites, church sites, cemetery sites, sites for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right of way and other railroad uses, and purposes, reservoirs for the storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

Also, Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

Which the House has passed unchanged.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 285.

A bill for an Act entitled "An Act providing that the appraisers mentioned in fire insurance policies shall be residents of this state."

Also, Senate Bill No. 286.

A bill for an Act to authorize county treasurers to accept unpaid road bills against the county, for taxes, when counties have exceeded the levy made for road purposes, and warrants to cover cannot be issued until July when a new levy is made.

Also, Senate Bill No. 289.

A bill for an Act to provide for the payment of district judges when acting outside of their judicial districts, and to repeal Chapter 175 of the Session Laws of North Dakota for 1911.

Which the House has indefinitely postponed.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

Which the House has amended as follows:

On page 2, Section 2762D, line 8, after the words "Dorset-Niles-McBride" insert "or some other"; same section same line after the word "serum" insert "prepared or approved by the U. S. Department of Agriculture".

Same Section page 3, line 13 after words "anti-hog-

cholera" insert "or some other", which motion prevailed and the amendment was adopted.

And passed as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

Which the House has amended as follows:

Change section heading reading "Section 4" to "Section 2942".

Change section heading reading "Section 5" to "Section 2943".

Strike out comma between words "cannabis" and "indica" in fourth line of Section 2942.

In the seventh line from the end of Senate amended bill, change the word "Act" to the word "Section"; so that it will read, beginning with paragraph—

"Any person violating any of the provisions of this section shall, upon conviction, etc".

And passed as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 72.

A Concurrent Resolution amending Section 71 of the Constitution of the State of North Dakota, relating to the election and duration of term of office of Governor.

Also, Senate Bill No. 76.

A Concurrent Resolution amending Sections 150 and 173 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of county officers.

Also, Senate Bill No. 73.

A Concurrent Resolution amending Section 82 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of state officers.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts, to regulate the sale and price of same to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to pupils.

Which the House has amended as follows:

On page "6" of the printed bill in line "1" Sec. 8 following the word "district" insert the following words "where free text books are not provided" and in line "2" same section strike out the word "treasurer" and insert in lieu thereof "School Board".

And passed as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

The Secretary announced that the President was about to sign House Bill No. 167.

A bill for an Act to amend Section 10598 of the Compiled Laws of 1913.

Also, House Bill No. 136.

A bill for an Act to amend Sections 509 and 510 of the Compiled Laws of North Dakota for the year 1913, relating to the practice of dentistry.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign Senate Bill No. 14.

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in County Courts having Increased Jurisdiction.

Also, Senate Bill No. 96.

A bill for an Act providing for the inspection of refined petroleum, illuminating oils, gasolines and other low flash test petroleum products. Providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Also, Senate Bill No. 175.

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

Also, Senate Bill No. 114.      8

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

And the President signed the same in the presence of the Senate.

### THIRD READING OF HOUSE BILLS

House Bill No. 274.

A bill for an Act to amend and re-enact Section 2813 of the Compiled Laws of North Dakota for 1913, relating to bounties for tree planting.

Was read the third time.

Mr. Overson moved as an amendment to House Bill No. 274 as follows:

In lines 4 and 5, Section 2813, strike out the following words: "said trees not more than eight feet apart each way", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 39, absent 5, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Overson
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Mallough	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gibbens	Mudgett	Thoreson
Heckle	Murphy	Trageton
Hughes	Nelson, G. F'ks	Vail
Jacobsen	Nelson, Rich'd	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Wartner
Gronvold	Loftsgaard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hyland	Nelson, Rolette
Hoverson	Kretschmar	

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 210.

A bill for an Act to provide that townships may contribute to the support of district fair associations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Richl'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hyland	McGray
Hoverson		

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

Mr. Wartner moved that further consideration of House Bill No. 33 be deferred two days, which motion prevailed.

Also, House Bill No. 165.

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire, lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Gardiner
Allen	Clark	Gibbens
Barnes	Davis	Gronvold
Bond	Englund	Hamilton
Bonzer	Ellingson	Heckle

Messrs.	Messrs.	Messrs.
Hughes	McLean	Putnam
Jacobsen	Mudgett	Rowe
Kirkeide	Murphy	Sandstrom
Leutz	Nelson, G. F'ks	Sikes
Lindstrom	Nelson, Rich'l'd	Steele
Loftsgaard	Nelson, Rolette	Thoreson
Mallough	Overson	Trageton
Martin	Paulson	Vail
McBride	Porter	Wartner
McFadden	Porterfield	Young
McGray		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Hyland	Kretschmar
Messrs. Hoverson and Hyland being excused.		
So the bill passed and the title was agreed to.		

Also, House Bill No. 441.

A bill for an Act defining what the word *coal* means when used in the laws and resolutions of the legislative assembly of the State of North Dakota.

Was read the third time.

Mr. Hughes moved that Senate Bill No. 441 be amended by striking out all of Section two, which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Rich'l'd	Young
Jacobsen		

Mr. Bronson voted nay.

Absent and not voting, Messrs. Hoverson and Hyland, who were excused.

So the bill passed and the title was agreed to.

The courtesies of the floor were extended to Messrs. Roy V. Fyles, Wm. G. Owens and A. J. Smith of Raleigh, N. D.

Mr. Overson moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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FIFTY-THIRD DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 26th, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hoverson, Hyland and Sandstrom.

Mr. Paulson moved that Mr. Hoverson and Mr. Hyland be excused, which motion prevailed and they were excused by the President.

REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifty-Second Day, have carefully examined the same and recommend that the same be corrected as follows:

On page 11, line 17, strike out the word "or" and insert in lieu thereof the word "owned"; also, on page 22 line 1, strike out the word "Owens" and insert in lieu thereof, the word "Overson".

And when so amended recommend that the same be approved.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

PETITIONS AND COMMUNICATIONS

Mr. McFadden presented the following petitions:

CAVALIER, NORTH DAKOTA,  
January 29, 1915.

HON. A. J. MCFADDEN,  
Bismarck, N. D.

*Dear Sir:*

*Resolved*, That the Representatives of the various Sunday Schools of District No. 1, in Institute assembled in Cavalier on Jan. 28, 1915 go on record as favoring the appointment of an Enforcement Commissioner, House Bill No. 71. Also as favoring the Suffrage Amendment, Senate Bill No. 91.

The Secretary was instructed to write the Senator from this county and urge him to use his vote and influence for the passage of these bills.

(Signed) Mrs. R. McFadden, County Secretary.

January 28th, 1915.

*To Hon. A. J. McFadden:*

We, the undersigned resident voters of Pembina County, North Dakota, and of the district from which you were elected to your present office of trust, do hereby earnestly request that you use your influence and vote for "Enforcement Commissioner", House Bill No. 71, now before the present Session of the North Dakota Legislature, and we do further respectfully request that you support and vote for all bills that may be presented to the Legislature for passage at the Session now in progress, that may be in the interests of prohibition.

(Signed) W. A. Reed, and 175 others.

Mr. Gronvold presented the following petition:

BARTON, NORTH DAKOTA,  
February 17th, 1915.

*To Senator F. T. Gronvold:*

We, the undersigned, request your support for House Bill No. 71.

(Signed) Rev. P. A. Strommen and 32 others.

## COMMUNICATION FROM THE GOVERNOR

OFFICE OF THE GOVERNOR.

BISMARCK, NORTH DAKOTA,

February 25th, 1915.

TO THE STATE SENATE,  
Bismarck,

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the Secretary of State Senate Bill No. 96, "A Bill for an Act Providing for the Inspection of Refined Petroleum, Illuminating Oils, Gasolines and other Low Flash Test Petroleum Products. Providing for Ports of Entry, Appointment of a State Inspector of Oils and Deputies, Fixing the Salaries of the Same, and Defining Chemical and Other Tests";

Also, Senate Bill No. 14, "A Bill for an Act to Amend and Re-enact Section 8957 of the Compiled Laws of North Dakota for 1913, Relating to Costs in County Courts having Increased Jurisdiction";

Also, Senate Bill No. 114, "A Bill for an Act to Amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, Relating to the Board of Trustees of the Soldiers Home";

Also, Senate Bill No. 175, "A Bill for an Act Providing State Aid for the Department of North Dakota of the Grand Army of the Republic".

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

## REPORTS OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 171.

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

Also, Senate Bill No. 246.

A bill for an Act to amend and re-enact Section 2702

of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

Also, Senate Bill No. 241.

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance.

Also, Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic, in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

Also, Senate Bill No. 255.

A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

Also, Senate Bill No. 117

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, school house sites, church sites, cemetery sites, sites for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right-of-way, and other railroad uses and purposes, reservoirs for the storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

Also, Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred House Bill No. 386.

A bill for an Act to amend and re-enact Section 7738 of the Compiled Laws of North Dakota for the year 1913, relating to notice to debtor and time allowed for claiming exemptions in cases where personal property is levied upon.

Have had the same under consideration and recommend that the same be amended as follows:

In line 8 of the printed bill after the word "have" insert "written or".

And when so amended recommend the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 309.

A bill for an Act authorizing clerks of the district court to retain fees for naturalization papers collected prior to January 1st, 1915.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

*Mr. President:*

Your Committee on Elections to whom was referred House Bill No. 358.

A bill for an Act to amend and re-enact Section 3855 of the Compiled Laws of North Dakota for 1913, relating to election of village officers.

Have had the same under consideration and recommend that the same do pass.

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

Also, your Committee on Elections to whom was referred House Bill No. 269.

A bill for an Act to amend Section 1008 of the Compiled Laws of North Dakota for the year 1913, relating to election returns.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALOYS WARTNER,  
Chairman.

Mr. Wartner moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

*Mr. President:*

Your Committee on Insurance to whom was referred House Bill No. 443.

A bill for an Act to amend Section 6501 of the Compiled Laws of North Dakota for 1913, relating to representation in an application for insurance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred House Bill No. 147.

A bill for an Act to amend Section 4904 of the Compiled Laws of the State of North Dakota for the year 1913, relating to fidelity insurance and corporate suretyship.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

Also, your Committee on Insurance to whom was referred House Bill No. 340.

A bill for an Act to prohibit insurance companies and their agents from rebating, discrimination and twisting, and providing a penalty therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Mr. Murphy moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred House Bill No. 478.

A bill for an Act to repeal Section 1417 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, and to amend Section 1415 of the Compiled Laws of 1913, and Sections 1416, 1418, and 1419 of the Compiled Laws of 1913 as amended by Chapter 148 of the laws of 1913, relating to maintenance of state educational institutions, and commonly known as the mill tax.

Have had the same under consideration and recommend that the same be amended as follows:

In line 8, Section 1416 of printed bill, after the word "Normal", insert the word "and".

In line 12, Section 1418, printed bill, after the word "the", insert the words "Normal and".

Line 9, Section 1419, printed bill, after the word "paid", insert the words "in twelve".

In same line, after the word "monthly", insert the word "installments".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 480.

A bill for an Act making an appropriation for the per diem and expenses of the board of experts and parole officers of the North Dakota state penitentiary.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title of printed bill, strike out the word "parol" and insert in lieu thereof the word "field".

In line 7, Section 1, printed bill, before the word "officer", strike out the word "parol" and insert in lieu thereof the word "field". In same line strike out the figures "18" and insert in lieu thereof the figures "24".

In line 8, Section 1, printed bill, before the word "officer", strike out the word "parol" and insert in lieu thereof the word "field".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,

Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 475.

A bill for an Act relating to appropriation for the glandered horse and dourine fund.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1, Section 1 of printed bill, strike out the words "the funds" and insert in lieu thereof the words "any moneys in the state treasury".

In line 2, Section 1, strike out the words "of the state of North Dakota."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,

Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 468.

A bill for an Act repealing Section 649 of the Compiled Laws of North Dakota for the year 1913, providing an appropriation for the commissioner of agriculture and labor for the purpose of promoting immigration.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,

Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 477.

A bill for an Act to amend and re-enact Section 3185 of the Compiled Laws of 1913, providing an appropria-

tion for the burial and erection of head stones for deceased soldiers.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 30.

A bill for an Act to amend Section 10955 of the Compiled Laws of 1913 relating to the duties and salary of the field officer appointed by the board of trustees of the state penitentiary.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the emergency clause.

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 484.

A bill for an Act providing for the preparation of the State Budget; creating a State Budget Board, prescribing its powers and duties; making an appropriation to defray the expenses of said board; and repealing Sections 708, 709 and 710 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 line 14, Section 1, printed bill, strike out the figures "1917" after the word "November", and insert in lieu thereof the figures "1916".

Line 24, Section 1, printed bill, after the word "representatives", insert the following: "or such other member or members appointed by the Governor to fill the vacancy".

Line 25, Section 1, after the word "service", insert the following: "and traveling expenses necessarily incurred".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred House Bill No. 356.

A bill for an Act prescribing the manner in which rates to be charged by persons, firms or corporations for water, gas or electricity for light, heat or power may be regulated and placing such regulation under the control of the board of railroad commissioners.

Have had the same under consideration and recommend that the same be amended as follows:

Sec. 5, lines 2 and 3 of printed bill, strike out the word "corporation" and insert in lieu thereof the word "corporations".

And when so amended recommend the same do pass.

J. E. DAVIS,

Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred the following Concurrent Resolution from the House:

*"Whereas*, Through the courtesy of the Northern Pacific Railway Company, the state has had the use of the Northwest Hotel for committee rooms for the legislative assembly for the last two sessions; and,

*Whereas*, It is not probable that the use of this building can be had for the legislative assembly of 1917; and,

*Whereas*, Committees of the next legislative assembly may be subjected to much inconvenience and the business of the legislative assembly delayed if committee rooms are not provided before the meeting of the legislative assembly,

*Therefore be it Resolved by the House of Representatives, the Senate Concurring*, That the Board of Control be, and is hereby, instructed to secure, in time for the use of the next legislative assembly, a sufficient number of suitable rooms for the use of the committees of the House and Senate and furnish them with the necessary furniture and janitor service.

*And Be it Further Resolved*, That the secretary of state be, and he is hereby, instructed to furnish the committee rooms so provided with the laws and necessary stationery.

*Be It Resolved*, That this resolution be enrolled and copies of it be filed by the chief clerk with the board of control and the secretary of state."

Have had the same under consideration, and recommend that the same be amended as follows:

Line 20, strike out the following: "And be it Further Resolved, That the Secretary of State be, and he is hereby, instructed to furnish the committee rooms so provided with the laws and necessary stationery".

Line 26, strike out the words "and the Secretary of State" and insert in lieu thereof a period.

And when so amended recommend that the Senate do concur in the same.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred the following Concurrent Resolution from the House:

*Whereas*, A careful and impartial review of the Railway tax situation in this State fully demonstrates to any fair-minded man the strangling effects of the system, or lack of system, now in vogue on the weaker lines of Railway, and

*Whereas*, There are many portions of the state more than twenty miles distant from any Railway, and if such regions of the state are to develop their possibilities, branch lines are an imperative necessity, and

*Whereas*, It seems obvious that the much needed branch lines will not be built until investors are assured that such branch lines will be assessed for taxation purposes, only in proportion to their ability to pay, and

*Whereas*, the seeming impossibility of complying with the Constitution and the Laws at the present time, as evidenced by the history of assessment and taxation in the State, makes the adoption of some system that would establish justice as between railways, a public necessity, and

*Whereas*, the state has neither the money, the machinery nor the inclination to take an inventory of the

railway property of the state in order to arrive at the inventory value, market value, price value or sales value of railway property; and further, as there is really no such thing as a sales price value for railroads, as shares in railroads are quite invariably divided into \$100 certificates, and the prices at which those certificates are sold at private sale, or on the stock markets, does not generally furnish an index for the market price of a railway system, for the reason that the range of the market for any commodity is narrowed by the infrequency of the demand for such commodity; by the indivisible bulk of the commodity and the amount of the price that must be paid in settlement for a single purchase. Therefore, for those reasons property for which there is an infrequent demand that is of the great invisible bulk, requiring a large amount of money for its purchase, cannot and does not have a ready marketable price or even value, for while "value" the term generally applied to property the transfer of which is acknowledged by the execution of documents to be recorded as evidence of the transfer would serve as a guide to the Board of Equalization in arriving at the "value" of real estate and other commodities of commerce for which records can be had—there is really no way to arrive at even the approximate value of Railways unless their earning power is given first and full consideration, and

*Whereas*, All economists and students of revenue agree that it is next to impossible to arrive at the value of railroads for taxation purposes, unless the earning capacity of the railroads is given the fullest consideration. Prof. E. H. Meyer of the Interstate Commerce Commission, an able and impartial authority, said in a very thorough discussion of the various matters of taxing railroads, "therefore, it was necessary to select from all the methods that one which promises the best results. This method is the Cross Earnings System basis for the distribution of values. In theory, it meets the requirements of the problem of the distribution of the values better than any of the other available methods, and in practice it has the advantage of depending upon information which the railway companies of the United States must furnish. Besides, it has received much more support among men who should be qualified to have correct judgment on matters of this kind than any other. In fact, practical unanimity exists regarding the preferences for the gross earnings method under all

the circumstances." And again, in the same bulletin, on page 13, Prof. Meyer says, "An exhaustive study of the different methods leads to the conclusion that the gross earnings basis results in the most accurate assignment of the value of railway property possible." And again, "manifestly therefore, all measures of value of railway property aggregated into systems of useful dimensions are impracticable and fallacious, save a single one earning power; that is the power to make legitimate revenue for its owners. Such must always be the sole reliable measure of the value of all things not customarily bought and sold outright."

The Wisconsin Tax Commission in its report for 1910 on page 53 says, referring to railway taxation; "As to nearly all such properties, their capacity to produce revenue will be the dominant factor in ascertaining values, and for this reason, taxation according to value would not be different in results from taxation based directly upon income."

Dr. James E. Boyle, Professor of Economics State University at Grand Forks, says in a discussion of the matter: "For the past ten years I have believed in the gross earnings method for railroads and other public utilities." The gross earnings system is just as between railroads; it enables the state to share increased earnings automatically, and encourages instead of retarding railroad construction; it is easily ascertained; it does not hamper or impose burdens upon a weak railway built into new territory until it is on an operating basis; it adjusts itself to varying economic conditions, fluctuating with the increase or diminution of business, thus following the rise and fall of property value; it affords a sure and staple revenue for the state, and

*Whereas*, The sworn reports filed by the different railway companies in complying with the regulations of the United States government, as well as state laws, shows in detail the earning power of such railway, making it easy for the State Board of Equalization to arrive at a just basis in the levying and collection of

*"Whereas*, A review of the railway situation in North Dakota shows the manifest need of some available yardstick to measure as nearly as may be the situation between the different railways, so that each may be taxed at least in a degree in proportion to its ability to pay and thus encourage the building of more branch lines".

*Therefore, Be It Resolved*, By the House, the Senate concurring, that the State Board of Equalization be re-

quested to require each railway in the state to file with the said board of equalization by June 1, 1915, and each June first thereafter, a full and complete report of the gross earnings for the calendar year next preceding, and the term "gross earnings" is hereby defined and shall be construed to mean all earnings on business, beginning and ending within the state, and a proportion, based upon the proportion of the mileage within the state to the entire mileage over which such business is done, of earnings on all interstate business passing through, into or out of the state; in order that the said Board of Equalization may be able to give full consideration to gross earnings in equalizing the assessed value of the different railways to the end that approximate justice, as between railways, be administered, in matters of taxation."

Have had the same under consideration and recommend that the Senate do concur in the same.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

*Mr. President:*

A majority of your Committee on Temperance to whom was referred House Concurrent Resolution relating to mailing of liquor advertisements.

Have had the same under consideration and recommend that the Senate do concur therein.

T. N. PUTNAM,  
Chairman.

Also, a minority of your Committee on Temperance to whom was referred House Concurrent Resolution relating to the mailing of liquor advertisements.

Have had the same under consideration and recommend that the Senate do not concur in the same.

F. LEUTZ.

Mr. Putnam moved the adoption of the majority report of the Committee on Temperance on House Concurrent Resolution relating to the mailing of liquor advertisements.

Mr. Leutz moved that the word "majority" be stricken

out and the word "minority" be inserted, which motion was lost.

The question being on the adoption of the majority report, which motion prevailed.

The Secretary announced that the President was about to sign Senate Bill No. 171.

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

Also, Senate Bill No. 246.

A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

Also, Senate Bill No. 241.

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance.

Also, Senate Bill No. 116.

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violating of this Act.

Also, Senate Bill No. 255.

A bill for an Act to amend Section 2894 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

Also, Senate Bill No. 117.

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, school house sites, church sites, cemetery sites, sites for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right-of-way, and other railroad uses and purposes, reservoirs for the storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

Also, Senate Bill No. 212.

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

And the President signed the same in the presence of the Senate.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Rowe moved that the Senate do concur in the House Amendments to Senate Bill No. 59 and that it be placed on the Calendar for third reading and final passage, which motion prevailed.

Mr. Porterfield moved that the Senate do now concur in the House amendments to Senate Bill No. 67 and that it be placed on the Calendar for third reading and final passage, which motion prevailed.

The following receipts were filed with the secretary:

February 19, 1915.

Received of Senate Committee the sum of \$25.00 in payment for photographs of 1915 Senate at this time hanging on the walls of the Senate Chamber.

HOLMBOE STUDIO,

By F. Holmboe.

Received of Senate Committee the sum of \$25.00 in payment for photograph of 1915 Senate at this time hanging on the walls of the Senate Chamber.

MRS. W. E. BUTLER.

#### THIRD READING OF HOUSE BILLS

House Bill No. 71.

A bill for an Act creating the office of state enforcement commissioner, defining his duties and powers, appropriating funds for the salary and expenses of his office, providing for costs in certain cases and repeal of Article 27, Sections 611 to 622 inclusive of Chapter 5 of the Political Code of 1913.

Was read the third time.

The question being on the final passage of the bill as amended.

Mr. Leutz moved that House Bill No. 71 be re-referred to the Committee on Appropriations.

With the consent of his second Mr. Leutz withdrew his motion.

Mr. Leutz moved that further consideration of House Bill No. 71 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone House Bill No. 71.

Mr. Rowe moved the previous question, which motion prevailed.

The question being on the motion to indefinitely postpone House Bill No. 71, the roll as called and there were ayes 23, nays 21, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	McLean
Allen	Hughes	Nelson, Gr. F'ks.
Barnes	Jacobsen	Nelson, Rolette
Bond	Kretschmar	Porter
Bonzer	Leutz	Vail
Clark	Martin	Wartner
Davis	McBride	Young
Gardiner	McGray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Loftsgaard	Porterfield
Englund	Mallough	Putnam
Ellingson	Mudgett	Rowe
Gibbens	Murphy	Sikes
Gronvold	Nelson, Rich'd	Steele
Heckle	Overson	Thoreson
Kirkeide	Paulson	Trageton

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Lindstrom	Sandstrom
Hyland	McFadden	

Messrs. Hoverson and Hyland being excused.

So the motion prevailed.

Mr. Trageton moved a verification of the roll call, which motion prevailed and the secretary changed McFadden from "absent and not voting" to "nay", and there were 23 ayes, 22 nays, and 4 absent and not voting.

So the motion prevailed.

Mr. Hughes moved that the vote by which House Bill No. 71 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Mr. Bronson moved the call of the Senate, which motion prevailed.

#### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Clark	Gronvold
Allen	Davis	Hamilton
Barnes	Englund	Heckle
Bond	Ellingson	Hughes
Bonzer	Gardiner	Jacobsen
Bronson	Gibbens	Kirkeide

Messrs.	Messrs.	Messrs.
Kretschmar	Mudgett	Rowe
Leutz	Murphy	Sandstrom
Lindstrom	Nelson, Gr. F'ks.	Sikes
Loftsgaard	Nelson, Rich'l'd	Steele
Mallough	Nelson, Rolette	Thoreson
Martin	Overson	Trageton
McBride	Paulson	Vail
McFadden	Porter	Wartner
McGray	Porterfield	Young
McLean	Putnam	

Those absent were Messrs. Hoverson and Hyland, who were excused.

The question being on the motion of Mr. Hughes that the vote by which House Bill No. 71 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, the roll was called and there were ayes 26, nays 21, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Gr. F'ks.
Allen	Jacobsen	Nelson, Rolette
Barnes	Kretschmar	Porter
Bond	Leutz	Porterfield
Bonzer	Lindstrom	Sandstrom
Clark	Martin	Vail
Davis	McBride	Wartner
Gardiner	McGray	Young
Hamilton	McLean	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Loftsgaard	Paulson
Englund	Mallough	Putnam
Ellingson	McFadden	Rowe
Gibbens	Mudgett	Sikes
Gronvold	Murphy	Steele
Heckle	Nelson, Rich'l'd	Thoreson
Kirkeide	Overson	Trageton

Absent and not voting, Messrs. Hoverson and Hyland, who were excused.

So the motion prevailed.

Also, House Bill No. 118.

A bill for an Act to amend and re-enact Section 1946 of the Compiled Laws of North Dakota for 1913, relating to the expenditure of money by contract for road improvements and road machinery by the county commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 13, absent and not voting 6, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Porter
Allen	Leutz	Porterfield
Barnes	Lindstrom	Putnam
Bond	Martin	Rowe
Bonzer	McBride	Sandstrom
Bronson	Mudgett	Sikes
Clark	Murphy	Steele
Davis	Overson	Thoreson
Gardiner	Paulson	Wartner
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	Kirkeide	Nelson, Rich'd
Ellingson	Loftsgaard	Nelson, Rolette
Gibbens	McFadden	Trageton
Gronvold	Nelson, Gr. F'ks.	Young
Hamilton		

Mr. Hughes passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Mallough	McLean
Jacobsen	McGray	Vail
Kretschmar		

Messrs. Hoverson and Hyland being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 128.

A bill for an Act to repeal Section 2736 of the Compiled Laws of North Dakota for 1913, having to do with a tax to provide a glandered horse fund.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 0, absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hughes	Overson
Barnes	Jacobsen	Paulson
Bronson	Kirkeide	Porter
Clark	Kretschmar	Porterfield
Davis	Leutz	Putnam
Englund	Lindstrom	Rowe
Ellingson	Loftsgaard	Sandstrom
Gardiner	Mallough	Steele
Gibbens	Murphy	Thoreson
Gronvold	Nelson, Gr. F'ks.	Vail
Hamilton	Nelson, Rich'd	Wartner
Heckle	Nelson, Rolette	Young

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Albrecht	Martin	McLean
Bond	McBride	Mudgett
Bonzer	McFadden	Sikes
Hoverson	McGray	Trageton
Hyland		

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Sixth Order of Business.

**REPORT OF SENATE COMMITTEE ON JUDICIARY**

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 208.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for 1913, relating to the sale of personal property under execution.

Have had the same under consideration and recommend that the same be amended as follows:

In line 10 of Section 7744 of the engrossed bill, after the word "May", insert the following: "At the option of the judgment creditor".

In line 13, after the word "provided", insert the following: "in which case, however, the notice of levy shall contain a statement where and when such crops will be sold".

And when so amended recommend the same do pass.

W. B. OVERSON,

Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

**MESSAGES FROM THE HOUSE**

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 26th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 46.

A bill for an Act to authorize a popular vote upon the question of calling a delegate convention to amend and revise the Constitution of the State of North Dakota.

Also, Senate Bill No. 270.

A bill for an Act to amend and re-enact Sections 719 and 720 of the Compiled Laws of North Dakota for the year 1913, relating to the salaries and expenses of the supreme court judges.

Also, Senate Bill No. 159.

A bill for an Act to provide for the creation and organization of a state art society, and providing for the appointment of a governing board and prescribing its powers and duties.

Also, Senate Bill No. 299.

A bill for an Act to regulate and bond collection agencies, doing business in this state, and prescribing penalties for violation thereof.

Which the House has indefinitely postponed.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

Mr. Leutz moved that further consideration of House Bill No. 159 be indefinitely postponed, which motion was lost.

The question being on the final passage House Bill No. 159 as amended, the roll was called and there were ayes 30, nays 8, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Overson
Allen	Gronvold	Porter
Barnes	Hamilton	Porterfield
Bond	Jacobsen	Putnam
Bronson	Kirkeide	Sandstrom
Clark	Loftsgaard	Thoreson
Davis	Mudgett	Trageton
Englund	Murphy	Vail
Ellingson	Nelson, Gr. F'ks.	Wartner
Gardiner	Nelson, Rich'd	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Heckle	Mallough	Paulson
Hughes	Martin	Rowe
Leutz	McFadden	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Lindstrom	Nelson, Rolette
Hoverson	McBride	Sikes
Hyland	McGray	Steele
Kretschmar	McLean	

Messrs. Hoverson and Hyland being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 359.

A bill for an Act to amend Section 4414 of the Compiled Laws of 1913, relating to separate and mutual rights and liabilities of the 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 40, nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Ellingson	McFadden	Thoreson
Gardiner	Mudgett	Trageton
Gibbens	Murphy	Vail
Gronvold	Nelson, Gr. F'ks.	Wartner
Hamilton	Nelson, Rich'd	Young
Heckle		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Kretschmar	McLean
Hoverson	McBride	Sikes
Hyland	McGray	Steele

Messrs. Hoverson and Hyland being excused.  
So the bill passed and the title was agreed to.

The question being on the final passage of House Bill No. 148 as amended, the roll was called and there were ayes 33, nays 2, absent and not voting 12, passed 1, excused 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	Mudgett
Allen	Hamilton	Nelson, Rich'd
Barnes	Heckle	Overson
Bonzer	Jacobsen	Porterfield
Bronson	Kirkeide	Putnam
Clark	Kretschmar	Rowe
Davis	Leutz	Sandstrom
Englund	Lindstrom	Thoreson
Ellingson	Loftsgaard	Vail
Gardiner	Mallough	Wartner
Gibbens	McFadden	Young

Messrs. Murphy and Paulson voted nay.

Mr. Porter passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McBride	Nelson, Rolette
Hoverson	McGray	Sikes
Hughes	McLean	Steele
Hyland	Nelson, Gr. F'ks.	Trageton

Messrs. Hoverson and Hyland being excused.

Mr. Martin moved that he be excused from voting, which motion prevailed.

So the bill passed and the title was agreed to.

### THIRD READING OF SENATE BILLS

Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to 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 36, nays 3, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Leutz	Paulson
Bronson	Loftsgaard	Porter
Clark	Mallough	Porterfield
Englund	Martin	Putnam
Ellingson	McBride	Rowe
Gardiner	McFadden	Sandstrom
Gibbens	Mudgett	Sikes
Gronvold	Murphy	Thoreson
Heckle	Nelson, Gr. F'ks.	Vail
Hughes	Nelson, Rich'd	Wartner
Jacobsen	Nelson, Rolette	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Kirkeide	Trageton

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hoverson	McGray
Bonzer	Hyland	McLean
Davis	Lindstrom	Steele
Hamilton		

Messrs. Hoverson and Hyland being excused.  
So the bill passed and the title was agreed to.

Also, Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Ellingson	McBride	Thoreson
Gardiner	McFadden	Trageton
Gibbens	Mudgett	Vail
Gronvold	Murphy	Wartner
Heckle	Nelson, Gr. F'ks.	Young
Hughes	Nelson, Rich'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hyland	Sikes
Hamilton	McGray	Steele
Hoverson	McLean	

Messrs. Hoverson and Hyland being excused.

So the bill passed and the title was agreed to.

The courtesies of the floor were extended to Mr. W. R. Reed.

Mr. Wartner moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## FIFTY-FOURTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
February 27th, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Davis and Hoverson.

Mr. Overson moved that all of the absentees be excused, which motion prevailed and those absent were excused by the President.

## REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifty-Third Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 26th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 228.

A bill for an Act amending Section 1 of Chapter 139 of the Session Laws of 1905, being Section 3173 of the Compiled Laws of the State of North Dakota, 1913.

Also, Senate Bill No. 287.

A bill for an Act to amend Section 7792. Compiled Laws of 1913, relating to attorney fees in proceedings to foreclose liens and mortgages upon real and personal property.

Also, Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Also, Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey county.

Also, Senate Bill No. 250.

A bill for an Act entitled; "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools, for the year 1914."

Which the House has indefinitely postponed.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 244.

A bill for an Act entitled "An Act, authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands.

Also, Senate Bill No. 239

A bill for an Act to amend Section 657 of the Compiled Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

Also, Senate Bill No. 222.

A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 124.

A bill for an Act to amend Section 8122 of the Revised Codes of North Dakota for the year 1913, relating to foreclosure of land contracts.

Which the House has amended as follows:

By adding after the word "perform" at the end of Sec. 8122 the following: "In all cases of cancellation by notice of any such contract which has been recorded in the office of the register of deeds, a copy of the notice of cancellation served upon the vendee together with an affidavit of service and an affidavit of vendor or his assigns that the default of vendee under the terms of the contract were not cured within thirty days from the date of service of such notice, shall be recorded in the office of the register of deeds."

And passed as amended.

Also, I have the honor to return herewith Senate Bill No. 173.

A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, fees and commissions of executors and administrators and attorneys at law in connection therewith.

Which the House has amended as follows:

At the end of line 11 of the printed bill after the word "by" insert "or under the direction of".

And passed as amended.

Also, I have the honor to return herewith Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

Which the House has amended as follows:

By striking out the word "judge" after the word "com-

mitting" in line 15 of page 2 of the printed bill, and substitute the word "court" in lieu thereof.

And passed as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### PETITIONS AND COMMUNICATIONS

Mr. Mudgett presented the following petition:

*To the Fourteenth Legislative Assembly:*

We, the undersigned ask you to vote and work for a state owned and controlled elevator at St. Paul. 83 per cent of the voters of North Dakota demand it.

(Signed) H. Schulz, and 189 others.

### REPORTS OF STANDING COMMITTEES

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 92.

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

Also, Senate Bill No. 139.

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of Railroad Commissioners.

Also, Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

Also, Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special

school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to pupils.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred House Bill No. 12.

A bill for an Act providing for the taxation of the franchise of foreign corporations for the benefit of the state. All relating to revenue and taxation.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 421.

A bill for an act to amend and re-enact Section 2122 of the Compiled Laws of North Dakota, 1913, relating to assessment of property.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 486.

A bill for an Act appropriating money for the listing of any taxable land as required by law.

Have had the same under consideration and recommend that the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 331.

A bill for an Act relating to the taxation of personal property known as moneys and credits.

Have had the same under consideration and recommend that the same be amended as follows:

In line five, Section one of the printed bill, strike out the word "three" and insert in lieu thereof the word "two".

Strike out all of said bill after Section 2 and add the following:

"Sec. 3. Tax commission to prepare instructions. Form or Return Blanks.) The North Dakota Tax Commission shall annually prepare instructions for bringing in the lists required by the preceding section. They shall prepare and distribute through the county auditors to the assessors, a form for the returns which the tax payers are required to make by this Act, and this form shall state the rate of taxation and be printed on a separate sheet, and shall be entirely distinct from the forms prepared for the returns of other classes of property. Such forms shall require only aggregate sums of credits and of moneys.

Sec. 4. Litigated Taxes.) Any assessment of money and credits heretofore made, the legality of which has been placed in litigation, and the collection of the tax thereon has been enjoined and is now pending in the court, may be compromised and settled by payment at the rate of taxation as provided in Section 1 of this Act.

Sec. 5. Emergency.) Whereas this Act should be effective upon the assessment of taxes for the year 1915, an emergency exists and this law shall go into effect upon its passage and approval."

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also your Committee on Taxes and Tax Laws to whom was referred House Bill No. 115.

A bill for an Act amending Chapter 93 of the Session Laws of 1909 of the State of North Dakota, relating to the compensation of election officers.

Have had the same under consideration and recommend that the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 408.

A bill for an Act to repeal Sections 2269, 2270, 2271, 2272 and 2275 of the Compiled Laws of North Dakota for the year 1913, all relating to the adjustment of delinquent taxes due the state from counties.

Have had the same under consideration and recommend that the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 428.

A bill for an Act to amend Section 2274 of the Compiled Laws of the State of North Dakota for the year 1913, relating to what accounts shall be carried as "consolidated tax accounts".

Have had the same under consideration and recommend that the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred House Bill No. 260.

A bill for an Act requiring owners of stock brands to furnish the commissioner of agriculture and labor with

an exact reprint impression or outline of such stock brands, and giving location of brand of animals.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

Also, your Committee on Live Stock, to whom was referred House Bill No. 463.

A bill for an Act to designate the glandered horse fund as the glanders and dourine fund, and to provide for the appraisement of animals and indemnification to owners for animals destroyed for dourine, and the payment therefor.

Have had the same under consideration and recommend that the same do pass.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

Also, your Committee on Live Stock to whom was referred House Bill No. 286.

A bill for an Act to regulate the sale and exchange of stallions and jacks when guarantee of virility is made a part of the contract.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

The Committee on Corporations other than Municipal made the following report:

*Mr. President:*

Your Committee on Corporations other than Municipal to whom was referred House Bill No. 298.

A bill for an Act to amend and re-enact Section 2248 of the Compiled Laws of North Dakota for 1913, relating to the making by corporations of annual statements to the state auditor.

Have had the same under consideration and recommend that the same do pass.

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

Also, your Committee on Corporations other than Municipal to whom was referred House Bill No. 398.

A bill for an Act to amend Section 4510 of the Compiled Laws of North Dakota for the year 1913, relating to corporations.

Have had the same under consideration and recommend that the same do pass.

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

*Mr. President:*

Your Committee on Temperance to whom was referred House Bill No. 60.

A bill for an Act regulating the receiving or receipting for intoxicating liquor, prohibiting such under fictitious name of appellation and fixing penalty for violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of typewritten bill after word "himself", insert the following: "or a member of his family". In line 5, strike out all of the balance of said bill after the word "misdemeanor".

And when so amended recommend the same to pass.

T. N. PUTNAM,  
Chairman.

Mr. Putnam moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC LANDS

The Committee on Public Lands made the following report:

*Mr. President:*

Your Committee on Public Lands to whom was referred House Bill No. 337.

A bill for an Act making it the duty of the commissioner of university and school lands to have certified copies of patents to indemnify lands recorded in the various counties containing such land.

Have had the same under consideration and recommend that the same be amended as follows:

In lines 2 and 3 of the title, strike out the word "Indemnity" and insert in lieu thereof the word "Selected".

In lines 2 and 3 of Section one, strike out the word "Indemnity" and insert in lieu thereof the word "Selected".

And when so amended recommend the same do pass.

M. L. McBRIDE,

Chairman.

Mr. McBride moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred House Bill No. 239.

A bill for an Act to amend and re-enact Section 1176 of the Compiled Laws of North Dakota, relating to school libraries.

Have had the same under consideration and recommend that the same be amended as follows:

In line 16 on page 2 of the printed bill, strike out the word "country" and insert in lieu thereof the word "common".

And when so amended recommend the same do pass.

A. S. GIBBENS,

Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred House Bill No. 213.

A bill for an Act to amend and re-enact Section 1402 of the Compiled Laws of North Dakota for the year 1913, relating to establishment of free kindergartens, payment

of costs thereof, government thereof, and duty of superintendent of public instruction.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred House Bill No. 287.

A bill for an Act to amend and re-enact Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to compulsory attendance, school age and the transportation of pupils.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred House Bill No. 273.

A bill for an Act to amend and re-enact Section 1423 of the Compiled Laws of North Dakota for the year 1913, and to repeal Section 1424 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of education.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 426.

A bill for an Act amending and re-enacting Section 8084 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on mortgage foreclosure sale, contents and recording of such certificates.

Have had the same under consideration and recommend that the same be amended as follows:

In lines 13 and 14 of Sec. 8084 of the engrossed bill, the same being in lines 12 and 13 of the printed bill, strike out the following: "provided that in case such sheriff's certificate is not so recorded, such sale shall be void".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 278.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913 relating to causes for divorce and providing for the procedure in cases where the cause for divorce is insanity.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 425.

A bill for an Act amending and re-enacting Section 7751 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificate on execution sale, purchaser's rights and the recording of such certificate.

Have had the same under consideration and recommend that the same be amended as follows:

In lines 3, 4 and 5 on page 2 of the engrossed bill, the same being in lines 17 and 18 of the printed bill, strike out the following: "provided that in case such sheriff's certificate is not so recorded such sale shall be void".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 265.

A bill for an Act to amend Section 10117 of the Compiled Laws of 1913 (same being Section 9373 Revised Code 1905) by making more definite the procedure in cases of lease hold premises held under an injunction; providing a means whereby innocent owners may cancel a lease thereof and further providing for the continuing the action for a period of one year and increasing the breadth of the operation of such injunction by making it personal and apply to clerks, servants and agents and to include any place within the state.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7 on page 2 of the engrossed bill, the same being part of lines 22 and 23 of the printed bill, strike out the following: "clerk, servant, employee or agent engaged in, or" and insert in lieu thereof the word "person".

In line 9 on page 2 of the engrossed bill, the same being in line 24 of the printed bill, insert a comma after the word "herein".

In lines 10 and 11 on page 2 of the engrossed bill, the same being in line 26 of the printed bill, strike out the following: "shall be charged and convicted as a principal".

In line 16 on page 3 of the engrossed bill, the same being in line 62 of the printed bill, strike out the word "proceedings" and insert in lieu thereof the word "proceeding".

In line 1 on page 4 of the engrossed bill, the same being in line 80 of the printed bill, strike out the words "in the amount".

And when so amended recommend the same do pass.

W. B. OVERSON,

Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Judiciary to whom was referred House Bill No. 320.

A Concurrent Resolution amending the constitution of the State of North Dakota, relating to the taxation of improvements on land.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,

Chairman.

Also, a minority of your Committee on Judiciary to whom was referred House Bill No. 320.

Have had the same under consideration and recommend that the same do pass.

IRA A. BARNES,  
F. T. GRONVOLD,  
CHAS. ELLINGSON.

Mr. Gronvold moved the adoption of the minority report of the Committee on Judiciary on House Bill No. 320.

Mr. Wartner moved that the word "majority" be inserted in lieu of the word "minority", which motion was lost.

The question being on the adoption of the minority report, which motion prevailed.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER  
THAN MUNICIPAL

The Committee on Corporations other than Municipal made the following report:

*Mr. President:*

Your Committee on Corporations other than Municipal to whom was referred House Bill No. 227.

A bill for an Act to define co-operative associations and to authorize their incorporation, and to declare an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Sec. 1, page 1, line 6, of the engrossed bill, strike out the words "or to members and to other customers".

Sec. 5, page 2, line 9, after the word "defined" of the printed bill, insert the following: "that at a meeting of the stockholders held in which all stockholders were represented, all stockholders unanimously consented to come under the provisions of this Act".

And when so amended recommend the same do pass.

L. C. ALBRECHT,  
Chairman.

Mr. Albrecht moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON APPORTIONMENT

The Committee on Apportionment made the following report:

*Mr. President:*

Your Committee on Apportionment to whom was referred House Bill No. 499.

A bill for an Act to amend Section 44 of the Compiled Laws of North Dakota for the year 1913, relating to legislative apportionment.

Have had the same under consideration and recommend that the same be amended as follows:

After the word, "Amend" in the title of the printed bill add the words, "And Re-enact".

Strike out all of Section 1, on Page 1, of the printed bill, and insert in lieu thereof the following: "The First Legislative District shall consist of the county of Pembina, and be entitled to one Senator and three Representatives".

On page 5, line 103 after the word "Shall", cut out all after, "Including line 114", and add, "Consist of the County of Cavalier and be entitled to one Senator and three Representatives". On page 8, cut out lines 190 and 191 and add, "Billings, Bowman, Slope and Golden Valley. Page 9, after the word "Representatives in line 228", cut out balance of bill.

And when so amended recommend the same do pass.

W. R. BOND,

Chairman.

Mr. Bond moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

*Mr. President:*

Your Committee on Banks and Banking to whom was referred House Bill No. 501.

A bill for an Act to amend Section 5179 of the Compiled Laws of North Dakota for the year 1913, relating to the department of the state examiner. Fees for examination.

Have had the same under consideration and recommend that the same do pass.

F. W. VAIL,

Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred House Bill No. 485.

A bill for an Act to amend and re-enact Section 18120 of the Compiled Laws of North Dakota 1913, relating to flags upon public institutions and to provide for an appropriation therefor.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 509.

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to penitentiary account as shown on the books of the state auditor on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 505.

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to reform school account, as shown on the books of the state auditor on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 506.

A bill for an Act to appropriate money to cover the deficiency in the salary and expense accounts of the state examiner, as shown on the books of the state auditor on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 507.

A bill for an Act to appropriate money to cover the deficiency in the public printing account shown on the books of the state auditor on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 504.

A bill for an Act to appropriate money to cover the deficiency in the trustees live stock sanitary board account, as shown on the books of the state auditor on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 503.

A bill for an Act to appropriate money to cover the deficiency in the board of experts penitentiary account, as shown on the books of the state auditor, on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 482.

A bill for an Act to amend and re-enact Section 11302 of the Compiled Laws of 1913, relating to the payment of expenses of inquests and burial of deceased convicts and providing an appropriation therefor.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 508.

A bill for an Act to appropriate money to cover the deficiency in the maintenance of capitol account, shown on the books of the state auditor on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 502.

A bill for an Act to appropriate money to cover the deficiency in the per diem and expenses trustees agricultural college account, as shown on the books of the state auditor on December 31st, 1914.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 512.

A bill for an Act to appropriate \$1,152 to reimburse the Florence Crittenden Home at Fargo for deficit in the annual appropriation for such home pursuant to a decision of the Supreme Court reducing such appropriations.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 513.

A bill for an Act appropriating \$960.00 to cover the deficit in the annual appropriation of the Missouri slope agriculture fair association of Mandan pursuant to the decision of the supreme court requiring the reduction of appropriations.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 510.

A bill for an Act to amend and re-enact Section 2710 of the Compiled Laws of 1913, relating to bovine tuberculosis fund.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 492.

A bill for an Act amending and re-enacting Chapter 279 of the Laws of 1913 known as the mill tax for terminal elevators.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 491.

A bill for an Act appropriating money to reimburse the common school fund of the State of North Dakota for loss occasioned through the purchase of illegal bonds.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 489.

A bill for an Act appropriating money for public printing not properly chargeable to any of the several departments of the state government from July 1st, 1915 to July 1st, 1917 and repealing all Acts and parts of Acts in so far as the same relate to appropriations for the same purposes.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

The secretary announced that the President was about to sign Senate Bill No. 59.

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to pupils.

Also, Senate Bill No. 92.

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

Also, Senate Bill No. 139.

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of railroad commissioners.

Also, Senate Bill No. 67.

A bill for an Act to prohibit the illegal sale of dangerous drugs.

And the President signed the same in the presence of the Senate.

## REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Committee on Conference, appointed to consider Senate Bill No. 48, beg leave to recommend that the Senate concur in the House amendments, as follows:

In Section 9, line 23, change "sixty-five per cent" to "sixty per cent".

In Section 14, strike out "county clerks" and substitute "register of deeds". Strike out "resided" and substitute "resides". Strike out "clerk the sum of fifty cents", and substitute "register of deeds the required fee".

Strike out all of Section 20.

On page 7 of the Senate Journal of the 17th day, after the word "only" in line 6, reinstate all of the balance of the paragraph.

In Section 9, line 4, strike out the figure "7", and insert the figure "8".

And that the House recedes from its amendment to Section 7, line 3, after the word "mention", that, the words "and having a daily average of ten patients" be stricken out.

And we further recommend that in Section 13, line 2, the words "graduated or" be stricken out;

Also, in Section 15, line 5, the words "graduated or" be stricken out.

IRA A. BARNES,  
W. R. BOND,  
ALFRED STEELE,  
L. L. TWICHELL,  
C. NESS,  
FRANK E. PLOYHAR.

Mr. Barnes moved that the report be adopted, which motion prevailed.

## MOTIONS AND RESOLUTIONS

Mr. Murphy moved that the Senate do now concur in the House Amendments to Senate Bill No. 141, which motion prevailed.

Mr. Murphy moved that Senate Bill No. 141 be placed on the calendar for third reading and final passage, which motion prevailed.

CONCURRENT RESOLUTION

Introduced by Mr. Rowe.

Whereas, The members of the Senate and House have been exposed to a contagious disease and as a precautionary measure against the further spread of the contagion.

Resolved, by the Senate, the House Concurring, That the chambers of the Senate and House be thoroughly disinfected by the janitor, during the interval between adjournment this day and the session to be held on Monday, March 1, 1915.

Mr. Rowe moved that the resolution be adopted, which motion prevailed.

THIRD READING OF HOUSE BILLS

Mr. Bronson requested that House Bill No. 356 be laid over until Monday, which request was unanimously granted.

Also, House Bill No. 358.

A bill for an Act to amend and re-enact Section 3855 of the Compiled Laws of North Dakota for 1913, relating to election of village officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. Fks.	Wartner
Hyland	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hughes	Lindstrom
Hoverson		

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Mr. Bond requested that House Bill No. 33 be placed at the foot of the calendar, which request was unanimously granted.

Also, House Bill No. 386.

A bill for an Act to amend and re-enact Section 7738 of the Compiled Laws of North Dakota for the year 1913, relating to notice to debtor and time allowed for claiming exemptions in cases where personal property is levied upon.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McGray	Sikes
Gibbens	McLean	Steele
Gronvold	Mudgett	Thoreson
Hamilton	Murphy	Trageton
Heckle	Nelson, G. Fks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Lindstrom	McFadden
Gardiner	McBride	Vail
Hoverson		

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 27th, 1915.

*Mr. President:*

I have the honor to inform you that the House requests the return of Senate Bill No. 186.

Very respectfully,

ALBERT N. WOLD,  
Chief Clerk.

Mr. Overson moved that Senate Bill No. 186 be returned to the House on its request, which motion prevailed.

## THIRD READING OF HOUSE BILLS

## House Bill No. 309.

A bill for an Act authorizing clerks of the district court to retain fees for naturalization papers collected prior to January 1st, 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Englund	Martin	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young

Mr. Sikes voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hoverson	Lindstrom

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 27th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 361 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. List, T. Twichell and Jahr.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

On motion the Senate returned to the Sixth Order of Business.

## REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

*Mr. President:*

Your Committee on Banks and Banking to whom was referred House Bill No. 106.

A bill for an Act to amend Section 370 of the Compiled Laws of North Dakota relating to state depositories.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all after the words "A bill", and insert the following:

"For an Act to amend Section 370 of the Compiled Laws of 1913, relating to state depositories.

*Be it Enacted by the Legislative Assembly of the State of North Dakota.*

Section 1. Amendment.) Section 370 of the Compiled Laws of North Dakota for 1913, relating to state depositories, is hereby amended to read as follows:

Sec. 370. State Depositories.) All funds of the state except sinking funds shall be deposited by the treasurer in one or more designated state or national banks in the State of North Dakota on or before the first day of each month in the name of this state. Such bank or banks shall be designated by the board of auditors in conjunction with the Governor after advertising in one or more newspapers published in this state for at least thirty days for proposals, and receiving proposals, stating what interest will be paid on monthly balances of such funds on condition that such funds with accrued interest shall be subject to draft and payment at all times on demand; Provided, that the amount deposited in any bank shall not exceed fifty (50) per cent of its paid up capital and surplus. Interest on the funds so deposited, shall not be less than two (2) per cent per annum, payable on the average daily balance. Each bank, so designated, shall continue to be a depository unless revoked by the board until the board of auditors designate new depositories which shall be done at a meeting to be held on the second Tuesday in January of every even numbered year, and until depositories so designated shall have qualified. Provided, further, that whenever there shall be accumulated in the sinking fund, or any other state funds established by law, an amount of money exceeding five thousand (\$5,000.00) dollars, and for which there is no

immediate use, the board of auditors in conjunction with the Governor are authorized, empowered and shall direct a time deposit of such funds for a period of one year, as they deem expedient, in one or more of the state depositories as created by law, provided that the rate of interest offered by banks making bids for sinking funds shall not be less than five (5) per cent per annum. Thirty days before such deposit is to be made it shall be the duty of the state treasurer to give to every bank in the state full written notice of the same, inviting proposals for all or a part of such deposit. The interest received from such time deposit shall belong to and become part of the sinking fund thereunto entitled".

And when so amended recommend the same do pass.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

Also, your Committee on Banks and Banking to whom was referred House Bill No. 344.

A bill for an Act to amend Section 5189 of the Compiled Laws of North Dakota for the year 1913 relating to insolvency of banks and the liquidation of the same by the state examiner.

Have had the same under consideration and recommend that the same be amended as follows:

Insert the word "such" following the word "after" in line 11 of the printed bill.

Insert the phrase "with the approval of the state banking board" after the word "shall" in line 12 of the printed bill.

And when so amended recommend the same do pass.

F. W. VAIL,  
Chairman.

Mr. Vail moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC LANDS

The Committee on Public Lands made the following report:

*Mr. President:*

Your Committee on Public Lands to whom was referred House Bill No. 458.

A bill for an Act to amend and re-enact Section 287 of the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In line 18 of Section one, page 2 of printed bill, strike out the words "two thirds" and insert in lieu thereof the words "one-half and not more than two-thirds".

And when so amended recommend the same do pass.

M. L. McBRIDE,

Chairman.

Mr. McBride moved that the report be adopted, which motion prevailed.

Mr. Allen moved that the President appoint a Conference Committee on House Bill No. 361, which motion prevailed.

The President appointed as such committee, Messrs. Allen, Porter and McBride.

### THIRD READING OF HOUSE BILLS

House Bill No. 484.

A bill for an Act providing for the preparation of the State Budget; creating a State Budget Board, prescribing its powers and duties; making an appropriation to defray the expenses of said board; and repealing Sections 708, 709 and 710 of the Compiled Laws of North Dakota for the year 1913.

Was read the third time.

Mr. Allen moved as an amendment to House Bill No. 484 as follows:

In line 3, Section 7 of the printed bill, insert the following words after the figures "2000.00", "or so much thereof as may be required", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Lindstrom	McFadden
Hoverson		

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 30.

A bill for an Act to amend Section 10955 of the Compiled Laws of 1913 relating to the duties and salary of the field officer appointed by the board of trustees of the state penitentiary.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Lindstrom	Paulson
Hoverson		

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 477.

A bill for an Act to amend and re-enact Section 3185 of the Compiled Laws of 1913, providing an appropriation for the burial and erection of head stones for deceased soldiers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gronvold	McLean	Thoreson
Hamilton	Mudgett	Trageton
Heckle	Murphy	Vail
Hughes	Nelson, G. F'ks	Wartner
Hyland	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hoverson	Lindstrom
Gibbens		

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 468.

A bill for an Act repealing Section 649 of the Compiled Laws of North Dakota for the year 1913, providing an appropriation for the commissioner of agriculture and labor for the purpose of promoting immigration.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. Fks.	Wartner
Hughes	Nelson, Rich'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hoverson	Lindstrom

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 475.

A bill for an Act relating to appropriation for the glandered horse and dourine 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 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Richland	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hoverson	Lindstrom

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 480.

A bill for an Act making an appropriation for the per diem and expenses of the board of experts and parole officers of the North Dakota state penitentiary.

Was read the third time.

Mr. Kretschmar moved as an amendment to House Bill No. 480 as follows:

In line 2, Section one, after the word "thousand" insert the words "six hundred", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bond	Clark
Allen	Bonzer	Englund
Barnes	Bronson	Ellingson

Messrs.	Messrs.	Messrs.
Gardiner	Martin	Porter
Gibbens	McBride	Porterfield
Gronvold	McFadden	Putnam
Hamilton	McGray	Rowe
Heckle	McLean	Sandstrom
Hughes	Mudgett	Sikes
Hyland	Murphy	Steele
Jacobsen	Nelson, G. F'ks	Thoreson
Kirkeide	Nelson, Richl'd	Trageton
Kretschmar	Nelson, Rolette	Vail
Leutz	Overson	Wartner
Loftsgaard	Paulson	Young
Mallough		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Overson	Lindstrom

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 27th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 59 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Baldwin, Moore and Dickinson.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Overson moved that the President appoint a Conference Committee on House Bill No. 59, which motion prevailed.

The President appointed as such committee, Messrs. Vail, Bonzer and Clark.

#### THIRD READING OF HOUSE BILLS

House Bill No. 478.

A bill for an Act to repeal Section 1417 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, and to amend Section 1415 of the Compiled Laws of 1913, and Sections 1416, 1418, and 1419 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, relating to maintenance of state

educational institutions, and commonly known as the mill tax.

Was read the third time.

Mr. Mudgett moved as an amendment to House Bill No. 478 as follows:

In line 2, Section 1418, after the word "apportioned", insert the words "each year", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Hyland	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Porter
Davis	McBride	

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 208.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for 1913, relating to the sale of personal property under execution.

Was read the third time.

Mr. Englund moved as an amendment to House Bill No. 208 as follows:

In line 7, after the word "subdivision", insert the following words, "said newspaper to be designated by the judgment creditor or his attorney", which motion was lost.

Mr. Englund moved that further consideration of House Bill No. 208 be laid over until Monday, which motion prevailed.

On motion the Senate returned to the Eighth Order of Business.

## MOTIONS AND RESOLUTIONS

Mr. Kretschmar moved that the rules be suspended and House Bills Nos. 502, 503, 504, 505, 506, 507, 508, 509, 510, 512 and 513, be placed on the calendar for third reading and final passage, which motion prevailed.

Also, House Bill No. 503.

A bill for an Act to appropriate money to cover the deficiency in the board of experts penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. Fks.	Wartner
Hughes	Nelson, Rich'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Mudgett
Davis	McBride	Porter

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 508.

A bill for an Act to appropriate money to cover the deficiency in the maintenance of capitol account, shown on the books of the state auditor on December 31st, 1914.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porterfield
Bonzer	Leutz	Putnam
Bronson	Lindstrom	Rowe
Clark	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Ellingson	Martin	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. Fks.	Young
Hyland	Nelson, Richl'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hughes	Nelson, Rolette
Davis	McBride	Porter
Hoverson	Mudgett	

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 502.

A bill for an Act to appropriate money to cover the deficiency in the per diem and expenses trustees agricultural college account, as shown on the books of the state auditor on December 31st, 1914.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 0, absent and not voting 6, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Englund	Loftsgaard	Sandstrom
Ellingson	Mallough	Sikes
Gardiner	Martin	Steele
Gibbens	McFadden	Thoreson
Gronvold	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, G. Fks.	Young

Mr. Paulson passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Mudgett
Davis	McBride	Porter

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 504.

A bill for an Act to appropriate money to cover the deficiency in the trustees, live stock sanitary board account, as shown on the books of the state auditor on December 31st, 1914.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Davis	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Ellingson	Martin	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. Fks.	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	McBride	Paulson
Hoverson	Mudgett	Porter

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 505.

A bill for an Act to appropriate money to cover the deficiency in the transportation convicts to reform school account, as shown on the books of the state auditor on December 31st, 1914.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Gardiner
Barnes	Clark	Gibbens
Bond	Englund	Gronvold
Bonzer	Ellingson	Hamilton

Messrs.	Messrs.	Messrs.
Heckle	McFadden	Putnam
Hughes	McGray	Rowe
Hyland	McLean	Sandstrom
Jacobsen	Murphy	Sikes
Kirkeide	Nelson, G. Fks.	Steele
Kretschmar	Nelson, Richl'd	Thoreson
Leutz	Nelson, Rolette	Trageton
Lindstrom	Overson	Vail
Loftsgaard	Paulson	Wartner
Mallough	Porterfield	Young
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Mudgett
Davis	McBride	Porter

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Mr. Wartner moved that the Senate return to the Eighth Order of Business, which motion prevailed.

Mr. Wartner moved that the Senate reconsider the action taken on House Bill No. 208 and that it be placed on the calendar for final passage, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 27th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 165 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Steenson, Burgett, Harris.

Also, I have the honor to inform you that the House has requested the return of Senate Bill No. 129.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Bond moved that the President appoint a Conference Committee on House Bill No. 165, which motion prevailed.

The President appointed as such committee Messrs. Murphy, Paulson and Hamilton.

Mr. Bond moved that the Senate return to the House Senate Bill No. 129, which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 506.

A bill for an Act to appropriate money to cover the deficiency in the salary and expense accounts of the state examiner, as shown on the books of the state auditor on December 31st, 1914.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks.	Wartner
Hughes	Nelson, Richl'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Mudgett
Davis	McBride	Porter

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 507.

A bill for an Act to appropriate money to cover the deficiency in the public printing account, shown on the books of the state auditor on December 31st, 1914.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Gardiner
Barnes	Davis	Gibbens
Bond	Englund	Gronvold
Bonzer	Ellingson	Hamilton

Messrs.	Messrs.	Messrs.
Heckle	McFadden	Putnam
Hughes	McGray	Rowe
Hyland	McLean	Sandstrom
Jacobsen	Mudgett	Sikes
Kirkeide	Murphy	Steele
Kretschmar	Nelson, G. F'ks.	Thoreson
Leutz	Nelson, Richland	Trageton
Lindstrom	Nelson, Rolette	Vail
Loftsgaard	Overson	Wartner
Mallough	Paulson	Young
Martin	Porterfield	

Absent and not voting

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Porter
Clark	McBride	

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 509.

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Hyland	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Porter
Davis	McBride	

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 510.

A bill for an Act to amend and re-enact Section 2710 of the Compiled Laws of 1913, relating to bovine tuberculosis fund.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Richland
Barnes	Kirkeide	Nelson, Rolette
Bond	Kretschmar	Overson
Bonzer	Leutz	Paulson
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Hamilton	Mudgett	Trageton
Heckle	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Porter
Davis	McBride	Vail

Messrs. Davis and Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 512.

A bill for an Act to appropriate \$1,152 to reimburse the Florence Crittenden Home at Fargo for deficit in the annual appropriation for such home pursuant to a decision of the Supreme Court reducing such appropriations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gardiner	Kretschmar
Barnes	Gronvold	Leutz
Bond	Hamilton	Lindstrom
Bonzer	Heckle	Loftsgaard
Bronson	Hughes	Mallough
Clark	Hyland	Martin
Englund	Jacobsen	McFadden
Ellingson	Kirkeide	McGray

Messrs.	Messrs.	Messrs.
McLean	Overson	Sikes
Mudgett	Paulson	Thoreson
Murphy	Porterfield	Trageton
Nelson, G. F'ks	Putnam	Wartner
Nelson, Richland	Rowe	Young
Nelson, Rolette	Sandstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Steele
Davis	McBride	Vail
Gibbens	Porter	

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 513.

A bill for an Act appropriating \$960.00 to cover the deficit in the annual appropriation of the Missouri slope agriculture fair association of Mandan pursuant to the decision of the supreme court requiring the reduction of appropriations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Hyland	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Porter
Davis	McBride	

Messrs. Davis and Hoverson being excused.  
So the bill passed and the title was agreed to.

Mr. Englund moved as an amendment to House Bill No. 208 as follows:

After the word "subdivision", in line 7 of the printed

bill, in Section 7744, insert the following words: "said newspaper to be designated by the judgment creditor or his attorney", which motion prevailed.

The question being on the final passage of House Bill No. 208 as amended, the roll was called there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Ellingson	Mallough	Sandstrom
Englund	Martin	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Richland	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Mudgett
Davis	McBride	Porter
Messrs. Davis and Hoverson being excused.		

So the bill passed and the title was agreed to.

#### GENERAL ORDERS

Mr. Ellingson moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed.

The President called Mr. Ellingson to the chair.

#### COMMITTEE OF THE WHOLE

When the committee arose it submitted the following report:

*Mr. President:*

Your Committee of the Whole have had under consideration House Bill No. 32 and report progress.

CHAS. ELLINGSON,  
Chairman.

Mr. Trageton moved that the report be adopted, which motion prevailed.

Mr. Ellingson presiding.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
February 27th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate Concurrent Resolution relating to fumigating of the Senate and House Chambers.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 219.

A bill for an Act authorizing and empowering city councils, city commissions, village trustees and township supervisors to pay the rental of halls or auditoriums when used for public purposes, and to provide by taxation therefor.

And has passed the bill as amended.

Also, House Bill No. 274.

A bill for an Act to amend and re-enact Section 2813 of the Compiled Laws of North Dakota for 1913, relating to bounties for tree planting.

And has passed the bill as amended.

Also, House Bill No. 441.

A bill for an Act defining what the word *coal* means when used in the laws and resolutions of the legislative assembly of the State of North Dakota.

And has passed the bill as amended.

Also, House Bill No. 114.

A bill for an Act defining the crime of bootlegging, fixing the punishment therefor, and repealing Sections 10144 and 10145, Compiled Laws of the State of North Dakota, 1913, being Chapter 60, Session Laws, 1913.

And has passed the bill as amended.

Also, House Bill No. 196.

A bill for an Act to amend Section 3870 of the Compiled Laws of North Dakota, of 1913.

And has passed the bill as amended.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 144.

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the tuberculosis sanitarium at Dunseith, prior to that institution being turned over to the management of the board of control.

Also, Senate Bill No. 138.

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

Also, Senate Bill No. 150.

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th, 1913 to April 1st, 1915.

Also, Senate Bill No. 97.

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.

Also, Senate Bill No. 162.

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916.

Also, Senate Bill No. 118.

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs.

Also, Senate Bill No. 204.

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

Which the House has passed unchanged.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Mr. Trageton moved the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

FIFTY-SIXTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 1st, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Mr. Hoverson, who was excused.

REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifty-Fourth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 1st, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate Amendments to House Concurrent Resolution by Mr. Williams relating to the leasing of suitable committee rooms for the 15th Legislative Assembly.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 135.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

Also, Senate Bill No. 170.

A bill for an Act validating certain general and special elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

Also, Senate Bill No. 237.

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

Also, Senate Bill No. 280.

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

Which the House has passed unchanged.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Also, I have the honor to return herewith Senate Bill No. 179.

A bill for an Act permitting assessment life associations heretofore licensed to continue business within the state, and providing a method for valuing their policies.

Also, Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

Also, Senate Bill No. 227.

A bill for an Act to amend and re-enact Section 1372 of the Compiled Laws of 1913, relating to the qualifications of teachers.

Also, Senate Bill No. 297.

A bill for an Act to amend Sections 918, 925 and 927 of the Compiled Laws of 1913, relating to the time the assessors must complete the work of party registration, the rates to be charged per page to candidates advertising in the publicity pamphlet, and to the form in which the lists of voters are to be sent by the county auditor to the secretary of state.

Which the House has indefinitely postponed.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

#### PETITIONS AND COMMUNICATIONS

Mr. Wartner presented the following petition:

As it has been conclusively shown by the investigation held at Wash., D. C., last year that millions of bushels of wheat is changing to a higher grade in passing through the terminal elevators, it is evident that the present terminal facilities do not afford to the farmers of this state the service for storing grain that they ought to have. And as the building and erecting for this state of North Dakota of terminal elevators being endorsed by a large majority of the voters at the last general election; therefore, we, the undersigned, do hereby request that you not only lend your help but also work for the establishment of such terminal elevator, preferably at St. Paul.

(Signed) T. T. Jostad, and 55 others.

#### REPORTS OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 222.

A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

Also, Senate Bill No. 239.

A bill for an Act to amend Section 657 of the Compiled Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

Also, Senate Bill No. 244.

A bill for an Act entitled "An Act, authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands".

Also, Senate Bill No. 97.

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.

Also, Senate Bill No. 118.

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs.

Also, Senate Bill No. 138.

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

Also, Senate Bill No. 144.

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the tuberculosis sanitarium at Dunseith, prior to that institution being turned over to the management of the board of control.

Also, Senate Bill No. 150.

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th, 1913 to April 1st, 1915.

Also, Senate Bill No. 162.

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916.

Also, Senate Bill No. 204.

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

And find the same correctly enrolled.

O<sup>S</sup>CAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON IRRIGATION AND  
DRAINAGE

The Committee on Irrigation and Drainage made the following report:

*Mr. President:*

Your Committee on Irrigation and Drainage to whom was referred House Bill No. 355.

A bill for an Act entitled, "An Act to permit townships through their board of supervisors to build drains within the township and outlets therefor without the township, and to provide the manner of assessing the cost thereof and provide for its payment."

Have had the same under consideration and recommend that the same do pass.

H. A. BRONSON,  
Chairman.

Mr. Bronson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred House Bill No. 495.

A bill for an Act appropriating money for the maintenance and repair of the capitol, executive mansion, state trolley line and state grounds, and repealing all Acts and parts of Acts relating to appropriations of money for the purpose herein set out.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 497.

A bill for an Act to appropriate money for the period from July 1st, 1915 to July 1st, 1917 and for the care

and maintenance of patients in the State Hospital for the insane, required to be maintained at the expense of the state pursuant to Section 2576 of the Compiled Laws of 1913 and Section 261 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 500.

A bill for an Act to appropriate a sum of money for the investigation by the board of railroad commissioners of proposed increases of interstate rates, especially grain rates, asked by western railroad companies, and to resist and defend against such proposed increases of rates before the interstate commerce commission.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 373.

A bill for an Act entitled, "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools for the year 1914."

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 498.

A bill for an Act to provide a state contingency fund to be placed at the disposal of the state emergency commission and to appropriate money therefor.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 487.

A bill for an Act to amend and re-enact Section 2652 of the Compiled Laws of 1913, relating to the duties of the state board of equalization with respect to the wolf bounty fund, and repealing all Acts and parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 171.

A bill for an Act making an appropriation for improvements and repairs, and equipment for the school for the deaf at Devils Lake.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred House Bill No. 280.

A bill for an Act to amend Section 7741 of the Compiled Laws of 1913 relating to partnership exemptions.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 332.

A bill for an Act to amend and re-enact Sections 236, 237 and 239 of the Compiled Laws of 1913, of North

Dakota, relating to the board of control.

Have had the same under consideration and recommend that the same do not pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 353.

A bill for an Act to amend and re-enact Section 1137 of the Compiled Laws of North Dakota for the year 1913, providing for the salary and expenses of the county superintendent of schools.

Have had the same under consideration and recommend that the same do not pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 383.

A bill for an Act to repeal Section 11246 of the Compiled Laws of North Dakota for 1913, which section relates to the sinking fund of the twine plant.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 384.

A bill for an Act to repeal Section 646 of the Compiled Laws of North Dakota for 1913, relating to filing and numbering of vouchers and warrants.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 396.

A bill for an Act to provide for the sale of the State Capitol Trolley Car Line and Franchise and prescrib-

ing method by which the sale may be made and the minimum price therefor.

Have had the same under consideration and recommend that the same be amended as follows:

Sec. 1, lines 1, 2, and 3, of printed bill, strike out the words "trustees of public property, composed of the Governor, the secretary of state and the state auditor," and insert in lieu thereof the word "control".

Sec. 2, line 1, strike out the word "trustees" and insert in lieu thereof the word "control".

Sec. 2, line 10 of printed bill, strike out the word "that".

Sec. 2, lines 10 and 11 of printed bill, strike out the following: "or considered shall be twenty thousand dollars (\$20,000.00)." and insert in lieu thereof the following: "; provided, that such price shall be determined by a competent engineer to be appointed by the Governor, and such price to be approved by the Governor, secretary of state, and state auditor."

Sec. 3, line 2 of printed bill, strike out the word "trustees" and insert in lieu thereof the word "control".

Sec. 3, lines 3, 4, and 5 of printed bill, strike out the words: "twenty thousand dollars, nor shall any bid be considered or accepted which shall fall below the minimum herein specified," and insert in lieu thereof the following: "the minimum price as determined by Section 2 of this Act".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 469.

A bill for an Act repealing Section 328 of the Compiled Laws of North Dakota for the year 1913, relating to collection fees of county treasurers, in connection with state lands.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 465.

A bill for an Act amending Section 176 of the Compiled Laws of North Dakota for the year 1913, relating to the duties of the insurance commissioner in connection with the hail insurance department.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 407.

A bill for an Act to amend Section 369 of the Compiled Laws of North Dakota for 1913, relating to the membership of and duties of the state board of auditors.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 466.

A bill for an Act to amend and re-enact Section 10304 of the Revised Codes of 1905, being Section 11162 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Lines 1 and 2 of title, strike out the following: "10304 of the Revised Codes of 1905 being Section".

Line 2 of title, after "1913", strike out the period and insert in lieu thereof the following: ", relating to fugitives from justice".

Sec. 1, lines 1 and 2, strike out the following: "10304 of the Revised Codes of 1905, being section".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON HIGHWAYS

The Committee on Highways made the following report:

*Mr. President:*

Your Committee on Highways to whom was referred House Bill No. 229.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering and discontinuing roads.

Have had the same under consideration and recommend that the same do pass.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

Also, your Committee on Highways to whom was referred House Bill No. 416.

A bill for an Act creating a board of highway improvements within each county of this state, providing for their election, duties, meetings and compensation.

Have had the same under consideration and recommend that the same do pass.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed

#### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred House Bill No. 271.

A bill for an Act to amend Section 2157 of the Compiled Laws of North Dakota for 1913 providing for specifications and numbering of tax receipts.

Have had the same under consideration and recommend that the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON FEDERAL RELATIONS

The Committee on Federal Relations made the following report:

*Mr. President:*

Your Committee on Federal Relations to whom was referred:

A Resolution introduced by Mr. Hughes wherein our Congressmen are urged to enact such legislation as

shall provide a comprehensive plan for the prevention of floods of the Mississippi river.

Have had the same under consideration and recommend that the same be adopted.

O. J. CLARK,  
Chairman.

Mr. Clark moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 236.

A bill for an Act to amend Section 4543 of the Compiled Laws of North Dakota for the year 1913, relating to calling of special meetings of corporations.

Have had the same under consideration and recommend that the same be amended as follows:

Beginning in line 13 and ending in line 16 of Sec. 4553 of the engrossed bill, strike out the following: "and a copy thereof shall be mailed to each stockholder of said corporation at his last known post-office address at least ten days prior to such meeting. The", and insert in lieu thereof the word "and".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 12.

A bill for an Act providing for the taxation of the franchise of foreign corporations for the benefit of the state, all relating to revenue and taxation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 387.

A bill for an Act to amend and re-enact Subdivision 13 of Section 3376 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 line 3 of Section 1 of the engrossed bill, insert the figure "13" before the word "He".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 450.

A bill for an Act to amend and re-enact Section 734 of the Compiled Laws of North Dakota for 1913, relating to delivery of decisions of the Supreme Court to reporters.

Have had the same under consideration and recommend that the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 455.

A bill for an Act to amend and re-enact Section 7520 of the Compiled Laws of 1913 relating to exceptions by defendant to undertaking in claim and delivery actions.

Have had the same under consideration and recommend that the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON AGRICULTURE

The Committee on Agriculture made the following report:

*Mr. President:*

Your Committee on Agriculture to whom was referred House Bill No. 248.

A bill for an Act to amend Section 2263 of the Compiled Laws of North Dakota for the year 1913, relating to county aid for the promotion of diversified farming.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. ENGLUND,  
Chairman.

Mr. Englund moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred House Bill No. 8.

A bill for an Act to provide for and regulate the leasing of school rooms and school buildings and equipment by boards of education of special school districts in certain cases.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred House Bill No. 264.

A bill for an Act to amend and re-enact Section 1369 of the Compiled Laws of North Dakota for 1913, relating to the accrediting of high school diplomas as second grade elementary certificates.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred House Bill No. 471.

A bill to enact a law permitting a charge of tuition for attendance at any model high, 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 be amended as follows:

In line 10 of the engrossed bill, strike out the word "three" and insert in lieu thereof the words "two and one-half".

In line 12 of the engrossed bill, strike out the words "and one-half".

And when so amended recommend the same to pass.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

Also, your Committee on Education to whom was referred House Bill No. 76.

A bill for an Act to amend Section 1190 of the Compiled Laws of 1913, relating to consolidation of schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,  
Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

*Mr. President:*

Your Committee on Counties to whom was referred House Bill No. 192.

A bill for an Act to repeal Section 3365 of the Revised Codes of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

\* Also, your Committee on Counties to whom was referred House Bill No. 360.

A bill for an Act relating to qualifications of signers on petition to county commissioners.

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 "village", insert the following: "or for the expenditure of county funds".

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

*Mr. President:*

Your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 198.

A bill for an Act relating to the liability of municipalities for injuries caused by accumulation of snow or ice on sidewalks.

Have had the same under consideration and recommend that the same do pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 313.

A bill for an Act to amend and re-enact Section 3945 of the Compiled Laws of 1913 of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 146.

A bill for an Act to amend Section 3771 of the Compiled Laws of North Dakota for the year 1913, entitled, an Act to provide for a commission system of government in cities which shall adopt the provisions of this Act.

Have had the same under consideration and recommend that the same do pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 357.

A bill for an Act providing for the certification of City Specials and the division thereof by the city auditor and the city assessment commission in cities having a population of two thousand and over; providing certain duties of the county auditor in respect to special assessments, and for a form of record to be used, and to repeal Section 3729 of the Compiled Laws of North Dakota of 1913.

Have had the same under consideration and recommend that the same do pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 283.

A bill for an Act to amend Section 4059 of the Compiled Laws of North Dakota for the year 1913, relating to powers of city park commission.

Have had the same under consideration and recommend that the same do pass.

• ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

Also, your Committee on Cities and Municipal Corporations to whom was referred House Bill No. 200.

A bill for an Act to amend Section 3745 of the Compiled Laws of North Dakota, of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In line 12 of the printed bill, before the word "once", insert the words "three times, once each week".

In line 17 of the printed bill, before the word "publication", insert the word "last".

And when so amended recommend the same to pass.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

The Secretary announced that the President was about to sign Senate Bill No. 144.

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the Tuberculosis Sanitarium at Dunseith, prior to that institution being turned over to the management of the Board of Control.

Also, Senate Bill No. 150.

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th 1913 to April 1st, 1915.

Also, Senate Bill No. 162.

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916.

Also, Senate Bill No. 204.

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

Also, Senate Bill No. 222.

A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

Also, Senate Bill No. 239.

A bill for an Act to amend Section 657 of the Compiled Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

Also, Senate Bill No. 244.

A bill for an Act entitled "An Act, authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands.

Also, Senate Bill No. 97.

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.

Also, Senate Bill No. 118.

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs.

Also, Senate Bill No. 138.

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

And the President signed the same in the presence of the Senate.

MONDAY, MARCH 1, 1915.

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COMMUNICATIONS FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
February 27th, 1915.

TO THE STATE SENATE,  
Bismarck.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the Secretary of State, Senate Bill No. 212, "A bill for an Act to amend Sections 2261 and 2262, of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows";

Also, Senate Bill No. 171, "A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof";

Also, Senate Bill No. 255, "A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions in hotels, restaurants and rooming houses";

Also, Senate Bill No. 246, "A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of the owners of tubercular cattle";

Also, Senate Bill No. 117, "A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, schoolhouse sites, church sites, cemetery sites, sites for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right of way and other railroad uses and purposes, reservoirs for the storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the constitution and laws of this state";

Also, Senate Bill No. 241, "A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, 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 conveyances";

Also, Senate Bill No. 116, "A bill for an Act creating a state board of chiropractic examiners, to regulate the practice of chiropractics in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act".

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,

March 1st, 1915.

TO THE STATE SENATE,  
Bismarck.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the secretary of state, Senate Bill No. 59, "A bill for an Act to provide uniformity of school textbooks in each of the common, independent and special school districts: to regulate the sale and price of same; to provide for selection, adoption, and contract by common school district boards and boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards, or the purchase direct of such boards and sale at cost or loan free of expense to pupils";

Also, Senate Bill No. 67, "A bill for an Act to amend Sections 2942 and 2943, Compiled Laws of North Dakota for the year 1913, the same being an Act to prevent the adulteration, misbranding and selling of adulterated and insufficiently labeled drugs or medicines, restricting or prohibiting the sale of certain drugs and providing a penalty for the violation thereof";

Also, Senate Bill No. 139, "A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of railroad commissioners".

Also, I have the honor to inform you that I have this day approved and filed with the secretary of state Senate Bill No. 92, "A Concurrent Resolution to amend and re-enact Section 185 of the constitution of the State of North Dakota relating to loans, giving credit or aid, by the state or its political sub-divisions, and to agricultural loans, popularly known as rural credits".

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

## REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee to whom was referred House Bill No. 59 to consider the amendments made thereto by the Senate, beg leave to report as follows:

That in line nine of Section one of the amended bill, the letter "y" be inserted to follow the word "an" making the word "any" precede the word "assessment", instead of "an".

That in line twenty-two of Section two of the amended bill, after the syllable "tion", add the letters "er", making the word partly on line twenty-one and partly on line twenty-to "redemptioner" instead of "redemption".

That wherever the word "nine" is used in the amended bill to indicate the rate of interest, the same be stricken out and the word "eight" be substituted therefor.

And that when the bill be so amended the same be placed upon its third reading and final passage.

For the House:

A. M. BALDWIN,  
B. A. DICKSON,  
B. V. MOORE.

For the Senate:

F. W. VAIL,  
A. F. BONZER,  
O. J. CLARK.

Mr. Jacobsen moved that the Senate do not adopt the Conference Committee report on House Bill No. 59.

Mr. Vail moved that the motion be amended by striking out the word "not".

Mr. Overson moved that the motion be amended so that the report of the Conference Committee be adopted with the exception of the rate of interest agreed on by said committee, which motion prevailed.

The question being on the motion as amended, which motion prevailed.

Mr. Wartner moved that the President appoint a Conference Committee on House Bill No. 59, which motion prevailed.

The President appointed as such committee Messrs. Vail, Bonzer and Clark.

## MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 1st, 1915.

*Mr. President:*

I have the honor to inform you that the House requests the return of Senate Bills Nos. 176 and 163.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

Mr. Gibbens moved that the Senate comply with the House's request for the return of Senate Bills Nos. 176 and 163, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Hyland moved that the Senate do not concur in the House amendments to Senate Bill No. 158 and that the President appoint a Conference Committee to act on same, which motion prevailed.

The President appointed as such committee Messrs. Loftsgaard, Hyland and Steele.

Mr. Steele moved that the Senate concur in the House amendments to Senate Bill No. 124 and that it be placed on the calendar, for third reading and final passage, which motion prevailed.

Mr. Bronson moved that the Senate do now concur in the House amendments to Senate Bill No. 173 and that it be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Jacobson moved that the Journal of the 44th Day be amended as follows:

In line 21, page 13, strike out the word "any".

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

March 1st, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 159 and asks for a Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Noyes, Stinger and Treadwell Twichell.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

## THIRD READING OF HOUSE BILLS

House Bill No. 356.

A bill for an Act prescribing the manner in which rates to be charged by persons, firms or corporations for light, heat and power may be regulated, and placing such regulation under control of the board of railroad commissioners.

Was read the third time.

Mr. Bronson moved as an amendment to House Bill No. 356 as follows: In line 2, Section one, after the word "village", insert the following words: "with a population not in excess of 12,000 people".

Mr. Bronson withdrew his amendment with the consent of his second.

Mr. Bronson moved that further consideration of House Bill No. 356 be indefinitely postponed, which motion was lost.

Mr. Bronson moved as an amendment to House Bill No. 356 as follows: In line 2, Section one, after the word "village", insert the following words: "with a population not in excess of 12,000 people", which motion was lost.

Mr. Bronson moved as an amendment to House Bill No. 356 as follows:

Insert the following words after the words "North Dakota" in line 9 of Section 5:

"Provided, that if ten per cent of the qualified electors of any city voting at the last preceding general election shall petition the city council or board of city commissioners to call an election for the purpose of submitting to the legal voters therein the question as to whether such city shall be governed by the provisions of this chapter, such election shall be called to be held within sixty days after the filing of such petition with the city auditor. Such election when called shall be conducted and the returns canvassed in the usual method now provided for other elections. The ballots shall have printed thereon the proposition to be voted upon as follows:

For government under Chap. .... 1915 ( ).

Against government under Chap. .... 1915 ( ).

The voter shall place a cross in the square opposite the proposition favored by him.

If a majority of the votes thus cast are against being governed by the provision of such Act, the same shall not apply to such city or municipality, but such city or municipality shall be governed by the provisions of

Chapter 3607 to 3609, Laws of 1913, which Section is hereby continued in force for such purpose”.

Which motion was lost.

Mr. Bronson moved as an amendment to House Bill No. 356 as follows:

In line 6, Section 1, after the word “corporation”, insert the following words: “not including, however, municipal corporations”, which motion was lost.

Mr. Bronson moved as an amendment to House Bill No. 356 as follows.

In line 1, Section 5 after the word “the” insert the following words: “power of reviewing and fixing”, also in line 9, after the word “Dakota” insert the following words: “provided however that this Act shall not be construed to take away from any municipality in this state the initial right to provide for the regulation of the rates of public service corporations as now provided by law.”

Roll call was demanded.

The question being on the adoption of the amendment to House Bill No. 356, the roll was called and there were ayes 20, nays 27, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Porterfield
Bond	Lindstrom	Putnam
Bonzer	Loftsgaard	Rowe
Bronson	McFadden	Sikes
Gibbens	Nelson, G. F'ks	Steele
Gronvold	Overson	Trageton
Hamilton	Paulson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mudgett
Barnes	Jacobsen	Murphy
Clark	Kirkeide	Nelson, Rich'd
Davis	Kretschmar	Nelson, Rolette
Englund	Mallough	Porter
Ellingson	Martin	Sandstrom
Gardiner	McBride	Thoreson
Heckle	McGray	Vail
Hughes	McLean	Young

Absent and not voting Messrs. Hoverson and Wartner, Mr. Hoverson being excused.

So the motion was lost.

Mr. Overson moved as an amendment to House Bill No. 356 as follows:

In line 4, Section 1, after the word “resolution”, insert the following words, “or when petitioned by 20% of the

qualified electors of any city, town, or village in this state as to municipality owned plants, which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 38, nays 10, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Murphy
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Clark	Kretschmar	Porter
Davis	Lindstrom	Putnam
Englund	Mallough	Sandstrom
Ellingson	Martin	Steele
Gardiner	McBride	Thoreson
Gibbens	McFadden	Vail
Gronvold	McGray	Wartner
Hamilton	McLean	Young
Heckle	Mudgett	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Nelson, G. F'ks	Rowe
Bronson	Paulson	Sikes
Leutz	Porterfield	Trageton
Loftsgaard		

Absent and not voting Mr. Hoverson who was excused.

So the bill passed and the title was agreed to.

Mr. Kretschmar moved that the Senate do now return to the Eighth Order of Business, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Mr. Kretschmar moved that the rules be suspended and that House Bills Nos. 500, 498, 497, 495, 373, 487, 171, 486, 491, 489, 485, 482 and 492 be placed on the calendar for third reading and final passage, which motion prevailed.

House Bill No. 500.

A bill for an Act to appropriate a sum of money for the investigation by the board of railroad commissioners of proposed increases of interstate freight rates, especially grain rates, asked by western railroad companies, and to resist and defend against such proposed increases of rates before the interstate commerce commission.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bond	Kretschmar	Porterfield
Bonzer	Leutz	Putnam
Bronson	Loftsgaard	Rowe
Clark	Mallough	Sandstrom
Davis	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. F'ks	Young
Hughes	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Nelson, Richl'd
Hoverson	Mudgett	
Mr. Hoverson being excused.		

So the bill passed and the title was agreed to.

Also, House Bill No. 498.

A bill for an Act to provide a state contingency fund to be placed at the disposal of the state emergency commission, and to appropriate money therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 40, nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Paulson
Allen	Kretschmar	Porter
Bond	Leutz	Porterfield
Bonzer	Loftsgaard	Putnam
Bronson	McBride	Rowe
Clark	McFadden	Sandstrom
Davis	McGray	Sikes
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hamilton	Nelson, G. F'ks.	Vail
Heckle	Nelson, Richland	Wartner
Hyland	Overson	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Mallough
Englund	Hughes	Martin
Ellingson	Lindstrom	Nelson, Rolette
Mr. Hoverson being excused.		

So the bill passed and the title was agreed to.

Also, House Bill No. 497.

A bill for an Act to appropriate money for a period from July 1st, 1915 to July 1st, 1917 and for the care and maintenance of patients in the State Hospital for the insane, required to be maintained at the expense of the state pursuant to Section 2576 of the Compiled Laws of 1913 and Section 261 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 38, nays 0, absent and not voting 11.

Those voting in the affirmative were.

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Paulson
Allen	Jacobsen	Porter
Barnes	Kirkeide	Porterfield
Bond	Kretschmar	Putnam
Bonzer	Leutz	Rowe
Bronson	McBride	Sandstrom
Clark	McFadden	Sikes
Davis	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Vail
Gronvold	Murphy	Wartner
Hamilton	Nelson, Gr. F'ks.	Young
Heckle	Overson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Nelson, Richl'd
Ellingson	Loftsgaard	Nelson, Rolette
Hoverson	Mallough	Trageton
Hughes	Martin	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 1st, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 148.

A bill for an Act to amend Section 2465 of the Compiled Laws of the State of North Dakota for the year of 1913, relating to drains.

And has passed the bill as amended.

Also, House Bill No. 176.

A bill for an Act to amend and re-enact Section 3533 of the Compiled Laws of North Dakota for 1913, relating

to compensation and office hours of county commissioners.

And has passed the bill as amended.

Also, I have the honor to inform you that the House declines to concur in the Senate action on House Bill No. 59 and the Speaker has named as conferees on the part of the House, Messrs. Baldwin, Moore and Dickinson.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. \*495.

A bill for an Act appropriating money for the maintenance and repair of the capitol, executive mansion, state trolley line and state grounds, and repealing all Acts and parts of Acts relating to appropriations of money for the purpose herein set out.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lofstgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Vail
Gronvold	McLean	Wartner
Hamilton	Mudgett	Young
Heckle	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Nelson, Rich'd	Trageton
Lindstrom	Nelson, Rolette	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 373.

A bill for an Act entitled, "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining

the county agricultural and training schools for the year 1914."

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, G. F'ks
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Vail
Hamilton	Mudgett	Wartner
Heckle	Murphy	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Nelson, Rolette
Hoverson	Nelson, Richland	Trageton

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 487.

A bill for an Act to amend and re-enact Section 2652 of the Compiled Laws of 1913, relating to the duties of the state board of equalization with respect to the wolf bounty fund, and repealing all acts and parts of acts in conflict herewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	McFadden
Allen	Heckle	McGray
Barnes	Hughes	McLean
Bond	Hyland	Mudgett
Bonzer	Jacobsen	Murphy
Bronson	Kirkeide	Nelson, G. F'ks
Clark	Kretschmar	Nelson, Richland
Davis	Leutz	Nelson, Rolette
Ellingson	Loftsgaard	Overson
Gardiner	Mallough	Paulson
Gibbens	Martin	Porterfield
Gronvold	McBride	Putnam

Messrs.	Messrs.	Messrs.
Rowe	Steele	Vail
Sandstrom	Thoreson	Wartner
Sikes	Trageton	Young
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Porter
Hoverson		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 171.

A bill for an Act making an appropriation for improvements and repairs, and equipment for the school for the deaf at Devils Lake.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McGray	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Mudgett	Wartner
Heckle	Murphy	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Nelson, Richland	Porter
Lindstrom		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 486.

A bill for an Act appropriating money for the listing of any taxable land as required by law.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porterfield
Bonzer	Kretschmar	Putnam
Bronson	Leutz	Rowe
Clark	Loftsgaard	Sandstrom
Davis	Mallough	Sikes
Englund	Martin	Steele
Ellingson	McBride	Thoreson
Gardiner	McFadden	Trageton
Gibbens	McGray	Vail
Gronvold	McLean	Wartner
Hamilton	Murphy	Young
Heckle	Nelson, G. F'ks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Mudgett	Porter
Lindstrom	Nelson, Richland	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 491.

A bill for an Act appropriating money to reimburse the common school fund of the State of North Dakota for loss occasioned through the purchase of illegal bonds.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richland
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Mudgett	Wartner
Heckle	Murphy	Young
Hughes	Nelson, G. F'ks	

Absent and not voting Messrs. Hoverson and Porter, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 489.

A bill for an Act appropriating money for public printing not properly chargeable to any of the several departments of the state government from July 1st, 1915 to July 1st, 1917 and repealing all Acts and parts of Acts in so far as the same relate to appropriations for the same purposes.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, G. F'ks
Allen	Jacobsen	Nelson, Rich'd
Barnes	Kirkeide	Nelson, Rolette
Bond	Kretschmar	Overson
Bonzer	Leutz	Paulson
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Mudgett	Wartner
Heckle	Murphy	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Porter	Porterfield

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

March 1st, 1915.

*Mr. President:*

I have the honor to inform you that relative to Senate Bill No. 158 the Speaker of the House has appointed as a second Conference Committee Messrs. Kellogg, Thorne and Ness.

Very respectfully,  
ALBERT N. WOLD,  
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 485.

A bill for an Act to amend and re-enact Section 18120 of Compiled Laws of North Dakota 1913, relating to flags upon public institutions and to provide for an appropriation therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	<b>Kirkeide</b>	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
<b>HAMILTON</b>	Mudgett	Wartner
Heckle	Murphy	Young
Hughes	Nelson, Gr. F'ks.	

Absent and not voting Messrs. Hoverson and Porter, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 482.

A bill for an Act to amend and re-enact Section 11302 of the Compiled Laws of 1913, relating to the payment of expenses of inquests and burial of deceased convicts and providing 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 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gardiner	Leutz
Allen	Gibbens	Lindstrom
Barnes	Gronvold	Loftsgaard
Bond	Hamilton	Mallough
Bonzer	Heckle	Martin
Bronson	Hughes	McBride
Clark	Hyland	McFadden
Davis	Jacobsen	McGray
Englund	<b>Kirkeide</b>	McLean
Ellingson	<b>Kretschmar</b>	<b>Mudgett</b>

Messrs.	Messrs.	Messrs.
Murphy	Porterfield	Steele
Nelson, Gr. F'ks.	Putnam	Thoreson
Nelson, Rich'd	Rowe	Trageton
Nelson, Rolette	Sandstrom	Wartner
Overson	Sikes	Young
Paulson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Porter	Vail

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 492.

A bill for an Act amending and re-enacting Chapter 279 of the Laws of 1913 known as the mill tax for terminal elevators.

Was read the third time.

Mr. Hughes moved that House Bill No. 492 be indefinitely postponed, which motion was withdrawn.

Mr. Bronson moved that House Bill No. 492 be amended as follows:

In line 3 of Section 1, of the engrossed bill, strike out the figures "1,000" and insert in lieu thereof the figures "38,500".

Roll call was demanded.

The question being on the adoption of the amendment to House Bill No. 492.

Mr. Albrecht voted aye.

Those voting in the negative were Messrs. Allen and Barnes.

Roll call was suspended.

Mr. Lindstrom moved that further consideration of House Bill No. 492 be postponed until to-morrow, which motion was lost.

Mr. Hyland moved that House Bill No. 492 be re-referred to the Committee on Judiciary, which motion prevailed.

House Bill No. 33 was read the third time.

Mr. Wartner moved that House Bill No. 33 be amended as follows: strike out everything after "a bill" and insert the following:

"For an Act prescribing and limiting the punishment for the crime of murder in the first degree and limiting the time, manner and conditions whereby such person may be pardoned and repealing Section 9472 of the Compiled Laws of 1913 of the State of North Dakota.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. Punishment for Murder in the First Degree.) Every person hereafter convicted of murder in the first degree shall be punished by confinement at hard labor in the state penitentiary for life.

Provided that if a person shall be convicted of murder in the first degree while under such life sentence he may be punished by death.

Section 2. Persons Convicted and Under Sentence of Murder in First Degree When Subject to Pardon.) No person hereafter convicted of murder in the first degree shall be eligible to pardon until after he shall have been confined in the state penitentiary for at least eighty per cent of the time of his life expectancy, to be determined on the day and date of his age on the day of the entry of final judgment of conviction, and such life expectancy shall be based on the life expectancy tables, known as the Carlisle tables of mortality, or unless it shall be made to appear to the satisfaction of the pardon board that the person convicted is innocent of the charge for which he was convicted.

Section 3. Repeal.) Section 9472 of the Compiled Laws of 1913 for the State of North Dakota is hereby repealed".

Which motion prevailed.

Mr. Rowe moved the previous question, which motion prevailed.

The question being shall the amendment be adopted, which motion prevailed.

Also, House Bill No. 33 as amended.

Was read the third time.

Mr. McFadden moved that further consideration of House Bill No. 33 be deferred one day, which motion was lost.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 33, nays 15, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Loftsgaard
Barnes	Heckle	Mallough
Bond	Hyland	Martin
Bonzer	Jacobsen	McBride
Englund	Kirkeide	McGray
Ellingson	Kretschmar	McLean
Gardiner	Leutz	Mudgett
Gronvold	Lindstrom	Murphy

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Nelson, G. F'ks	Porter	Thoreson
Nelson, Rolette	Porterfield	Vail
Overson	Sikes	Wartner

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Allen	Hughes	Rowe
Bronson	McFadden	Sandstrom
Clark	Nelson, Richland	Steele
Davis	Paulson	Trageton
Gibbens	Putnam	Young

Absent and not voting, Mr. Hoverson, who was excused.

So the bill passed and the title was agreed to.

Mr. Bronson requested that House Bill No. 331 be laid over one day, which request was unanimously granted.

The President called Mr. Mudgett to the Chair.

Also, House Bill No. 115.

A bill for an Act amending Chapter 93 of the Session Laws of 1909 of the State of North Dakota, relating to the compensation of election officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 14, absent and not voting 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Albrecht	Kretschmar	Murphy
Allen	Leutz	Nelson, Richl'd
Bond	Loftsgaard	Nelson, Rolette
Bonzer	Mallough	Porter
Gardiner	Martin	Porterfield
Heckle	McBride	Steele
Hughes	McFadden	Vail
Hyland	McGray	Wartner
Jacobsen	McLean	Young
Kirkeide	Mudgett	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Barnes	Nelson, G. F'ks.	Sandstrom
Bronson	Overson	Sikes
Clark	Paulson	Thoreson
Gibbens	Putnam	Trageton
Lindstrom	Rowe	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Davis	Ellingson	Hamilton
Englund	Gronvold	Hoverson

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 463.

A bill for an Act to designate the glandered horse fund as the glanders and dourine fund, and to provide for the appraisement of animals and indemnification to owners for animals destroyed for dourine, and the payment therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 36, nays 1, absent and not voting 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Martin	Putnam
Clark	McFadden	Sandstrom
Gardiner	McLean	Sikes
Gibbens	Mudgett	Steele
Gronvold	Murphy	Thoreson
Hamilton	Nelson, G. F'ks.	Vail
Heckle	Nelson, Richland	Young

Mr. Rowe voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hughes	McBride
Englund	Kretschmar	McGray
Ellingson	Loftsgaard	Trageton
Hoverson	Mallough	Wartner

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 398.

A bill for an Act to amend Section 4510 of the Compiled Laws of North Dakota for the year 1913, relating to corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 20, nays 21, absent and not voting 6, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Porter
Barnes	Martin	Porterfield
Bonzer	McLean	Sikes
Clark	Mudgett	Steele
Gronvold	Murphy	Thoreson
Heckle	Nelson, Richl'd	Wartner
Hughes	Overson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Rolette
Bond	Jacobsen	Paulson
Bronson	Kirkeide	Putnam
Davis	Kretschmar	Rowe
Ellingson	Lindstrom	Sandstrom
Gardiner	McFadden	Trageton
Hamilton	Nelson, G. F'ks	Young

Messrs. McGray and Vail passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hoverson	Mallough
Gibbens	Loftsgaard	McBride

Mr. Hoverson being excused.

So the bill was lost.

Mr. Jacobsen gave notice that he would move to reconsider the vote by which House Bill No. 398 was lost, tomorrow at 3 o'clock P. M.

Also, House Bill No. 60.

A bill for an Act regulating the receiving or receipting for intoxicating liquor, prohibiting such under fictitious name of appellation and fixing penalty for violation thereof.

Was read the third time.

Mr. Wartner moved as an amendment to House Bill No. 60 as follows:

In line 2 of the engrossed bill after the word "family", insert the following words: "of the age of majority", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 36, nays 4, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Lindstrom	Paulson
Barnes	Loftsgaard	Porter
Bond	Mallough	Porterfield
Bronson	McFadden	Putnam
Ellingson	McGray	Rowe
Gardiner	McLean	Sandstrom
Gibbens	Mudgett	Sikes
Hamilton	Murphy	Thoreson
Hughes	Nelson, G. F'ks	Trageton
Hyland	Nelson, Richland	Vail
Jacobsen	Nelson, Rolette	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clark	Martin	Young
Leutz		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Gronvold	Kretschmar
Davis	Heckle	McBride
Englund	Hoverson	Steele

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

MOTIONS AND RESOLUTIONS

Mr. Bond moved that the President appoint a Conference Committee on House Bill No. 159, which motion prevailed.

The President appointed as such Committee Messrs. Hyland, McBride and Steele.

Mr. Loftsgaard moved that the Senate reconsider the vote by which the report of the Committee indefinitely postponed House Bill No. 260 was adopted, which motion prevailed.

Mr. Loftsgaard moved that House Bill No. 260 be referred to the Committee on Live Stock, which motion prevailed.

The Secretary announced that the President was about to sign House Concurrent Resolution relating to taxation.

Also, House Bill No. 196.

A bill for an Act to amend Section 3870 of the Compiled Laws of North Dakota, for 1913.

Also, House Bill No. 210.

A bill for an Act to provide that townships may contribute to the support of district fair associations.

Also, House Bill No. 219.

A bill for an Act authorizing and empowering city councils, city commissions, village trustees and township supervisors to pay the rental of halls or auditoriums when used for public purposes, and to provide by taxation therefor.

Also, House Bill No. 274.

A bill for an Act to amend and re-enact Section 2813 of the Compiled Laws of North Dakota for 1913, relating to bounties for tree planting.

Also, House Bill No. 441.

A bill for an Act defining what the word *coal* means when used in the laws and resolutions of the legislative assembly of the State of North Dakota.

Also, House Bill No. 317.

A bill for an Act to amend Section 1905 of the Compiled Laws of North Dakota for 1913, relating to statistics.

Also, House Concurrent Resolution relating to committee rooms.

Also, House Concurrent Resolution relating to mailing of liquor advertisements.

Also, House Concurrent Resolution relating to grants of money.

And the President signed the same in the presence of the Senate.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 1st, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 262.

A bill for an Act to amend and re-enact Sections 2724, 4038 and 4039 of the Revised Codes of 1905 and Sections 4361, 4363 and 4364 of the Compiled Codes of 1913.

Also, Senate Bill No. 245.

A bill for an Act to amend Sections 904, 905 and 906 of the Compiled Laws of North Dakota for the year 1913 to provide for the non-partisan nomination and election of county judges.

Also, Senate Bill No. 267.

A bill for an Act to amend Section 3851 of the Compiled Laws of North Dakota for 1913, relating to the election of village officers.

Also, Senate Bill No. 296.

A bill for an Act relating to the compensation of township officers and election officers, for the posting of notices for which no compensation is now provided by law.

Also, Senate Bill No. 192.

A bill for an Act to amend Sections 3703 and 3704 of the Compiled Laws of North Dakota for 1913, relating to the plans, specifications, estimates, resolutions, petitions, and to provide a means whereby the city council, or board of city commissioners as the same may be, shall obtain jurisdiction and be authorized to order improvements in improvement districts, and to contract for same in cities in the State of North Dakota.

Which the House has indefinitely postponed.

Very respectfully,

ALBERT N. WOLD,

Chief Clerk.

The courtesies of the floor were extended to Messrs. G. E. Ingebretsen, E. L. Biverstad, Norman Nelson, Hon. A. S. Martin, Hon. C. W. Hookway, E. N. Hegge, A. J. Smith, Henry Glick and J. R. Purpore.

Mr. Hughes moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,

Secretary.

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FIFTY-SEVENTH DAY.

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 2nd, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll Call.

All the members present except Mr. Hoverson, who was excused.

REFERENCE OF THE JOURNAL.

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifty-Sixth Day, have carefully examined the same and find it correct.

C. W. McGRAY,

Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

COMMUNICATION FROM THE GOVERNOR.

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
March 2nd, 1915.

TO THE STATE SENATE,  
Bismarck.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the Secretary of State Senate

Bill No. 239, "A Bill for an Act to Amend Section 657 of the Compiled Laws of North Dakota for 1913, Relating to the Manner in which Claims against the State shall be filed and verified, and Providing a Penalty for Falsely Certifying or Certifying to any False Bill, Claim, Account or Demand";

Also, Senate Bill No. 244, bill for an Act Entitled "An Act, Authorizing counties in which County Agricultural and Training Schools have been Established, to issue Negotiable County Bonds to pay the Outstanding Warrants of such Institutions and to Meet the Current Expenses of Maintaining such Schools, in Anticipation of funds to be derived from State and County Levies; also, Providing for the Disposition of such Bonds and for the Levying of an Annual Tax, Sufficient to pay the Interest and also the Principal of such Bonds, when due";

Also, Senate Bill No. 222, "A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24 of the Compiled Laws of 1913, legalizing certain Acts".

I have the honor to be,

Very respectfully yours,

L. B. HANNA,

Governor.

## REPORTS OF STANDING COMMITTEES

### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 237.

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

Also, Senate Bill No. 280.

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

Also, Senate Bill No. 135.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

Also, Senate Bill No. 170.

A bill for an Act validating certain general and special elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

*Mr. President:*

Your Committee on Live Stock to whom was referred House Bill No. 260.

A bill for an Act requiring owners of stock brands to furnish the commissioner of agriculture and labor with an exact reprint impression or outline of such stock brands, and giving location of brand of animals.

Have had the same under consideration and recommend that the same do pass.

O. T. LOFTSGAARD,  
Chairman.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

*Mr. President:*

Your Committee on Public Health to whom was referred House Bill No. 511.

A bill for an Act amending Sections 398 and 401 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of health.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. J. ROWE,  
Chairman.

Mr. Rowe moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

*Mr. President:*

Your Committee on Railroads to whom was referred House Bill No. 282.

A bill for an Act providing for the construction and maintenance of sidetracks by railways at points near the international boundary.

Have had the same under consideration and return the same without recommendation.

HENRY McLEAN,  
Chairman.

Mr. McLean moved that the report be adopted, which motion prevailed.

## REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred House Bill No. 230.

A bill for an Act to provide for the appointment of a commission of seven members to study and report upon the causes of crime in North Dakota, defining its powers, prescribing its duties and making an appropriation to carry out the purposes of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 470.

A bill for an Act relating to the expenses and method of transportation of prisoners and patients, and repealing Section 3515 of the Compiled Laws of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

Also, your Committee on Ways and Means to whom was referred House Bill No. 201.

A bill for an Act to amend and re-enact Section 6832 of the Compiled Laws of North Dakota, of 1913.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

*Mr. President:*

Your Committee on Counties to whom was referred House Bill No. 363.

A bill for an Act relating to the care of the feeble minded, providing that the cost of keeping patients in the institution for the feeble minded shall be a charge against the county sending such patient; that persons liable to support such defective person shall, when able, pay the expense of treatment, and amending section 1717 of the Compiled Laws of 1913 and repealing Section 1718 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1 of printed bill, line 6, strike out the words "institution for the feeble minded" and insert the words "state treasurer".

Also, in Section 4, line 5 of printed bill, strike out the word "auditor" and insert the word "treasurer".

And when so amended recommend the same do pass.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

Also, your Committee on Counties to whom was referred House Bill No. 411.

A bill for an Act to amend Section 4223 of the Compiled Laws of North Dakota for 1913, relating to the verification of bills, claims, accounts or demands against the county.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill after the word "county", strike out the period and insert a comma, and add the fol-

lowing: "and providing a penalty for falsely certifying, or certifying to any false bill, claim, account or demand".

And when so amended recommend the same do pass.

R. J. GARDINER,  
Chairman.

Mr. Gardiner moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

*Mr. President:*

Your Committee on Public Printing to whom was referred House Bill No. 276.

A bill for an act to amend Section 926 of the Compiled Laws of North Dakota for the year 1913, relating to the printing of publicity pamphlet by the secretary of state.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. L. NELSON,  
Chairman.

Mr. Nelson moved that the report be adopted, which motion prevailed.

Also, your Committee on Public Printing to whom was referred House Bill No. 409.

A bill for an Act to provide for the distribution of agricultural publications.

Have had the same under consideration and recommend that the same do pass.

A. L. NELSON,  
Chairman.

Mr. Nelson moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON HIGHWAYS

The Committee on Highways made the following report:

*Mr. President:*

Your Committee on Highways to whom was referred House Bill No. 321.

A bill for an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out, after the words "A bill" in the engrossed bill the balance of the bill, and insert in lieu thereof the following:

"For an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers. Be it Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Amendment.) That Section 1990m of the Compiled Laws of 1913 be amended to read as follows: Section 1990m. Appointment, Compensation and Duties.) There shall be appointed by the township board of supervisors at their next meeting succeeding the annual town meeting one township overseer of highways for each township, who shall be a practical road builder and whose compensation shall be fixed by the township board, to be paid on presentation of a verified bill at the regular meeting of the township supervisors. All duties now by law resting upon district road overseers shall be performed by this township overseer of highways. He shall have direct charge of the construction and maintenance of all highways and township bridges in the township, whether the work done on same is done by contract or by day labor. He shall be responsible for the maintenance of said highways throughout the entire year. In unorganized territory, in counties where no county superintendent of highways has been appointed the board of county commissioners shall appoint a district overseer of highways whose powers and duties shall be the same as in the organized township, and whose compensation shall be fixed by the county commissioners to be paid on presentation of a verified bill at the regular meeting of the county commissioners. Upon recommendation of the overseer the board of supervisors may, if necessary, appoint one or more assistant overseers. Such assistant overseers shall work under the direction of the overseers and board of supervisors.

Section 2. Emergency.) An emergency is hereby declared to exist and this Act shall take effect and be in force immediately after its passage and approval".

And when so amended recommend the same do pass.

F. T. GRONVOLD,  
Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

Also, your Committee on Highways to whom was referred House Bill No. 328.

A bill for an Act to amend Section 1990p of the Compiled Laws of 1913, relating to the payment of highway taxes.

Have had the same under consideration and recommend that the same be amended as follows:

In line 18 of Section 1 of the engrossed bill, after the word "shall", strike out all of the balance of the section and insert in lieu thereof the following: "draw interest at the legal rate and the county treasurer shall credit the person named therein with the value thereof. Whenever a tax payer elects not to pay his road taxes in cash he shall be deemed to accept the conditions here prescribed".

And when so amended recommend the same do pass.

F. T. GRONVOLD,

Chairman.

Mr. Gronvold moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 449.

A bill for an Act to provide a franchise tax to be assessed against corporations on their right to be and exist as a corporation or exercise corporate powers within the state. Prescribing the manner of making such assessment, the rate of such taxation, the manner of collecting the same, and requiring corporations to report on matters pertaining to such a tax, and prescribing the duties of public officers with relation thereto.

Have had the same under consideration and recommend that the same be amended as follows:

In line 16 of page 2 of the printed bill, after the figure "7", insert the words "an estimate of".

In line 2, Sec. 9, page 6, strike out the word "July" and insert in lieu thereof the word "August".

On page 9, Sec. 13, line 1, strike out the words "foreign or domestic", and insert after the word "each" the word "foreign".

On page 11, line 19, strike out the words "surplus reserve".

At the end of Sec. 14, page 11, add a paragraph as follows:

“(b) Provided, however, no insurance company paying a per cent of its gross premiums to the state shall be subject to the provisions of this Act”.

On page 13, Sec. 21, line 1, insert, after the first word “of”, the words “the outstanding”; and in line 4 of the same section, after the words “to be”, insert the words “prima facie”.

On page 16, Sec. 26, line 2, after the word “first”, insert the words “and perpetual”.

On page 17, Sec. 27, line 10, after the word “corporation”, insert the words “in the courts of this state”.

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 378.

A bill for an Act to provide for the immediate payment of court certificates upon presentation to the county treasurer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. B. OVERSON,  
Chairman

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 293.

A bill for an Act to amend and re-enact Section 8203 of the Compiled Laws of North Dakota for 1913, relating to the eminent domain.

Have had the same under consideration and recommend that the same do pass.

W. B. OVERSON,  
Chairman

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 327.

A bill for an Act to amend and re-enact Section 4398 of the Compiled Laws of North Dakota for the year 1913, the same being Section 4067 of the Revised Codes of 1905, relating to the dissolution of marriage.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 of Section 4398 of the engrossed bill, after the word "is", insert the word "either".

Strike out the comma after the word "such", in the following line.

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Committee on Judiciary to whom was referred House Bill No. 439.

A bill for an Act to amend and re-enact Section 2579 of the Compiled Laws of North Dakota of 1913 relating to expenses chargeable against the estate of insane persons.

Have had the same under consideration and recommend that the same be amended as follows:

In line 11 of Sec. 2579 of the engrossed bill, after the word "court", insert the following: "and with the consent of the Board of County Commissioners of the proper county".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Judiciary to whom was re-referred House Bill No. 492.

A bill for an Act amending and re-enacting Chapter 279 of the laws of 1913 known as the mill tax for terminal elevators.

Have had the same under consideration and recommend that the same do pass.

W. B. OVERSON,  
Chairman.

Also, a minority of your Committee on Judiciary to whom was re-referred House Bill No. 492.

Have had the same under consideration and recommend that the same be amended so as to read the same as the printed bill.

And when so amended recommend the same do pass.

H. A. BRONSON.

Mr. Overson moved the adoption of the majority report of the Committee on Judiciary on House Bill No. 492.

Mr. Bronson moved as an amendment to the motion that the rules be suspended and both reports be re-

ceived, and that House Bill No. 492 be placed on the calendar for third reading and final passage without recommendation, which motion prevailed.

REPORT OF SENATE COMMITTEE ON GAME AND FISH

The Committee on Game and Fish made the following report:

*Mr. President:*

Your Committee on Game and Fish to whom was referred House Bill No. 300.

A bill for an Act to amend and re-enact Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269, 10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323, 10324, 10325, 10326, 10327, of the Compiled Laws of North Dakota for the year 1913, relating to the game and fish laws for the propagation, protection, and preservation of wild birds, wild animals, and fish; creating a state game and fish board, game wardens, game and fish commissioners, providing for open seasons for the taking of certain game-birds, game-animals, fur-bearing animals and fish; providing for resident and non-resident licenses and other provisions relating thereto, with penalties for the violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

“Strike out all of the title and insert the following  
 “For an Act relating to game and fish, for the propagation, protection, and preservation of wild birds, wild animals and fish, creating a state game and fish board, providing for game wardens, game and fish commissioners and for open seasons for taking or killing certain game birds, game animals, fur bearing animals and fish. Providing for resident and non-resident licenses and providing penalties for the violations thereof and to repeal Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269, 10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323,

10324, 10325, 10326, 10327, of the Compiled Laws of North Dakota for 1913.

On page "2" of the printed bill, Sec. 2, line "9", preceding the word "Barnes" insert the word "Adams".

On page "4" of the printed bill, Sec. 3, line "41" add the letter "s" to the word "warden".

On page "6" of the printed bill, Sec. 5, line "5" after the word "sold" insert the words "the names of the purchasers".

On page "9" of the printed bill, Sec. 1, line "8" after the word "and" (which is the 7th word) insert the following words "any person not drawing a salary from the state game and fish fund shall".

On page "22" of the printed bill, Sec. 36, line "24" strike out the words "three dollars" and insert in lieu thereof the words "one dollar". In line "25" strike out the words "two dollars" and insert in lieu thereof the words "one dollar".

On page "27" of the printed bill, Sec. 40, line "4" beginning with the word "any" strike out the balance of the section and insert in lieu thereof the words "no license shall be issued to such person for the remainder of such season".

On page "28" of the printed bill, Sec. 45, line "3" strike out the words "the first day of December" and insert in lieu thereof the words "fifteenth day of November".

On page "36" of the printed bill, Sec. 57, line "54" following the word "words" insert the word "state".

On page "37" of the printed bill, Sec. 60, line "5" after the word "any" (which is the 6th word) insert the word "protected". In line "6" preceding the word "bird" insert the word "protected".

\* \* \* On page "38" of the printed bill, Sec. 64, line "1" strike out the words "civil or".

In lines "2 and 3" following the word "for" in line "2" strike out the words "damages by reason of" and in line "4" after the word "attorney" insert a period (.) and strike out the rest of the section.

On page "41" of the printed bill, Sec. 67, line "59" following the word "buildings" insert the following sentence "nothing in this section shall be construed as applying to any person who shall have established a permanent residence and resided in this state continuously for three years".

On page "42" of the printed bill, Sec. 69, line "4" strike out the word "board" and insert in lieu thereof the word "Governor".

On page "43" of the printed bill, Sec. 70, line "10" following the word "May" insert within parentheses ( ) the following words "both inclusive".

On page "44" of the printed bill, Sec. 75, line "10" after the word "days" insert the words "after notice".

On page "46" of the printed bill, Sec. 80, line "7" after the word "time" insert the words "except, that a set net seine may be used in Des Lacs Lake and a drag net seine may be used in the Mouse river anywhere in North Dakota and that a drag net seine may be used in Long creek in Divide County".

On page "47" of the printed bill, Sec. 85, lines "1 and 2" strike out all of the words following the word "repeal" and insert in lieu thereof the following: "Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269, 10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323, 10324, 10325, 10326, 10327 of the Compiled Laws of North Dakota is hereby expressly repealed".

\* \* \* On page "38" of the printed bill, Sec. 65, line "7" after the word "board" insert the following words: "after October first, 1917, an open season on ruffed grouse or partridge shall be declared for the first ten days of each October in the counties of Bottineau, Cavalier, Pembina, and Rolette, the bag limit to be five birds only per day for each licensed hunter, and no hunter shall be permitted to have more than fifteen ruffed grouse or partridges in his possession at one time".

And when so amended recommend the same do pass.

CHAS. ELLINGSON,

Chairman.

Mr. Ellingson moved that the report be adopted, which motion prevailed.

## REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee, which was appointed to confer with a like committee appointed from the House on House Bill No. 59, begs leave to report that the joint committee recommends the acceptance of the Senate

amendments which leaves the interest rate on sheriffs' certificates of sale at nine per cent per annum.

For the Senate:

F. W. VAIL,  
A. F. BONZER,  
O. J. CLARK.

For the House:

A. M. BALDWIN,  
B. A. DICKINSON,  
B. V. MOORE.

Mr. Vail moved that the report be adopted, which motion prevailed.

*Mr. President:*

Your Conference Committee appointed to consider House Bill No. 165, begs leave to report that the committee recommends that the Senate recede from its amendment to part of line 11, Section 3, of the printed bill, as shown on page 20 of the Journal of February 19th, and in lieu thereof, insert the following: "The Second Thursday of January of each year, unless otherwise provided by their by-laws".

And further recommends that the Senate amendments be concurred in by the House.

P. J. MURPHY,  
JOHN E. PAULSON,  
W. E. BURGETT,  
D. H. HAMILTON,  
A. STEENSON,  
FRANK HARRIS.

Mr. Murphy moved that the report be adopted, which motion prevailed.

*Mr. President:*

Your Conference Committee appointed to consider Senate Bill No. 158 have had the same under consideration and recommend that the Senate do concur in the House amendments thereto.

O. T. LOFTSGAARD,  
CHAS. F. KELLOGG,  
FRANK H. HYLAND,  
OSCAR LINDSTROM.

Mr. Loftsgaard moved that the report be adopted, which motion prevailed.

*Mr. President:*

The special committee appointed to investigate the charges against the state banking board submits their report herewith and requests that it be printed in the

Journal and that its reading be dispensed with.

C. W. McGRAY.

Mr. McGray moved that the report be adopted, and not read and printed in the journal, which motion prevailed.

*Mr. President:*

The committee appointed in the Haraldson concurrent resolution to investigate the state examiner's department begs leave to report as follows:

After a careful examination of the evidence, records, reports and correspondence we find that the state examiner's department was not in conspiracy or collusion with any person in the closing of the Savings Deposit Bank of Minot, North Dakota, on October 20th, 1913; that in July, 1912, an examination of the Savings Deposit Bank of Minot, North Dakota, was made by Mr. Bleeker under examiner Knudson's administration. Upon this report Mr. Knudson in his letter of criticism ordered that paper in the banks aggregating \$44,233.00 be removed from the assets of the bank, the same to be removed by November 1st, 1913. Pursuant to such order, on October 30th, 1912, the paper ordered out by Mr. Knudson was removed from the assets of the bank by Mr. Youmans through the following transaction: On October 30th, 1912, mortgages practically all of which were of the same character of mortgages as the so-called Lewellyn mortgages, practically all of which mortgages represented the purchase price of lands which were deeded back immediately upon the execution of the mortgages; these mortgages were all assigned on October 30th, 1912, by the trust company to the Savings Deposit Bank of Minot, North Dakota, and the following statement will show the total of such transaction:

October 12, 1912.

Checking account of Savings Loan & Trust

Company credited in the bank.....\$52,650.00

(This credit consisted of 28 notes and mortgages made by Youmans of date October 26th, 28th and 29th, 1912).

October 13, 1912.

The Savings Loan & Trust Company account in the bank was charged with the following items:

Savings Loan & Trust Company note.....	\$ 5,250.00
G. S. Youmans note.....	5,250.00
W. M. Youmans note.....	5,250.00
Shomer note .....	3,000.00

Lokken note .....	5,000.00
Interest credited .....	500.00
Paul Crum contract removed .....	2,225.00
Other real estate credited Trust Company.....	17,758.00
<b>Total .....</b>	<b>\$44,223.00</b>

From the above statement it can readily be seen that the trust company, through this transaction, made a net gain in cash of \$8,417.00, that being the difference between \$52,650.00, the total of bad paper assigned to the bank on October 30th, 1912, and \$44,233.00, the total of the bad paper removed.

Assuming that the \$52,650.00 worth of paper which was on October 30th, 1912, assigned to the bank from the trust company was worthless paper, as the evidence clearly shows, the credit was, then Mr. Youmans by his method of complying with Mr. Knudson's order, after the transaction was closed put the bank in worse shape after complying with the order than it was before by increasing the aggregate amount of bad paper in the bank by \$8417.00. Furthermore the order was expressly violated subsequently in a few particulars: On November 13th, 1912, the Savings Loan & Trust Company note for \$5,250.00 again was put into the bank and some of the fraudulent and worthless paper was taken out and replaced by the trust company note. On May 9th, 1913, Mr. Youmans again violated the instructions of Mr. Knudson by putting back into the bank the so-called Paul Crum contract.

During the year 1913, particularly in the month of July, a number of commission notes and mortgages were put into the bank and some of the bad and fraudulent paper taken out. The trust company account was always given credit whenever any paper, commission mortgages or others were assigned to the bank. In the month of July, shortly before the so-called Schoregge examination in August, 1913, the trust company's account was credited by a transfer of 1913, 1914 and 1915 commission mortgages in the sum of \$6466.79.

On September 15th, 1913, shortly before the last examination, the account of the trust company in the bank was charged with the sum of \$6951.86 and the personal account of Mr. Youmans was credited with this amount; and this explains the reason for the large balance in Mr. Youman's personal account at the time of the last examination. This personal account at that time was simply the result of the transfer of unmatured commis-

sion mortgages by the trust company to the bank, first in the form of a credit to the account of the trust company, and later by a transfer thereof to the personal account of Mr. Youmans.

Prior to the time of Mr. Severtson's examination of the Savings Deposit Bank of Minot, North Dakota, to-wit on October 16th, 1913, the Banking Board held a meeting, and a copy of the minutes of said meeting is herein set forth:

"A special meeting of the State Banking Board was held in the executive office this 16th day of October, A. D. 1913. The members present were: Governor L. B. Hanna, secretary of state Thomas Hall, and attorney general Andrew Miller. The report of the examination of J. B. Schoregge, made August 13th, of the Savings Deposit Bank, Minot, and the report of the examination made by Mr. Schoregge and Arthur Johannsen of the Savings Loan & Trust Company, Minot, September 11th, was presented to the board for its consideration. The board instructed the state examiner to make a special examination of the Savings Deposit bank and if the condition of the bank showed no improvement from the report already submitted he was further instructed to take charge of the bank pending the appointment of a receiver. The meeting adjourned.

(Signed)

L. B. Hanna,  
Chairman.

(Signed)

S. G. Severtson,  
Secretary".

In pursuance of this meeting Mr. Severtson made an examination of the Savings Deposit Bank on October 20th, 1913, and found in the bank a large number of worthless notes and mortgages and a number of undesirable loans, and the following statement will show how Mr. Severtson arrived at the total of objectionable paper:

Fraudulent and worthless loans .....	\$25,500.00
Savings Loan & Trust Company note .....	5,250.00
G. S. Youmans note .....	5,250.00
Sundry loans of W. M. Youmans, amounting approximately to .....	1,000.00
Balance due on Paul Crum contract .....	1,975.00
1914, 1915, 1916 commission notes, including the commission notes on the fraudulent loans	8,192.00
Various notes deemed worthless, amounting to approximately .....	1,000.00
<b>Total .....</b>	<b>\$47,917.00</b>

On October 20th, 1913, the total loans and discounts held by the Savings Deposit Bank was \$66,003.82, and the records disclosed that of the total loans and discounts only \$4,100.45 represented loans made directly by the bank, but that all of the \$66,003.82 worth of loans and discounts were taken by assignments from the trust company, save and except loans aggregating the sum of \$4,100.45. The balance of the loans and discounts after deducting the \$4,100.45, to-wit the sum of \$61,903.37, was made up of loans to Grant Youmans, the Savings Loan & Trust Company and other loans purchased apparently from the trust company and including also the fraudulent loans amounting to \$25,500.00

We call attention to the fact that practically all of the paper objected to by Mr. Severtson in October, 1913, was either entirely worthless and fraudulent or of such a character as to make it absolutely undesirable as bank paper, and which paper also consisted of paper maturing in 1919, 1920, 1921, 1922 and 1923, as well as commission mortgages maturing in 1914, 1915 and 1916.

We beg leave to refer here to the provision of our statute relating to the insolvency of banks, namely Section 4674 of the 1905 Code, which provides as follows:

"A bank shall be deemed insolvent; first, when the actual cash market value of its assets is insufficient to pay its liabilities; second, when it is unable to meet the demands of its creditors in its usual or customary manner; third, when it shall fail to make good its reserve as required by law; 4th, when it shall fail to comply with any lawful order of the state banking board within any time specified therein".

We think that the actual cash market value of the assets of the Savings Deposit Bank on October 20th, 1913, were insufficient to pay its liabilities. And from the foregoing facts, our conclusions are that the examiner, S. G. Severtson, while acting under the authority from the state banking board made a demand and order on the Savings Deposit Bank with which there was a failure to comply, and that under all the circumstances, taking into consideration the reports of prior examinations of said bank, the methods used by Mr. Youmans in the management of the bank and the trust company, and the condition of the assets in October, 1913, that the examiner, S. G. Severtson had a perfect right to take the steps which he did in protecting the depositors of the bank, and that he acted within the authority of the law in closing the bank on October 20th, 1913, and we will

further say that Mr. S. G. Severtson is entitled to credit rather than censure for his acts in this matter.

Dated March 2nd, 1915.

Respectfully submitted,  
 E. O. HARALDSON,  
 Chairman.  
 C. W. McGRAY,  
 J. T. PURCELL,  
 Committee.

Mr. Overson moved that the Senate do now concur in the House amendments to Senate Bill No. 282, which motion prevailed.

On motion the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred a Concurrent Resolution introduced by the Lathrop Committee.

Have had the same under consideration and recommend that the Senate do concur in the same.

J. E. DAVIS,  
 Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 472.

A bill for an Act to repeal Section 650 of the Compiled Laws of North Dakota for the year 1913, relating to appropriation for contingency fund for commissioner of insurance.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
 Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 476.

A bill for an Act amending Sections 1531 and 1538 of the Compiled Laws of North Dakota for the year 1913, relating to the state library commission and repealing Section 1532.

Have had the same under consideration and recommend that the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 119.

A bill for an Act to provide for the support of needy women who are the mothers of and who are compelled to support one or more children under fourteen years of age.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, lines 8 and 9 of engrossed bill, strike out the following: "or by the overseer of the poor in said township, village or city", and insert in lieu thereof a period.

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 216.

A bill for an Act to repeal Section 1821 and Section 1824 of the Compiled Laws of North Dakota for 1913, and to amend and re-enact Section 1821 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Lines 1 and 2 of title strike out the following:

"To repeal, amend and re-enact Sections 1821, 1822, 1823 and 1824 of the Compiled Laws of 1913",

Line 3 of title, after the word "Board", strike out the period and insert in lieu thereof the following:

“, and to repeal Sections 1821, 1822, 1823 and 1824 of the Compiled Laws of 1913.”

At the end of Section 5, add the following:

“Provided, that all Acts of the present and prior emergency commissions of this state authorizing the transference of money appropriated for one purpose to another purpose or from one fund to another fund are hereby validated and legalized.”

Strike out all of Section 7 and insert in lieu thereof the following:

“Section 7. Repeal.) Sections 1821, 1822, 1823 and

1824 of the Compiled Laws of 1913 are hereby repealed, and all other Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed."

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 48 as amended, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, Richl'd	Wartner
Hughes	Nelson, G. F'ks	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Mudgett
Gibbens	McBride	Sandstrom

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

The question being on the final passage of Senate Bill No. 124 as amended, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gardiner	Leutz
Allen	Gibbens	Lindstrom
Barnes	Gronvold	Loftsgaard
Bond	Hamilton	Mallough
Bonzer	Heckle	Martin
Bronson	Hughes	McBride
Clark	Hyland	McFadden
Davis	Jacobsen	McGray
Ellingson	Kirkeide	McLean
Englund	Kretschmar	Mudgett

Messrs.	Messrs.	Messrs.
Murphy	Porterfield	Thoreson
Nelson, Richl'd	Putnam	Trageton
Nelson, Rolette	Rowe	Vail
Nelson, Rolette	Sandstrom	Wartner
Overson	Sikes	Young
Porter	Steele	

Absent and not voting, Messrs. Hoverson and Paulson, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

The question being on the final passage of Senate Bill No. 173 as amended, the roll was called and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, Gr. F'ks.	Young
Hughes		

Mr. Martin voted nay.

Absent and not voting, Messrs. Hoverson and Paulson, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

Was read the third time.

The question being on the final passage of Senate Bill No. 282 as amended, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Gardiner
Allen	Clark	Gibbens
Barnes	Davis	Gronvold
Bond	Englund	Hamilton
Bonzer	Ellingson	Heckle

Messrs.	Messrs.	Messrs.
Hughes	McFadden	Porterfield
Hyland	McGray	Putnam
Jacobsen	McLean	Rowe
Kirkeide	Mudgett	Sandstrom
Kretschmar	Murphy	Sikes
Leutz	Nelson, Gr. F'ks.	Steele
Lindstrom	Nelson, Rich'l'd	Thoreson
Loftsgaard	Nelson, Rolette	Trageton
Mallough	Overson	Vail
Martin	Paulson	Wartner
McBride	Porter	Young

Absent and not voting Mr. Hoverson, who was excused.  
So the bill passed and the title was agreed to.

On motion, the Senate returned to the Seventh Order of Business.

#### REPORTS OF SELECT COMMITTEES

##### *Mr. President:*

Your Conference Committee appointed to consider House Bill No. 361 begs leave to recomemnd that the Senate recede from their amendment to Section 2 of the engrossed bill as shown on page 4 of the Journal of February 25th and adopt the following:

On page 2, line 9 of the engrossed bill, after the word "member", insert the words, "and not more than two".

After the word "be" in the same line strike out the following words: "A resident of each congressional district within the state, as now established", and insert the following: "appointed from each congressional district, and not more than one member shall be appointed from any one county".

H. W. ALLEN,  
C. H. PORTER,  
M. L. McBRIDE,  
R. J. LIST,  
SIMON JAHR,  
TREADWELL TWICHELL,

Mr. Allen moved that the report be adopted, which motion prevailed.

The President called Mr. Davis to the chair.

#### THIRD READING OF HOUSE BILLS

House Bill No. 213.

A bill for an Act to amend and re-enact Section 1402 of the Compiled Laws of North Dakota for the year 1913, relating to establishment of free kindergartens, payment

of costs thereof, government thereof, and duty of superintendent of public instruction.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young

Absent and not voting, Mr. Hoverson, who was excused.

So the bill passed and the title was agreed to.

Mr. Allen moved that the rules be suspended and that House Bill No. 361 be placed at the head of the calendar for third reading and final passage.

With the consent of his second, Mr. Allen withdrew his motion.

The secretary announced that the President was about to sign Senate Bill No. 135.

A bill for an Act making an appropriation for maintenance, new buldings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

Also, Senate Bill No. 280.

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

Also, Senate Bill No. 237.

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

Also, Senate Bill No. 170.

A bill for an Act validating certain general and special elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

And the President signed the same in the presence of the Senate.

### THIRD READING OF HOUSE BILLS

House Bill No. 331.

A bill for an Act relating to the taxation of personal property known as moneys and credits.

Was read the third time.

Mr. Bronson moved that House Bill No. 331 be amended by striking out Section four of the amended bill.

Roll call was demanded.

The question being on the adoption of the amendment to House Bill No. 331, the roll was called and there were ayes 8, nays 35, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bronson	Paulson	Trageton
Englund	Putnam	Wartner
Martin	Sikes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks.
Allen	Jacobsen	Nelson, Richland
Barnes	Kirkeide	Overson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gronvold	McLean	Vail
Hamilton	Mudgett	Young
Heckle	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hyland	McBride
Hoverson	Kretschmar	Nelson, Rolette

Mr. Hoverson being excused.

So the amendment was lost.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 27, nays 16, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Mallough
Barnes	Hamilton	McFadden
Bond	Heckle	McLean
Clark	Hughes	Nelson, Gr. F'ks.
Davis	Jacobsen	Nelson, Rich'd
Ellingson	Kirkeide	Overson
Gardiner	Lindstrom	Rowe

Messrs.	Messrs.	Messrs.
Sandstrom	Steele	Vail
Sikes	Trageton	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Martin	Porter
Bonzer	McGray	Porterfield
Bronson	Mudgett	Putnam
Englund	Murphy	Thoreson
Leutz	Paulson	Young
Loftsgaard		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hyland	McBride
Hoverson	Kretschmar	Nelson, Rolette

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Mr. Allen moved that the vote by which House Bill No. 331 passed, be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred House Bill No. 266.

A bill for an Act to amend Section 1147 of the Compiled Laws of North Dakota for the year 1913, relating to the organization of new common school districts.

Have had the same under consideration and recommend that the same be amended as follows:

Commencing with and including line 1 of Sec. 1147 strike out the balance of the bill and insert in lieu thereof the following:

“Sec. 1147. New Common School Districts. How Organized.) The board of county commissioners and county superintendent may organize a new school district from portions of school districts already organized, if in their judgment the organization of a new district is desirable and necessary, upon being petitioned so to do by at least a majority of the school voters residing in the districts, whose boundaries will be affected by the organization of a new district, and by at least three-fourths of the residents of the territory to be included in the new district. No school district shall be organized under the provisions of this section which shall have less than twenty thousand

dollars assessed valuation and shall have residing therein less than twelve children of school age; provided, that when the districts from portions of which such new district is sought to be organized, lie in two or more adjoining counties, such new district shall be organized by the concurrent action of the boards of county commissioners and county superintendents of such counties; provided, further, that action on such organization shall be taken only at the July meeting of the county commissioners when petitioned by a majority of the voters residing in each of the districts to be affected.

*Provided, Further,* That the county commissioners and county superintendent of schools may organize a new school district from portions of school districts already organized, if in their judgment a new school district is desirable and necessary, upon being petitioned so to do by at least three-fourths of the school voters residing within the territory to be included in the new district, provided, such proposed new district shall have an assessed valuation of at least one hundred and twenty thousand dollars, and shall have an area equal to a congressional township or major fraction thereof, and shall have residing therein at least twelve children of school age, provided, that such organization will not leave the district from which such new district is sought to be organized with an area of less than one congressional township and an assessed valuation of at least one hundred fifty thousand dollars”.

And when so amended recommend the same do pass.

A. S. GIBBENS,

Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 2nd, 1915.

*Mr. President:*

A Special House Committee hereby notifies you that the House has elected W. D. Austin, Chief Clerk.

FRANK E. PLOYHAR,

Chairman.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 361.

A bill for an Act creating a board of regents for the

state university, the state agricultural college, the normal schools, the school of science, the normal and industrial school, the school of forestry, and such state educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for the management and control of the state educational institutions, to provide an appropriation to carry out the purposes of the Act, and repealing all Acts or parts of Acts in conflict or inconsistent therewith.

Which the House has passed as amended by the Conference Committee, and your favorable consideration is respectfully requested.

Also, I have the honor to return herewith Senate Bill No. 172.

A bill for an Act to amend Sections 1165 and 1167 of the Compiled Laws of North Dakota for the year 1913, relating to district school treasurer's bond.

Also, Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

Which the House has indefinitely postponed.

Also, I have the honor to return herewith Senate Bill No. 191.

A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

Also, Senate Bill No. 288.

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.

Also, Senate Bill No. 301.

A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of the State of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

Also, Senate Bill No. 310.

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating

to the employment of the inmates of the penitentiary, and the sale of its products under the direction of the board of control and disposition of the receipts of the brickyard.

Also, Senate Bill No. 305.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purpose except slaughter, unless accompanied by a certificate of health, providing a penalty for violation thereof.

Also, Senate Bill No. 213.

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

Also, Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Which the House has passed unchanged.

Also, I have the honor to return herewith Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Which the House has amended as follows:

On page 1, line 2, Sec. 376, after the word "property", insert the following: "and shall have all the rights, powers, and perform the duties now conferred by law upon the board of trustees of public property".

And passed as amended.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

## THIRD READING OF HOUSE BILLS

Mr. Allen moved that the rules be suspended and that for third reading and final passage, which motion prevailed.

The question being on the final passage of House Bill No. 361 as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	<b>Hughes</b>	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	<b>Thoreson</b>
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks.	Wartner
Heckle	Nelson, Richl'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Kretschmar	McBride
Hyland		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Mr. Gibbens moved that the vote by which House Bill No. 361 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, House Bill No. 146.

A bill for an Act to amend Section 3771 of the Compiled Laws of North Dakota for the year 1913, entitled, an Act to provide for a commission system of government in cities which shall adopt the provisions of this Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bronson	Gronvold
Allen	Clark	Hamilton
Barnes	Davis	Heckle
Bond	Englund	Hughes
Bonzer	Gardiner	Hyland

Messrs.	Messrs.	Messrs.
Jacobsen	Mudgett	Rowe
Kirkeide	Murphy	Sandstrom
Kretschmar	Nelson, Gr. F'ks.	Sikes
Leutz	Nelson, Richl'd	Steele
Lindstrom	Nelson, Rolette	Thoreson
Loftsgaard	Overson	Trageton
Mallough	Paulson	Vail
Martin	Porter	Wartner
McFadden	Porterfield	Young
McGray	Putnam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hoverson	McLean
Gibbens	McBride	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 298.

A bill for an Act to amend and re-enact Section 2248 of the Compiled Laws of North Dakota for 1913, relating to the making by corporations of annual statements to the state auditor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 1, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Gibbens	McBride	Sikes
Gronvold	McFadden	Steele
Hamilton	McLean	Thoreson
Heckle	Mudgett	Trageton
Hughes	Murphy	Vail
Hyland	Nelson, Gr. F'ks.	Wartner
Jacobsen	Nelson, Richl'd	Young
Kirkeide	Nelson, Rolette	

Mr. Bond voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Gardiner	McGray
Englund	Hoverson	Paulson
Ellingson		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 408.

A bill for an Act to repeal Sections 2269, 2270, 2271, 2272 and 2275 of the Compiled Laws of North Dakota for the year 1913, all relating to the adjustment of delinquent taxes due the state from counties.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rich'd
Allen	Kirkeide	Nelson, Rolette
Barnes	Kretschmar	Overson
Bond	Leutz	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Hoverson	Paulson
Hamilton	Lindstrom	Trageton

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Jacobsen moved the vote by which House Bill No. 398 was lost be reconsidered, which motion prevailed.

Mr. Jacobsen moved that House Bill No. 398 be placed on the Calendar for final passage, which motion prevailed.

The question being on the final passage of House Bill No. 398, the roll was called and there were ayes 40, nays 5, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bonzer	Ellingson
Allen	Clark	Gronvold
Barnes	Davis	Heckle
Bond	Englund	Hughes

Messrs.	Messrs.	Messrs.
Hyland	McGray	Putnam
Jacobsen	McLean	Rowe
Kretschmar	Mudgett	Sandstrom
Leutz	Murphy	Sikes
Lindstrom	Nelson, G. F'ks.	Steele
Loftsgaard	Nelson, Rolette	Thoreson
Mallough	Overson	Vail
Martin	Paulson	Wartner
McBride	Porter	Young
McFadden		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Nelson, Rich'd	Trageton
Kirkeide	Porterfield	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hamilton	Hoverson
Gibbens		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

The President presiding.

Also, House Bill No. 428.

A bill for an Act to amend Section 2274 of the Compiled Laws of North Dakota for 1913, relating to what accounts shall be carried as "consolidated tax accounts."

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, G. F'ks.
Allen	Kirkeide	Nelson, Rich'd
Barnes	Kretschmar	Nelson, Rolette
Bond	Leutz	Overson
Bonzer	Lindstrom	Paulson
Bronson	Loftsgaard	Porter
Clark	Mallough	Putnam
Davis	Martin	Sikes
Englund	McBride	Steele
Ellingson	McFadden	Thoreson
Gibbens	McGray	Trageton
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hyland	Murphy	Young

Mr. Sandstrom voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hoverson	Porterfield
Gronvold	Hughes	Rowe

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Mr. Davis moved that the Senate do now go into executive Session, which motion prevailed.

OPEN SESSION  
MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 2nd, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Which the House has amended as follows:

"Section 1. Establishing a State Bonding Fund.) A state bonding fund is hereby established for the purpose of providing a fund for the bonding of such officers of counties, cities, towns, villages, school districts and townships as are, or may hereafter be required by law to furnish official bonds.

Sec. 2. Commissioner of Insurance to Issue Bonds.) It shall be the duty of the commissioner of insurance, as provided in this Act, to issue official bonds to all county officials, city officials, town officials, village officials, school district officials, and township officials required by law to furnish official bonds except as hereinafter otherwise provided. No such bonds shall be issued by the commissioner of insurance for the bonding of any official for a greater amount than \$50,000.00; and any official required by law to be bonded in any greater amount than \$50,000.00, shall be bonded in the sum in excess of \$50,000.00 with a duly authorized surety company or by personal sureties. The premiums on such excess bonds, except in the case of personal sureties, shall be paid out of the county, village, city, town, school district or township treasury as the case may be.

If an official who is bonded by both the State Bonding Department and other surety makes default, then the loss shall be borne between the State Bonding Department and such other surety in proportion to the amount of bonds furnished by the various parties.

Sec. 3. Premiums; Amount; To whom Paid.) The premiums of such bonds shall be twenty-five cents per hundred dollars per year on all bonds issued. Such premium shall be paid in advance by the proper authorities of each county, city, town, village, school district or township, from its respective treasury to the state treasurer, who shall issue receipts therefor as hereinafter provided. The minimum on small bonds and short term officers' bonds shall not be less than \$2.50.

Sec. 4. Whenever there shall be paid into the state treasury, money for premiums for bonding officials as provided in this Act, it shall be known as the state bonding fund, and shall be used as provided for in this Act.

Sec. 5. It shall be the duty of the state treasurer whenever there is any money paid into the state treasury for premiums on bonds, to at once issue quadruple receipts therefor. One, he shall issue to the official for whom the premium is paid, one he shall file in his office, one he shall file with the commissioner of insurance, and one shall file with the state auditor. Such receipt shall state the amount and date of the bond, name of the officer bonded, and his official duties, his post office address and the county in which he resides.

Sec. 6. Period of Bonds.) All bonds executed and furnished hereunder by the commissioner of insurance shall be made to run until the expiration of the officer's term of office, and where such term is less than one year, a full year's premium shall be charged.

Sec. 7. Form of Bonds.) All counties, cities, towns, villages, school districts and townships in the state shall be insured as herein provided against loss by the default of any officer of such counties, cities, towns, villages, school districts and townships who is by law required to furnish a bond, by and through a bond executed by the officer to be bonded and the commissioner of insurance in his official capacity, which bond shall be payable in case of default out of the state bonding fund. Said bonds shall be substantially in the following form, the blanks being properly filled out and the bond being executed by the official and the commissioner of insurance.

Sec. 8. Official Bond.) Know all men by these presents; That ..... of ..... in the state of North Dakota, hereinafter called the principal, and the State Bonding Fund of the State of North Dakota as surety, are held and firmly bound unto..... in the State of North Dakota, hereinafter called the obligee, in the sum

of ..... for the payment whereof to the obligee the principal binds himself, his heirs, executors administrators and assigns, and the commissioner of insurance of the State of North Dakota, bind the state bonding fund of the State of North Dakota firmly by these presents.

Signed, sealed and dated this ..... day of ..... 19....

Whereas, The above named principal has been duly appointed or elected to the office of ..... in the State of North Dakota for the term of ..... years beginning on .....

Now Therefore, The condition of the foregoing obligation is such that if the principal shall faithfully and impartially discharge and perform the duties of his said office, including such duties as are or may be imposed upon him by law, and shall render a true account of all moneys and property of every kind that shall come into his hands as such officer and pay over and deliver the same according to law, this obligation shall be void, otherwise it shall remain in force.

Principal.

State Bonding Fund, Surety,

By .....

Commissioner of Insurance

Signed, Sealed and Delivered in the presence of

..... ;  
 ..... ;

Sec. 9. Appointment of Attorney for Service.) The officer to be bonded shall, prior to the execution of such bond, execute and file in the office of the commissioner of insurance, an instrument appointing the commissioner of insurance and his successors, his true and lawful attorney upon whom all process in any action or proceeding against such officer may be served, and therein shall agree that any process which may be served upon his said attorney, shall be of the same force and validity as if served on him personally and that the authority thereof shall continue in force, irrevocable so long as any liability of such official or of such state bonding fund remains. In actions upon such bond when the sheriff files his return, that he is unable, after diligent search, to find such bonded officer for the purpose of serving the summons, service upon the commissioner of insurance shall be deemed and held to be personal service upon such bonded official. Whenever process against any such bonded official shall be served upon the commissioner of insurance, he shall forthwith mail a copy of such process, postage prepaid, directed to such bonded

official at the residence of such official stated in such instrument. The commissioner shall keep a record of all such process which shall show the time and hour of service.

Sec. 10. Bonds Run to Whom.) All such official bonds shall run to the political subdivision of which the bonded official is an officer, as obligee, and such bonds shall be construed as provided in Section 680 of the Compiled Laws of North Dakota, 1913, and any private corporation or person suing such official may recover under such bond and have the protection of the state bonding fund.

Section 11. State Not Liable.) Any obligee or private corporation or person may sue upon any such official bond issued by the commissioner of insurance and may join the commissioner of insurance as a co-defendant with the defaulting officer and in case judgment is obtained against such defaulting officer, the judgment shall further specify that such judgment shall be paid out of any funds on hand in the state bonding fund, or that may thereafter accrue to such fund. In case a judgment is paid out of the state bonding fund in any such action, the state bonding fund shall be subrogated under the judgment to the right of the judgment creditor to recover against the defaulting officer. In all proceedings to enforce such right of subrogation the commissioner of insurance as nominal defendant shall act for and in behalf of the state bonding fund; and he may in any action or proceeding appeal from any appealable order or from any judgment against said state bonding fund the same as is provided for other parties to civil actions.

Section 12. Other Bonds May be Furnished.) This Act shall not be construed to prevent any person elected or appointed to office from furnishing in lieu of the bond provided for in this Act, a bond by personal sureties or by a surety company, but no officer or board of any county, city, town, village, school district or township shall have the right to pay for any such bond or bonds out of any public funds, except for such bonds as are procured to cover the excess over \$50,000.00 as provided in Section 2.

Section 13. Bonds, How Construed.) The bonds issued in pursuance of this Act shall be construed and held to inure to the benefit of not only the political sub-divisions named as obligee but also to the benefit of any person damaged by any wrongful act or omission of the bonded official; and any person so damaged may

in an action upon the bond brought in his own name as plaintiff against the official bonded join the commissioner of insurance as a co-defendant, and thereby subject the state bonding fund to the payment of any judgment so obtained.

Sec. 14. Clerical Help Provided, Expenses, How Paid.) It shall be the duty of the commissioner of insurance and the state auditing board to estimate at the beginning of each year the amount required for additional clerical help and incidental office expenses made necessary by the additional work devolving upon his office on account of the provisions of this Act for that year, which estimated amount shall be reserved from the premiums paid in and shall not exceed the sum of \$1500.00 per annum. The amount of premium receipts remaining shall be used for the payment of losses; provided that if the amount reserved for clerical assistance and incidental office expenses is more than sufficient to pay the same the excess shall be used to pay losses. The commissioner of insurance shall have the authority to engage clerical assistance to conduct the transactions provided for by this Act. He shall also prepare and provide the necessary blanks, books, stationery and postage and cause the same to be delivered to the proper officers and persons. Such expenses and the salaries of such clerical assistance shall be audited and allowed by the state auditing board.

Sec. 15. Notice of Loss; Duty of State Examiner.) Whenever a loss shall occur in any county, city, village, township or school district by the default of any officer of the same whose fidelity has been insured under the provisions of this Act, it shall be the duty of the county auditor, city auditor, village, township or school district clerk or treasurer in case the defaulting officer is the auditor or clerk, as the case may be, immediately to notify the commissioner of insurance. The commissioner of insurance shall thereupon notify the state examiner; and it shall be the duty of the state examiner when so notified to check the accounts of such defaulting official and file a report with the commissioner of insurance.

Sec. 16. Surplus. How Used.) Any sum which remains unexpended at the end of any one year shall remain in the state bonding fund which shall accrue until it equals in amount \$100,000.00, after which the surplus in excess of \$100,000.00 shall be distributed at the close of each year to the various counties, cities, townships, villages, school districts and towns in

proportion to the amount of premium paid into the state bonding fund. In case there shall not be a sufficient amount in the state bonding fund to pay the losses sustained after the reservation of funds to cover clerical assistance and other incidental expenses for the conduct of the bonding department for the year, such losses shall be paid as soon as sufficient funds are accumulated in the state bonding fund by collection of premiums.

Sec. 17. Fund to Draw Interest.) The state treasurer shall deposit the state bonding fund in approved state depositories at the usual rate of interest paid on other funds of the state, subject to check, but whenever there is in such checking account more than \$10,000.00 the state treasurer shall deposit the same upon time certificates of deposit drawing the same rate of interest as other state funds deposited upon time certificates.

Sec. 18. Report.) The commissioner of insurance shall on, or about the first day of January in each year, publish in four newspapers of general circulation within the state a copy of the statement of his work and of the condition of the bonding department during the preceding year, and he shall make a biennial report to the Governor and the Legislative Assembly containing a detailed statement of the work and the condition of said bonding department during the preceding biennial period.

Sec. 19. May Require Statements.) The commissioner of insurance shall require and obtain from the various officials bonded statements annually and as often as he deems necessary, of their receipts, bank accounts and disbursements verified by the county auditor, city auditor, or clerk of each town, village, school district and township. To verify such statements he may communicate with each bank having such deposits and he may require any such official to furnish him with any information concerning the office of which he is an incumbent and said commissioner shall file all such information in his office in a proper manner and such records and files shall be open for public inspection. The commissioner of insurance shall supply to each county and city auditor and each town, village, school district, and township clerk, a sufficient number of application blanks.

Sec. 20. State Examiner to Check Accounts.) In case any official shall default, it shall be the duty of the state examiner immediately to check the accounts of such

defaulting official and file a report with the commissioner of insurance stating the amount due upon such defaulting officer's bond and for such services he shall be paid out of the state bonding fund, the same fees as he is paid for examining the accounts of county officers.

Sec. 21. May Require an Accounting.) If at any time, the commissioner of insurance shall be of the opinion that the interests of the state bonding fund are jeopardized by the misconduct or inefficiency of any bonded official, it shall be his duty to cause an action for an accounting to be instituted against such bonded official for the purpose of requiring a complete disclosure of the business of the office of which such official is an incumbent. Such action shall be brought in the name of the commissioner of insurance as plaintiff and the court may in such action interplead the obligee and render such judgment as shall protect the rights of all parties concerned. If at any time the commissioner of insurance deems it advisable, it shall be his duty to make a complaint to the Governor requesting the Governor to institute an investigation with the purpose of removing from office any defaulting official or any official who so conducts the affairs of his office as to endanger the state bonding fund.

Sec. 22. Duty of Attorney General.) It is hereby made the duty of the attorney general to act as attorney for the commissioner of insurance in any and all actions and proceedings to which the commissioner of insurance is a party, on behalf of the state bonding fund.

Sec. 23. Commissioner May Reject Application.) When any official applies to the commissioner of insurance for the issuance to him of an official bond, the commissioner of insurance may, after due investigation, reject such application if in his judgment the interests of the state bonding fund require such action. In such case the official whose application is rejected may secure a bond executed either by private surety or by a duly authorized surety company, but no officer or board of any political subdivision shall have the power to disburse public funds to pay the premium on such bonds.

Sec. 24. Appeal.) The commissioner of insurance shall immediately notify the applicant of such rejection by registered mail, and the applicant shall have twenty days after the receipt of such notice within which to take an appeal from such decision of the commissioner

of insurance to the district judge of the judicial district in which the applicant resides. The judge of said court shall hear such appeal at a day to be fixed by him not less than ten nor more than thirty days after the filing of the appeal with the clerk. The case shall be tried by the court without a jury. Notice of such appeal shall be served by the appellant upon the commissioner of insurance.

Sec. 25. Repeal.) All Acts and parts of Acts in so far as they conflict with the provisions of this Act are hereby repealed.

Sec. 26. This Act shall take effect January 1st, 1916.

Strike out the word "department" in the title and insert the word "fund" in lieu thereof."

And passed as amended.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Hughes moved that the Senate do now take a recess of ten minutes, which motion prevailed.

#### AFTER RECESS

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 2nd, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Which the House has amended as follows:

After the words "Two boilers and feed pump" insert the figures "\$5,000.00".

Change the total from "\$53,850.00" to "\$54,700.00".

And passed as amended.

Also, I have the honor to return herewith Senate Bill No. 311.

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, relating to real estate taxes due and delinquent, when due, penalty and interest.

Also, Senate Bill No. 312.

A bill for an Act to amend Section 2166 of the Compiled Laws of North Dakota, 1913, relating to delinquent personal property taxes, when due, penalty and interest.

Also, Senate Bill No. 130.

A bill for an Act to amend and re-enact Sections 5151 and 5152 of the Compiled Laws of 1913, relating to corporations having banking powers, defining what per cent of the capital stock and surplus of such corporations may be invested in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is located, and defining its powers as to other real estate.

Also, Senate Bill No. 169.

A bill for an Act to amend Section 4086 of the Compiled Laws of North Dakota for the year 1913, relating to annual township meeting.

Also, Senate Bill No. 281.

A bill for an Act to amend Section 34 of the Compiled Laws of 1913, relating to legislative officers and employes.

Also, Senate Bill No. 181.

A bill for an Act to amend Sections 8734, 8736, 8737, 8741, 8745, 8750, and to repeal Sections 8740, 8742, 8743, 8744, 8747 and 8748, of the Compiled Laws of 1913, relating to the method of presenting and proving claims against the estates of decedents in the county court.

Also, Senate Bill No. 105.

A bill for an Act concerning land titles.

Which the House has indefinitely postponed.

Very respectfully,

W. D. AUSTIN,

Chief Clerk.

On motion the Senate returned to the Eighth Order of Business.

Mr. Murphy moved to amend the Journal of the Senate of February 27th by striking out the remainder of page 21 after the words "Motions and Resolutions," which motion prevailed.

Mr. Murphy moved that the Senate do now concur in the House amendments to Senate Bill No. 141, which motion prevailed.

Mr. Murphy moved that the rules be suspended and Senate Bill No. 141 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Ellingson moved that the Senate do now concur in the House amendments to Senate Bill No. 78, which motion prevailed.

Mr. Hughes moved that the Senate do now concur in

the House amendments to Senate Bill No. 152, which motion prevailed.

Mr. Vail moved that the rules be suspended and Senate Bill No. 78 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Vail moved that the Senate adopt the report of the Conference Committee on House Bill No. 59 and that the rules be suspended and the same be placed on the calendar for third reading and final passage, which motion prevailed.

#### A CONCURRENT RESOLUTION

Mr. Trageton offered the following Concurrent Resolution:

*Whereas*, Experience has demonstrated the great practical value of investigations by the federal government in various fields of industry, and

*Whereas*, The Department of Labor and the Children's Bureau have thru careful investigations brought about improvements in the conditions of labor among men, women and children, and

*Whereas*, No department of the federal government now investigates or concerns itself with the conditions of public health and sanitation throughout the country, and

*Whereas*, Every civilized country in the world now maintains a department of public health as a part of the central government,

*Now, Therefore, be it Resolved by the Senate of the State of North Dakota, the House of Representatives Concurring Therein*, That we urge upon our Senators and Representatives in Congress to use every honorable means within their power to bring about the enactment of a law in Congress providing for the creation of a department of health as a part of the federal government.

*And be it Further Resolved*, That the Secretary of State be instructed to send a copy of this resolution to each of our Senators and Representatives in Congress.

Mr. Trageton moved that the resolution be adopted, which motion prevailed.

#### THIRD READING OF SENATE BILLS

Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hughes	Nelson, G. F'ks.	Wartner
Hyland	Nelson, Rich'd	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hamilton	Hoverson
Mr. Hoverson being excused.		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 36, nays 10, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Nelson, Rolette
Barnes	Hyland	Overson
Bond	Kirkeide	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Putnam
Clark	Martin	Sandstrom
Davis	McGray	Sikes
Englund	McLean	Steele
Ellingson	Mudgett	Thoreson
Gardiner	Murphy	Trageton
Gibbens	Nelson, G. F'ks	Vail
Gronvold	Nelson, Rich'd	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	McFadden
Heckle	Loftsgaard	Rowe
Hughes	Mallough	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	McBride	Porterfield

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

House Bill No. 337.

A bill for an Act making it the duty of the commissioner of university and school lands to have certified copies of patents to indemnify lands recorded in the various counties containing such land.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Englund	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McBride	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, G. F'ks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	McFadden	Porterfield
Hoverson		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 499.

A bill for an Act to amend Section 44 of the Compiled Laws of North Dakota for the year 1913, relating to legislative apportionment.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young
Hyland	Nelson, Richl'd	

Absent and not voting, Messrs. Davis and Hoverson, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 239.

A bill for an Act to amend and re-enact Section 1176 of the Compiled Laws of North Dakota, relating to school libraries.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Davis	Loftsgaard	Sandstrom
Englund	Mallough	Sikes
Ellingson	Martin	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. F'ks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Mudgett	Nelson, Richland
McBride		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 287.

A bill for an Act to amend and re-enact Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to compulsory attendance, school age and the transportation of pupils.

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 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Trageton
Gibbens	McLean	Vail
Gronvold	Murphy	Wartner
Hamilton	Nelson, G. F'ks.	Young
Heckle		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	McBride	Nelson, Richland
Leutz	Mudgett	Thoreson

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 273.

A bill for an Act to amend and re-enact Section 1423 of the Compiled Laws of North Dakota for the year 1913, and to repeal Section 1424 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of education.

Was read the third time.

Mr. Hamilton moved as an amendment to House Bill No. 273 as follows:

In line 2, Section 1423 of the printed bill, after the word "a" insert the word "non-partisan", which motion was lost.

Mr. Trageton moved as an amendment to House Bill No. 273 as follows:

That the word "male" in line 6 of the printed bill be stricken out, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 21, nays 23, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hughes	McFadden
Bond	Kirkeide	McGray
Clark	Kretschmar	Murphy
Gardiner	Leutz	Nelson, Richl'd
Gibbens	Lindstrom	Nelson, Rolette
Gronvold	Mallough	Porter
Heckle	Martin	Rowe

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	McLean	Sikes
Bronson	Mudgett	Steele
Davis	Nelson, G. F'ks.	Thoreson
Englund	Overson	Trageton
Ellingson	Paulson	Vail
Hamilton	Porterfield	Wartner
Hyland	Putnam	Young
Loftsgaard	Sandstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	McBride
Barnes	Jacobsen	

Mr. Hoverson being excused.

So the bill was lost.

Mr. Trageton moved that the vote by which House Bill No. 273 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

### MESSAGE FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
March 2nd, 1915.

TO THE STATE SENATE,  
Bismarck.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the secretary of state, Senate Bill No. 97, "A bill for an Act making an appropriation annually for the support and maintenance of the state fish hatchery located in Rolette county, North Dakota";

Also, Senate Bill No. 144, "A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the tuberculosis sanitarium at Dunseith, prior to that institution being turned over to the management of the board of control";

Also, Senate Bill No. 138, "A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith";

Also, Senate Bill No. 150, "A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20, 1913 to April 1, 1915";

Also, Senate Bill No. 204, "A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station";

Also, Senate Bill No. 118, "A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 of the Session Laws of the year 1913, relating to state fairs";

Also, Senate Bill No. 162, "A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916".

I have the honor to be,

Very respectfully yours,  
 L. B. HANNA,  
 Governor.

THIRD READING OF HOUSE BILLS

House Bill No. 426.

A bill for an Act amending and re-enacting Section 8084 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on mortgage foreclosure sale, contents and recording of such certificates.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	McLean
Bond	Hughes	Mudgett
Bonzer	Hyland	Murphy
Bronson	Jacobsen	Nelson, Gr. F'ks.
Clark	Kirkeide	Nelson, Rich'd
Davis	Kretschmar	Nelson, Rolette
Englund	Leutz	Overson
Ellingson	Lindstrom	Paulson
Gardiner	Loftsgaard	Porter
Gibbens	Mallough	Porterfield
Gronvold	Martin	Putnam
Hamilton	McGray	Rowe

Messrs.	Messrs.	Messrs.
Sandstrom	Thoreson	Wartner
Sikes	Trageton	Young
Steele	Vail	
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	McFadden
Barnes	McBride	

Mr. Hoverson being excused.  
So the bill passed and the title was agreed to.

The President called Mr. Jacobsen to the chair.

Also, House Bill No. 425.

A bill for an Act amending and re-enacting Section 7751 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on execution sale, purchaser's rights and the recording of such certificates.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Rich'd	Young
Hyland		

Absent and not voting voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hoverson	McFadden

Mr. Hoverson being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 265.

A bill for an Act to amend Section 10117 of the Compiled Laws of 1913 (same being Section 9373 Revised Code 1905) by making more definite the procedure in cases of lease hold premises held under an injunction;

providing a means whereby innocent owners may cancel a lease thereof and further providing for the continuing the action for a period of one year and increasing the breadth of the operation of such injunction by making it personal and apply to clerks, servants and agents and to include any place within the state.

Was read the third time.

Mr. Lindstrom moved that further consideration of House Bill No. 265 be deferred until to-morrow, which motion prevailed.

Also, House Bill No. 501.

A bill for an Act to amend Section 5179 of the Compiled Laws of North Dakota for the year 1913 relating to the department of the state examiner.

Was read the third time.

Mr. Davis moved that further consideration of House Bill No. 501 be deferred one day, which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes 27, nays 14, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	Overson
Allen	Heckle	Porter
Barnes	Kirkeide	Porterfield
Bonzer	Mallough	Putnam
Bronson	Martin	Rowe
Clark	McGray	Sandstrom
Englund	McLean	Thorpeson
Ellingson	Mudgett	Trageton
Gardiner	Nelson, Rolette	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Nelson, Rich'd
Davis	Leutz	Paulson
Hamilton	Loftsgaard	Sikes
Hyland	Murphy	Young
Jacobsen	Nelson, Gr. F'ks.	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Lindstrom	Steele
Hoverson	McBride	Vail
Hughes	McFadden	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 227.

A bill for an Act to define co-operative associations

and to authorize their incorporation, and to declare an emergency.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 34, nays 9, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Barnes	Loftsgaard	Overson
Bond	Mallough	Porter
Bronson	Martin	Porterfield
Clark	McBride	Rowe
Englund	McFadden	Sandstrom
Ellingson	McLean	Sikes
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. F'ks	Vail
Heckle	Nelson, Rich'd	Wartner
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hughes	Paulson
Bonzer	Hyland	Putnam
Davis	McGray	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Kretschmar	Lindstrom
Hoverson	Leutz	Steele

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

The President presiding.

Also, House Bill No. 106.

A bill for an Act to amend Section 370 of the Compiled Laws of North Dakota relating to state depositaries.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Loftsgaard
Allen	Gronvold	Mallough
Barnes	Hamilton	Martin
Bond	Heckle	McBride
Bonzer	Hughes	McGray
Bronson	Hyland	McLean
Clark	Jacobsen	Mudgett
Englund	Kirkeide	Murphy
Ellingson	Kretschmar	Nelson, G. F'ks
Gardiner	Leutz	Nelson, Rich'd

Messrs.	Messrs.	Messrs.
Nelson, Rolette	Putnam	Thoreson
Overson	Rowe	Trageton
Paulson	Sandstrom	Wartner
Porter	Sikes	Young
Porterfield	Steele	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Lindstrom	Vail
Hoverson	McFadden	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 344.

A bill for an Act to amend Section 5189 of the Compiled Laws of North Dakota for the year 1913 relating to insolvency of banks and the liquidation of the same by the state examiner.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Leutz	Porter
Bond	Lindstrom	Porterfield
Bonzer	Loftsgaard	Putnam
Bronson	Mallough	Rowe
Clark	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. Wks.	Wartner
Heckle	Nelson, Rich'd	Young
Hughes	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Kirkeide	McFadden
Hoverson	Kretschmar	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 458.

A bill for an Act to amend and re-enact Section 287 of 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 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Lindstrom	Porter
Bond	Loftsgaard	Porterfield
Bonzer	Mallough	Putnam
Bronson	Martin	Rowe
Clark	McBride	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, Gr. F'ks.	Vail
Hamilton	Nelson, Richland	Wartner
Heckle	Nelson, Rolette	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Kirkeide	Leutz
Hoverson	Kretschmar	McFadden

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 280.

A bill for an Act to amend Section 7741 of the Compiled Laws of 1913 relating to partnership exemptions. Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 34, nays 8, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Nelson, G. F'ks
Allen	Hughes	Nelson, Richl'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Leutz	Porterfield
Bonzer	Loftsgaard	Rowe
Bronson	Mallough	Sandstrom
Clark	Martin	Sikes
Englund	McBride	Thoreson
Ellingson	McLean	Vail
Gardiner	Mudgett	Wartner
Gronvold	Murphy	Young
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gibbens	McGray	Porter
Hyland	Overson	Putnam
Lindstrom	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Kretschmar	Steele
Hoverson	McFadden	Trageton
Kirkeide		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Mr. Overson moved that the Senate take a Recess until one o'clock P. M., tomorrow, which motion prevailed and the Senate took a Recess.

M. J. GEORGE,  
Secretary.

FIFTY-SEVENTH DAY AFTER RECESS AND FIFTY-EIGHTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 3rd, 1915.

The Senate convened at 1 o'clock P. M., pursuant to recess taken, the President presiding.

THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 152 as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bond	Kretschmar	Porterfield
Bonzer	Lindstrom	Putnam
Bronson	Loftsgaard	Rowe
Clark	Mallough	Sandstrom
Davis	Martin	Sikes
Englund	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. Fks.	Wartner
Heckle	Nelson, Rich'd	Young
Hughes	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Leutz	Mudgett
Hoverson	McBride	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into 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 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Allen	Kirkeide	Paulson
Barnes	Kretschmar	Porter
Bond	Lindstrom	Porterfield
Bonzer	Loftsgaard	Putnam
Bronson	Mallough	Rowe
Clark	Martin	Sandstrom
Englund	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Richland	Young
Hyland	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hoverson	Mudgett
Ellingson	Leutz	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

House Bill No. 265.

A bill for an Act to amend Section 10117 of the Compiled Laws of 1913 (same being Section 9373 Revised Code 1905) by making more definite the procedure in cases of lease hold premises held under an injunction; providing a means whereby innocent owners may cancel a lease thereof and further providing for the continuing the action for a period of one year and increasing the breadth of the operation of such injunction by making it personal and apply to clerks, servants and agents and to include any place within the state.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kretschmar	Paulson
Bond	Lindstrom	Porter
Bonzer	Loftsgaard	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Thoreson
Gardiner	McLean	Trageton
Gibbens	Mudgett	Vail
Gronvold	Murphy	Wartner
Heckle	Nelson, G. Fks.	Young
Hughes	Nelson, Richl'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Kirkeide	Steele
Hoverson	Leutz	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 383.

A bill for an Act to repeal Section 11246 of the Compiled Laws of North Dakota for 1913, which section relates to the sinking fund of the twine plant.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. Fks.
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Porter
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Putnam
Davis	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Mudgett	Wartner
Heckle	Murphy	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Paulson	Steele
Leutz		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 384.

A bill for an Act to repeal Section 646 of the Compiled Laws of North Dakota for 1913, relating to filing and numbering of vouchers and warrants.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richland
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Lindstrom	Porter
Bronson	Loftsgaard	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. F'ks	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Leutz	Steele

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 396.

A bill for an Act to provide for the sale of the State Capitol Trolley Car Line and Franchise to the City of Bismarck and prescribing method by which the sale may be made and the minimum price 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 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Mallough
Allen	Gronvold	McBride
Barnes	Hamilton	McFadden
Bond	Heckle	McGray
Bronson	Hughes	McLean
Clark	Hyland	Mudgett
Davis	Jacobsen	Murphy
Englund	Kirkeide	Nelson, Gr. F'ks.
Ellingson	Lindstrom	Nelson, Rich'd
Gardiner	Loftsgaard	Nelson, Rolette

Messrs.	Messrs.	Messrs.
Overson	Putnam	Thoreson
Paulson	Rowe	Vail
Porter	Sandstrom	Young
Porterfield	Sikes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Trageton	Wartner
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Leutz	Steele
Kretschmar		

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 407.

A bill for an Act to amend Section 369 of the Compiled Laws of North Dakota for 1913, relating to the membership of and duties of the state board of auditors.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Thoreson
Gardiner	McGray	Trageton
Gibbens	McLean	Vail
Gronvold	Murphy	Wartner
Hamilton	Nelson, G. F'ks	Young
Heckle	Nelson, Rich'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Leutz	Steele
Kretschmar	Mudgett	

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 465.

A bill for an Act amending Section 176 of the Compiled Laws of North Dakota for the year 1913, relating to the duties of the insurance commissioner in connection with the hail insurance department.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Loftsgaard	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, Gr. F'ks.	Wartner
Heckle	Nelson, Rich'd	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Leutz	Mudgett

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 466.

A bill for an Act to amend and re-enact Section 10304 of the Revised Codes of 1905 being Section 11162 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 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Loftsgaard	Rowe
Davis	Mallough	Sandstrom
Englund	Martin	Sikes
Ellingson	McBride	Steele
Gardiner	McFadden	Thoreson
Gibbens	McGray	Trageton
Gronvold	McLean	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, Gr. F'ks.	Young
Hughes	Nelson, Rich'd	

Absent and not voting, Messrs. Hoverson and Mudgett, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 469.

A bill for an Act repealing Section 328 of the Compiled Laws of North Dakota for the year 1913, relating to collection fees of county treasurers, in connection with state lands.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 5, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks.
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Overson
Bonzer	Kretschmar	Paulson
Bronson	Lindstrom	Porterfield
Clark	Loftsgaard	Rowe
Davis	Mallough	Sikes
Englund	Martin	Steele
Ellingson	McBride	Thoreson
Gardiner	McFadden	Trageton
Gronvold	McLean	Vail
Hamilton	Mudgett	Wartner
Heckle	Murphy	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gibbens	Porter	Sandstrom
McGray	Putnam	

Absent and not voting, Messrs. Hoverson and Leutz, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 450.

A bill for an Act to amend and re-enact Section 734 of the Compiled Laws of North Dakota for 1913, relating to delivery of decisions of the Supreme Court to reporters.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 4, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Clark	Gardiner
Allen	Davis	Gibbens
Bond	Englund	Gronvold
Bonzer	Ellingson	Hamilton

Messrs.	Messrs.	Messrs.
Heckle	McFadden	Porterfield
Hughes	McGray	Putnam
Hyland	McLean	Rowe
Kirkeide	Murphy	Sandstrom
Kretschmar	Nelson, G. F'ks.	Sikes
Lindstrom	Nelson, Richland	Steele
Loftsgaard	Nelson, Rolette	Thoreson
Mallough	Overson	Vail
Martin	Paulson	Wartner
McBride	Porter	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Jacobsen	Trageton
Bronson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Leutz	Mudgett

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 455.

A bill for an Act to amend and re-enact Section 7520 of the Compiled Laws of 1913, relating to exceptions by defendant to undertaking in claim and delivery actions.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Richland
Allen	Hyland	Nelson, Rolette
Barnes	Jacobsen	Overson
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Clark	Lindstrom	Putnam
Davis	Mallough	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. F'ks	Young

Mr. Martin voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Loftsgaard	Rowe

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 387.

A bill for an Act to amend and re-enact Subdivision 13 of Section 3376 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 41, nays 5, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Paulson
Allen	Kretschmar	Porter
Barnes	Leutz	Porterfield
Bond	Mallough	Putnam
Bonzer	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Murphy	Trageton
Hamilton	Nelson, G. F'ks	Vail
Heckle	Nelson, Richland	Wartner
Hughes	Nelson, Rolette	Young
Jacobsen	Overson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Davis	Lindstrom
Clark	Hyland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Loftsgaard	Mudgett

Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 236.

A bill for an Act to amend Section 4543 of the Compiled Laws of North Dakota for the year 1913, relating to calling of special meetings of corporations.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hyland
Allen	Ellingson	Jacobsen
Barnes	Gardiner	Kirkeide
Bond	Gibbens	Kretschmar
Bonzer	Gronvold	Leutz
Bronson	Hamilton	Lindstrom
Clark	Heckle	Mallough
Davis	Hughes	Martin

Messrs.	Messrs.	Messrs.
McBride	Nelson, Rolette	Sandstrom
McFadden	Overson	Sikes
McGray	Paulson	Steele
McLean	Porter	Thoreson
Mudgett	Porterfield	Vail
Murphy	Putnam	Wartner
Nelson, G. F'ks	Rowe	Young
Nelson, Richl'd		

Mr. Trageton voted nay.

Absent and not voting, Messrs. Hoverson and Loftsgaard, Mr. Hoverson being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 355.

A bill for an Act entitled, "An Act to permit townships through their board of supervisors to build drains within the township and outlets therefor without the township, and to provide the manner of assessing the cost thereof and provide for its payment".

Was read the third time.

Mr. McFadden moved that further consideration of House Bill No. 355 be indefinitely postponed, which motion was lost.

Mr. Hyland moved that further consideration of House Bill No. 355 be deferred one day, which motion prevailed.

Also, House Bill No. 271.

A bill for an Act to amend Section 2157 of the Compiled Laws of North Dakota for 1913 providing for specifications and numbering of tax receipts.

Was read the third time.

Mr. Kretschmar moved that further consideration of House Bill No. 271 be indefinitely postponed, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

March 3rd, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in Senate Amendments to House Bill No. 386.

A bill for an Act to amend and re-enact Section 7738 of the Compiled Laws of North Dakota for the year 1913, relating to notice to debtor and time allowed for claiming exemptions in cases where personal property is levied upon.

Also, House Bill No. 484.

A bill for an Act providing for the preparation of the state budgett; creating a state budgett board, prescribing its powers and duties; making an appropriation to defray the expenses of said board; and repealing Sections 708, 709 and 710 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 475.

A bill for an Act relating to appropriation for the glandered horse and dourine fund.

Also, House Bill No. 480.

A bill for an Act making an appropriation for the per diem and expenses of the board of experts and parole officers of the North Dakota state penitentiary.

Also, House Bill No. 478.

A bill for an Act to repeal Section 1417 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, and to amend Section 1415 of the Compiled Laws of 1913, and Sections 1416, 1418, and 1419 of the Compiled Laws of 1913 as amended by Chapter 148 of the laws of 1913, relating to maintenance of state educational institutions, and commonly known as the mill tax.

Also, House Bill No. 208.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for 1913, relating to the sale of personal property under execution.

Also Concurrent Resolution relating to floods of the Mississippi River.

Also, I have the honor to inform you that the House has concurred in the Conference Committee report on House Bill No. 165.

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire, lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

Also, House Bill No. 59.

A bill for an Act to amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House

Bill No. 30 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Wiley, Turner and Thompson.

Also, I have the honor to inform you that the House requests the return of Senate Bill No. 219.

Also, I have the honor to return herewith Senate Bill No. 201.

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation of schools.

Also, Senate Bill No. 226.

A bill for an Act to amend Section 1145 of the Compiled Laws of 1913, relating to the naming of school districts.

Also, Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

Also, Senate Bill No. 268.

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.

Also, Senate Bill No. 307.

A bill for an Act to repeal Sections 11253, 11254 and 11255 of the Compiled Laws of North Dakota for the year 1913.

Also, Senate Bill No. 309.

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

Which the House has passed unchanged.

Also, I have the honor to return herewith Senate Bill No. 243.

A Concurrent Resolution amending Sections 26, 29, 32 and 35 of Article "2" of the Constitution of North Dakota, relating to the numbers of Senators and Representatives and to senatorial districts.

Which the House has indefinitely postponed.

Also, I have the honor to return herewith Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

Which the House has amended as follows:

Amend the title by changing the figures after the word "section" to "4896" and also strike out the words "Revised Codes" and insert in lieu thereof, "Compiled Laws" and change "1905" to "1913". Also in Section 1 of the Amendment, change the figures after the word "section" to "4896"; strike out the words "Revised Codes" and insert in lieu thereof the words "Compiled Laws"; change "1905" to "1913".

In line 1, Sec. 4449, change the figures "4449" to "4896". In line 3 on the first page of the printed bill, after the word "this", strike out the balance of the section and insert in lieu thereof the following: "shall engage in the business of hail insurance in this state without first filing a bond in the office of the commissioner of insurance in the sum of Twenty-five Thousand Dollars (\$25,000), said bond to be satisfactory in form and surety to the Commissioner of Insurance, and no Mutual Hail Insurance Company now or hereafter organized under the laws of any other state or county shall be admitted to engage in the business of hail insurance in this state without having net cash assets in the sum of One Hundred Thousand Dollars (\$100,000) above its liabilities and without first depositing and thereafter keeping on deposit with the treasurer of this state the sum of Twenty-five Thousand Dollars (\$25,000) in money, or first mortgage loans on real estate in the State of North Dakota or certificates of deposit issued by banks in North Dakota, both mortgage and certificate to be approved by the Commissioner of Insurance; said mortgages or deposits to be of the face value of Twenty-Five Thousand Dollars (\$25,000), the said bond and said deposit conditioned for the carrying out of its contracts and obligations incurred by its policies".

And passed as amended.

Also, Senate Bill No. 184.

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

Which the House has amended as follows:

Strike out everything after the enacting clause, and insert the following:

"Sec. 1. Whenever a proceeding shall be pending in a county court of a county in this state, which county shall have been divided and a new county formed from a part thereof, and such new county would be the

proper county in which such proceeding should be instituted if the same was being instituted after the formation of such new county, the venue of such proceeding shall be changed to such new county upon application of any interested party. Such change may be ordered by the court upon stipulation of all the interested parties to the proceeding who have appeared therein, or upon application notice for eight days by any interested party to all other parties that have appeared therein. Upon the filing of an order of the court changing the venue, the judge or clerk of court, if there be a clerk, shall at once certify and transmit to the county court of such new county all the original files and papers in such proceeding, together with a duly certified transcript of any proceedings or matters appearing in the permanent books or records of the court from which the proceeding is transferred.

There shall be no charge against any person on account of any such change of venue, but the work incident thereto shall be performed as a part of the official duty of the judge or clerk of the court, as the case may be.

Upon the filing of such original record, the court in which the same is filed shall have full jurisdiction of such proceeding the same as though originally brought therein”.

And passed as amended.

Also, Senate Bill No. 264.

A bill for an Act to amend Section 2588 of the Compiled Laws of 1913, relating to the cost of maintenance of patients in the state tuberculosis sanitarium.

Which the House has amended as follows:

At the end of the title strike out the period and insert a comma, and add the following: “and changing the name thereof to the North Dakota State Tuberculosis Sanatorium”.

At the end of Section 1 insert Section 2.

Section 2. The North Dakota State Tuberculosis Sanitarium shall hereafter be known as the North Dakota State Tuberculosis Sanatorium.

Make the emergency clause Section 3.

And passed as amended.

Also, Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State

Penitentiary, and for making permanent improvements and additions thereto.

Which the House has amended as follows:

Strike out the word "chairs" where it appears the second time under the heading "equipment" and insert the word "tables".

And passed as amended.

Also, Senate Bill No. 306.

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

Which the House has amended as follows:

In title, after "10948" insert "and 10949"; also after last word in title, cut out period and add "and compensation".

After Section 10948, add a new section as follows:

"Section 2. Amendment.) That Section 10949 of the Compiled Laws of 1913 of the State of North Dakota is hereby amended to read as follows:

Section 10949. Compensation.) Each member of the board of experts, except the member of the state board of control, the warden of the penitentiary and prison physician, shall receive five dollars per day and necessary traveling expenses for travel to and from the state penitentiary, and expenses for books and records, to be paid out of the general funds of the state by the state treasurer on presentation of a voucher, as required by law, and approved by the board of control of penal and charitable institutions".

And passed as amended.

Also, Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

Which the House has amended as follows:

Strike out the body of the bill after the enacting clause, and insert in lieu thereof the following:

"Section 1. The surrender value of any policy of life insurance, which policy of insurance would upon the death of the insured be payable to the wife or children or any relative of the insured dependent or liable to be dependent upon him for support, shall be absolutely exempt from the claims of creditors of the insured, and no creditor and no court or officer of a court acting for the creditors of such insured shall have the right under any circumstances to elect for the insured to have

such policy of insurance surrendered or in any wise converted into money; and no such policy of life insurance and no property right therein belonging to the holder and no value thereof shall, under any circumstances, be subject to seizure under any process of any court."

And passed as amended.

Also, I have the honor to return herewith Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.

Which the House has passed unchanged.

Also, I have the honor to return herewith Senate Bill No. 254.

A bill for an Act to provide for state insurance on public buildings and making an appropriation therefor.

Which the House has amended as follows:

In Section 3 of the engrossed bill in lines 8 and 9 thereof strike out the words "seventy-five per cent of".

In line 9 of said Section 3, beginning with the word "Provided" strike out everything to the word "premium" inclusive in line 12.

In Section 8, strike out the first sentence and in lieu thereof insert "The commissioner of insurance shall be secretary of said board and shall keep a record of its proceedings".

In line 6 of Section 8, strike out the words "said compensation together with" and change the word "the" following to begin with a capital letter.

Strike out all of Section 9 of said bill. Re-number Section 10 to read Section 9.

And passed as amended.

Also, Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the hospital for the insane at Jamestown.

Which the House has amended as follows:

Amend by striking out "\$75,000" where they follow "office building and dormitory" and insert the figures "\$60,000".

Amend item "hog house" to read "two hog houses".

Amend total to read "\$312,000" instead of "\$327,000".

And passed as amended.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. McGray moved that the President appoint a Conference Committee to act on House Bill No. 30, which motion prevailed.

The President appointed Messrs. McGray, Martin and Albrecht.

Mr. Vail moved that the Senate do not concur in the House amendments to Senate Bill No. 156 and that a Conference Committee be appointed by the President to act on same, which motion prevailed.

Mr. Gronvold moved that the Senate do now concur in the House amendments to Senate Bill No. 254, which motion prevailed.

Mr. Englund moved that the Senate do now concur in the House amendments to Senate Bill No. 103, which motion prevailed.

Mr. Kretschmar moved that the Senate do now concur in the House amendments to Senate Bill No. 143, which motion prevailed.

Mr. Kretschmar moved that Senate Bill No. 143 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Kretschmar moved that the time be extended on House Bill No. 488 to the Committee on Appropriations, which motion prevailed.

On motion the Senate returned to the Sixth Order of Business.

#### REPORTS OF STANDING COMMITTEES

Mr. Bronson moved that the Senate adjourn after the reading of the reports of the standing committees are read, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Bill No. 197. .

A bill for an Act to amend Section 3686 of the Compiled Laws of North Dakota, of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out in line 3 of Section 3686, the following: " , or public place".

And when so amended recommend the same do pass.

W. B. OVERSON,  
Chairman.

Mr. Overson moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. President:*

Your Committee on State Affairs to whom was referred House Bill No. 237.

A bill for an Act to punish the making or use of false statements for the purpose of obtaining property or credit, and providing a penalty therefor.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of Section 3, add the following:

“Provided, such statement shall be made in duplicate, and signed by such person in the presence of two disinterested persons, who must sign the same as witnesses thereto, and a duplicate copy thereof must be left with the person signing the same. Such statement shall also have printed or written thereon the penalty herein provided.”

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

Also, your Committee on State Affairs to whom was referred House Bill No. 467.

A bill for an Act to amend and re-enact Section 122 of the Revised Codes of 1905, as amended by Chapter 178 of the laws of 1907, being Section 156 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Lines 1 and 2 of the title, strike out the following:

“Sec. 122 of the Revised Codes of 1905 as amended by Chapter 178 of the Laws of 1907, being”.

Sec. 1, lines 1 and 2, strike out the following:

“Sec. 122 of the Revised Codes of 1905 as amended by Chapter 178 of the Laws of 1907, being”.

Sec. 156, line 3 of the printed bill, after the word “dollars” strike out the period and insert in lieu thereof the following: “, nor more than five hundred thousand dollars”.

Sec. 156, line 3 of the printed bill, after the word "Governor", insert the following: "as to the amount of the bond and".

And when so amended recommend the same do pass.

J. E. DAVIS,  
Chairman.

Mr. Davis moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

*Mr. President:*

Your Committee on Taxes and Tax Laws to whom was referred House Bill No. 302.

A bill for an Act to amend Sections 2141 and 2142 of the Compiled Laws of 1913, and to provide for the transfer of records and papers pertaining to assessment and taxation from the office of the state auditor to the office of the state tax commission.

Have had the same under consideration and recommend that the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 21.

A bill for an Act to authorize changes in the schedule of items to be listed and valued for purposes of taxation.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of Section 1 of the printed bill, strike out the words "Tax Commission" and insert in lieu thereof the words "State Board of Equalization".

In lines 2 and 3, strike out the words "tax commission" and insert in lieu thereof the words "state board of equalization".

In line 5, strike out the word "commission" and insert in lieu thereof the word "board".

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 345.

A bill for an Act amending Section 1258 of the Compiled Laws of North Dakota for the year 1913, providing for an annual school tax in special school districts.

Have had the same under consideration and recommend that the same be amended as follows:

In the 3rd line from the bottom of the engrossed bill, strike out everything after the word "school" in such line and all the remainder of the sentence, down to and including the word "year" and insert in lieu thereof, the following: "an additional tax of ten mills on the dollar may be levied if a majority of the school voters of such district annually authorize such levy at the annual school election; notice that the question of levying such additional tax will be voted on at the election, shall be given by posting or publishing the same in the manner provided for the giving of notice of the election of the members of the board of education, in Section 1263 of the Compiled Laws of North Dakota for the year 1913. The levy of this additional tax, if authorized by the voters as aforesaid, shall be made by a resolution of the board prior to the twentieth day of July".

Sec. 2. Emergency.) Whereas an emergency exists in that the election provided for in this Act will take place prior to July 1st, 1915, therefore this Act shall take effect and be in force from and after its passage and approval.

And when so amended recommend the same do pass.

H. W. ALLEN,

Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 335.

A bill for an Act to amend Section 1182 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 5th line from the top of Section 1182 of the engrossed bill, strike out all of such line after the word "school" and all the remainder of the sentence down to and including the word "July" in the 5th line from the bottom of the engrossed bill and insert in lieu thereof, the following: "an additional tax of ten mills on the dollar may be levied if a majority of the school

voters of such district annually authorize such levy at the annual school election; notice that the question of levying such additional tax will be voted on at the election shall be given by posting the same in three of the most public places in the district, at least fourteen days prior to said election. The levy of such additional tax, if authorized by the voters as aforesaid, shall be made by a resolution of the board prior to the twentieth day of July.

Sec. 2. Emergency.) Whereas an emergency exists in that the election provided for in this Act will take place prior to July 1st, 1915, therefore this Act shall take effect and be in force from and after its passage and approval.

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

Also, your Committee on Taxes and Tax Laws to whom was referred House Bill No. 122.

A bill for an Act to limit tax levies during the years 1915 and 1916, to restrict debt limits, and to regulate salaries of officers, and the rights and duties of officials now dependent upon assessed valuation.

Have had the same under consideration and recommend that the same be amended as follows:

In line 10 of the printed bill, insert a comma after the word "taxation", and the words "shall not during the years 1915 and 1916 levy an amount for purposes of taxation".

And when so amended recommend the same do pass.

H. W. ALLEN,  
Chairman.

Mr. Allen moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

*Mr. President:*

Your Committee on Education to whom was referred House Bill No. 417.

A bill for an Act to amend and re-enact Section 1433 of the Compiled Laws of North Dakota for the year 1913, relating to high school inspectors and state aid for high schools.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1433 of the engrossed bill, strike out all of lines 9 and 10 and the numbers "1911" at the beginning of line 11, and insert in lieu thereof the following words "his term of office shall be for two years from the first day of July in the odd numbered years".

In line 39 of the engrossed bill, immediately after the word "dollars", insert the word "annually", and strike out the words "for the school year" occurring in the latter part of said line.

In line 40 of the engrossed bill, strike out the numbers "1913-14". Also in the same line strike out the word "seven" and insert in lieu thereof the words "the five". Also in said line 40 insert after the word "schools" the words "already designated" and insert a comma after the word "designated".

In the latter part of line 41 of the engrossed bill, strike out the words "and after the school".

Also strike out all of lines 42 and 43 and strike out all of line 44 preceding the word "eight".

In line 51 of the engrossed bill, strike out all of said line immediately following the semicolon, and strike out all of line 52 and that portion of line 53 preceding the word "provided".

In line 58 of the engrossed bill, strike out "seventy-seven" and insert in lieu thereof "eighty-five", and also in said line strike out the words "five hundred" and also the words "in the school" occurring in the latter part of said line, and insert in lieu thereof the word "annually", immediately following the word "dollars" occurring in said line 58.

Strike out all of line 59 of the engrossed bill and all of line 60 and all of line 61 up to and including the word "thereafter".

In line 73 of the engrossed bill, strike out the words "seven or ten" and insert in lieu thereof the word "five".

In line 85 of the engrossed bill, strike out the word "six" and insert in lieu thereof the word "four".

And when so amended recommend the same do pass.

A. S. GIBBENS,

Chairman.

Mr. Gibbens moved that the report be adopted, which motion prevailed.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred House Bill No. 514.

A bill for an Act requiring the Secretary of State to purchase all postage, furniture and fixtures, office supplies and printing for all officers and departments of the state government, and repealing all Acts and parts of Acts inconsistent herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 301.

A bill for an Act to appropriate a sum of money for the maintenance and conservation of the state park at Fort Abercrombie.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 493.

A bill for an Act to appropriate money for the maintenance, care and repair of the old settlers' home and historical park at Walhalla in Pembina County, North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 296.

A bill for an Act relating to the White Stone Hill Memorial Park and making an appropriation therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 179.

A bill for an Act to provide for the care, maintenance and conservation of the state park at Fort Rice in Morton county and making an appropriation therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, your Committee on Appropriations to whom was referred House Bill No. 481.

A bill for an Act creating the state historical and museum department and prescribing the duties and powers thereof, and repealing Sections 380, 381, 382, 383, 384 and 385 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 Section 3, line 5, of the engrossed bill, after the word "relics", strike out balance of line 5 and all of lines 6, 7, 8 and 9, and to the word "dollars" inclusive in line 10.

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Also, a majority of your Committee on Appropriations to whom was referred House Bill No. 320.

A Concurrent Resolution amending the constitution of the State of North Dakota, relating to the taxation of improvements on land.

Have had the same under consideration and recommend that the same be amended as follows:

In the last line of the engrossed bill, after the word

"on", strike out the word farm and insert in lieu thereof the word "real".

P. T. KRETSCHMAR,  
ALOYS WARTNER,  
H. P. JACOBSEN,  
F. W. VAIL,  
P. J. MURPHY,  
O. J. CLARK,  
L. C. ALBRECHT.

And when so amended recommend the same do pass.

Also, a minority of your Committee on Appropriations to whom was referred House Bill No. 320.

Have had the same under consideration and recommend that the same do pass.

F. T. GRONVOLD,  
MARTIN THORESON,  
L. P. SANDSTROM,  
A. J. KIRKEIDE,  
A. S. GIBBENS.

Mr. Wartner moved that the Committee's Reports on House Bill No. 320 be placed on general orders for discussion by the Senate, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON MUNICIPAL CORPORATIONS

The Committee on Municipal Corporations made the following report:

*Mr. President:*

Your Committee on Municipal Corporations to whom was referred House Bill No. 346.

A bill for an Act to amend 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 report the same in without recommendation.

ALFRED STEELE,  
Chairman.

Mr. Steele moved that the report be adopted, which motion prevailed.

The courtesies of the floor were extended to Messrs. B. Tufts, Rev. J. C. Evans, Hon. Geo. A. Bangs, Hon. A. L. Martin, and A. E. Severson.

The Senate adjourned.

M. J. GEORGE,  
Secretary.

## FIFTY-EIGHTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 3rd, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hoverson and Loftsgaard, who were excused.

## REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifty-Seventh Day have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray, moved that the report be adopted, which motion prevailed.

## UNFINISHED BUSINESS

The President appointed as a Conference Committee on Senate Bill No. 156, Messrs. Vail, Davis and Bond.

## REPORTS OF STANDING COMMITTEES

## SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 124.

A bill for an Act to amend Section 8122 of the Revised Codes of North Dakota for the year 1913, Relating to foreclosure of land contracts.

Also, Senate Bill No. 173.

A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, fees and commissions of executors and administrators and attorneys at law in connection therewith.

Also, Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Also, Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

Also, Senate Bill No. 288.

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.

Also, Senate Bill No. 301.

A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

Also, Senate Bill No. 305.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purpose except slaughter, unless accompanied by a certificate of health, providing a penalty for violation thereof.

Also, Senate Bill No. 191.

A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

Also, Senate Bill No. 310.

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products, under the direction of the board of control and disposition of the receipts of the brickyard.

Also, Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Also, Senate Bill No. 213.

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

Also, Senate Bill No. 48.

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

*Mr. President:*

Your Committee on Ways and Means to whom was referred House Bill No. 304.

A bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913, relating to the use of lignite coal in state and county institutions and schools and providing a penalty for the violations of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of Sec. 1828 insert the following:

"All purchases of lignite coal shall be based upon proposals published in some newspaper, published in and having a general circulation in the State of North Dakota and copies of said proposals shall be filed in the office of the secretary of state at Bismarck, N. D., on or about the date thereof and said purchases of lignite coal shall be made from the lowest responsible bidder and shall be based on the following standard contract grade.

Two thousand (2,000) pounds shall constitute one (1) ton standard contract grade of lignite coal.

Standard contract grade of lignite coal shall contain as delivered thirty-three (33) per cent of moisture as

determined at one hundred and five (105) degrees centigrade (C). For actual weight of moisture above thirty-five (35) per cent deduct proportionately the price per ton.

Standard contract grade lignite coal, water-free basis, shall contain from ten (10) to fifteen (15) per cent of ash. For each one (1) per cent of ash above fifteen (15) per cent deduct two and one-quarter ( $2\frac{1}{4}$ ) per cent of the bid price per ton. For each one (1) per cent below the ten (10) per cent add one and three-fifths (1 $\frac{3}{5}$ ) per cent of the bid price per ton.

Standard contract grade lignite coal shall contain, water-free basis, not over two (2) per cent of sulphur. For each one (1) per cent or major fraction thereof above two (2) per cent deduct two (2) per cent of the bid price per ton.

Standard contract grade lignite coal shall contain, water-free basis, nine thousand five hundred (9,500) British Thermal Units (B. T. U.) and the price per ton shall be based upon that number of heat units. When the British Thermal Units (B. T. U.) are in excess of that amount, such excess shall be paid for proportionately; and if the contents are less than nine thousand five hundred (9,500) British Thermal Units (B. T. U.) then a proportionate amount shall be deducted from the price.

The method of ascertaining the above facts shall be agreed upon between buyer and seller; provided, that any school or institution which does not use to exceed fifty (50) tons of coal in any one year shall not be required to publish for proposals as herein provided".

And when so amended recommend the same do pass.

H. P. JACOBSEN,  
Chairman.

Mr. Jacobsen moved that the report be adopted, which motion prevailed.

#### REPORT OF SELECT COMMITTEE

*Mr. President:*

Your Conference Committee to whom was referred House Bill No. 159 have had the same under consideration and recommend that the Senate recede from its amendments.

FRANK H. HYLAND,  
M. L. MCBRIDE,  
ALFRED STEELE.

Mr. Hyland moved that the report be adopted, which motion prevailed.

Mr. Mudgett moved that the report of the Conference Committee appointed to investigate the board of control be printed in the Journal and not read, which motion prevailed.

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE  
STATE OF NORTH DAKOTA:

*Gentlemen:*

Your joint committee appointed under the Rott resolution to investigate the conduct of the board of control begs leave to report as follows:

As introductory we desire to say, the task assigned to this committee was a disagreeable one at best, and the very limited time we have been able to devote to it has made it impossible to cover the field and make a report satisfactory to ourselves.

We desire to state at the outset our ultimate conclusion, that there is nothing in the evidence taken by the committee or in the circumstances surrounding all the transactions to justify any inference of fraud, graft or intent to deal dishonestly with the state, and in such criticisms as we have to offer of the conduct of the board of control, we desire to be understood that fraud or dishonesty is not to be implied.

While the Rott resolution, under which the committee was appointed, was broad enough in its terms to warrant going into the conduct of the board of control in connection with every institution under its jurisdiction, our investigation has dealt entirely with matters connected with the hospital for the insane. This, because, as to the conduct of the board in the management of that institution we were confronted with direct detailed charges of misconduct. The inquiry thus opened up occupied all the time we could devote to the investigation and it seemed better that we pursue such inquiry to the exclusion of all others, rather than divide our energies and attempt an inquiry into other matters as to which we had no specific charges.

Even as to this one institution our work is unavoidably less thorough and exhaustive than it should be to result in satisfaction to ourselves or this body.

The basis of our inquiry has been largely a written specification of charge of misconduct of the board, filed with the State Affairs Committee in connection with the Rott resolution by Messrs. John Knauf, Oscar J. Seiler and C. S. Buck, to whom we hereafter refer as the "accusers". The substance of these charges finally relied upon is,

1st. Misapplication of the 1913 legislative appropriation of \$100,000.00 for the erection of a tubercular hospital.

2nd. The employment of patients at salaries while their maintenance was being paid for by the various counties from which the patients came.

3rd. Misapplication of the asylum hospital for the sick insane by using it for administration purposes.

4th. Over-paying Samuel F. Crabbe, state architect, about \$10,000.00.

The facts relied upon to support the legal conclusions embodied in these charges are in substance: The last session of the legislature appropriated \$100,000.00 for the purpose of building a tubercular hospital and \$100,000.00 for the purpose of building a new ward building referred to as a "receiving ward". The legislature was asked for and refused to make an appropriation of \$15,000.00 with which to make over a building, then on the grounds, known as the "administration building", into a tubercular hospital. There was also asked for in the same appropriation bill the sum of \$30,000.00 with which to build an outside ward and farm house. This appropriation was refused by the exercise of the veto power of the Governor, after having been allowed by the House and Senate.

These facts are all matters of record in the legislative records of the thirteenth session.

The facts as to the disposition of these appropriations are involved in but little dispute. It is charged in substance, and admitted by the board, that very shortly after the adjournment of the thirteenth session of the legislature plans were made (and afterward carried out) to use these appropriations for purposes different than those prescribed, to-wit:

Instead of using \$100,000.00 for the erection of a tubercular hospital some twenty thousand dollars of such fund was appropriated to the purpose of building over the aforesaid administration building into a "tubercular hospital"; something like fifty thousand dollars of that appropriation was added to the \$100,000.00 to be used in the erection of the \$100,000 building provided for by the legislature, to the end that that building when completed would cost \$150,000.00 instead of \$100,000.00; and about \$30,000.00 remaining of the fund provided to build the tubercular hospital was devoted to the construction of the \$30,000.00 outside ward and farm building, for which the legislature had refused to make any appropriation.

In this connection we attach no importance whatever

to the fact that the refusal to appropriate \$30,000.00 for this last mentioned building was accomplished by the exercise of the veto power of the Governor. The legislature, when speaking of it as a law-making power, is made up of three parts—the two Houses and the Governor, and when the Governor withholds his approval there is as much a lack of legislative action as when either House withholds it. Any argument attempting to make any distinction is purely artificial.

The board admits this state of facts and this disposition of funds and seeks to justify its acts upon the grounds: That it was a substantial carrying out of the spirit of the legislative action; that it was in any event for the best interests of the state, and, lastly, that it was authorized to divert the funds as it did by the action of the emergency commission consisting of the Governor, auditor, and secretary of state.

The first of these grounds of justification is to our minds clearly untenable. As appears by the original appropriation bill introduced in the thirteenth session, which culminated in Chapter 24, Laws of 1913, the board asked for, on behalf of the institution, \$15,000.00 in money, and permission to use the old "administration building", improved to the extent of that \$15,000.00, for a tubercular hospital. That is, it asked for \$15,000 plus the administration building (whatever it might be worth), from which to provide a tubercular hospital. This appropriation and request to convert the building was denied, and the bill was amended to provide for a cash expenditure of \$100,000.00 for building a new tubercular hospital. The legislature thus declared, in as explicit terms as is possible to declare, that the old building should be retained in its present use, without the expenditure of \$15,000 to rebuild it, and that the tubercular hospital department should be an entirely new building. In the face of this the board disregarded the command to leave the old building in the condition and use it was then in, and expended, in applying it to the different use, seven thousand dollars more even than had been originally asked for. Having thus entered upon the undertaking of changing the legislative policy, which declared for a new \$100,000.00 tubercular hospital, it found itself with some \$80,000.00 of available funds which it proceeded to spend according to its ideas of what the state policy should be in improving the institution situation. \$50,000.00 of this it expended in elaborating upon the legislative idea of what would constitute a sufficient and creditable building to be used as a receiving ward, and entered

upon the construction of a \$150,000.00 building instead of one that should cost \$100,000.00. Having thus changed the whole legislative policy as to those two buildings it found itself with \$30,000.00 of funds still available for some purpose. This sum it proceeded to apply to the construction of the outside ward and farm building, which by legislative action (the Governor's veto) it had been directed not to apply anything to, which to our minds is a clear violation of the spirit of the law making the appropriation.

As to the claim that the use of the money was for the best interests of the state, there is something to be said on both sides.

The new building known as the receiving ward, to cost when completed \$150,000.00, is a beautiful structure adding much to the appearance of the institution grounds, bearing every appearance, outside and in, of being well built and most completely adapted to the purpose for which it is intended, and we have no doubt represents good value for all the money invested in it. On the other hand it must be borne in mind that if it had been built smaller, or less elaborate, and the \$100,000.00 appropriated for the tubercular hospital has been devoted to that purpose, the grounds would have been graced by a new hospital building for the tubercular patients, which building, if it is true, as claimed by the board, need accommodate less than one hundred patients, could have been of considerable elegance, and would have added its part to the creditable appearance of the institution as a whole. It is an unsettled question in our minds how much cheaper than the receiving ward, as constructed, a suitable and proper building might have been constructed to serve the same purpose. We are also unsettled as to how much good judgment might permit to be spent beyond bare necessity to add to the appearance of a public building. Fair minds may differ, and recognizing that appearances must be reckoned with to some extent, we are constrained to hold there was no great extravagance in the manner of finishing the receiving ward.

It must not be lost sight of, in considering the question of how far the best interests of the state was served by the diversion of funds resorted to, that by the conversion of the administration building into a tubercular ward the administrative forces were transferred to another building that would otherwise be available today for the accommodation of patients, and by that change the housing capacity of the institution was considerably

reduced and the receiving ward might have been smaller to the extent of accommodations for the number of patients housed in the building now occupied for administrative purposes. Against this, however, is the outside ward and farm building constructed at a cost of about \$30,000.00, which furnishes some housing capacity for patients. We regard this building as entirely out of proportion to the use for which it is intended. Built three stories and a basement, it is intended primarily, as explained by the superintendent, to be used as living quarters for the hired farm help and the patient help on the farm. The first floor is occupied as kitchen, dining room and general purpose rooms; the second has twelve rooms for hired help—24 men—the top floor is fitted for the accommodation of the patient help; the basement is being fitted for storage and smoking rooms for such help. It is an equipment entirely out of proportion to the farming of about twelve hundred acres of land, (eight hundred under cultivation), though devoted to mixed farming and gardening.

This brings us to a consideration of the action of the emergency board in permitting the diversion of the respective funds from their original purpose. The facts relative to this part of the inquiry are briefly, and in substance, as follows: Within a few weeks after the adjournment of the legislature—probably before the veto of a part of the appropriation—the members of the board, in connection with the superintendent, concluded that the money appropriated could be used to better advantage by disregarding, rather than observing, the legislative direction. Very shortly thereafter they consulted an architect and considered plans for construction of buildings and rebuilding of buildings and changes in their use along the lines finally adopted. In regard to these plans they went into consultation with the members of the emergency board, the members of which, in a manner more or less informal, agreed with them and authorized the changes suggested. Upon these informal authorizations the board proceeded to the extent of definitely determining the cost and letting formal contracts for the improvements. After this was done the emergency commission met and made a formal written record authorizing the doing of what had already been done and what remained to be done in the carrying out of the board's plans. Under the detailed evidence establishing these facts it is evident that what really happened during these months of negotiations is: The board represented to, and convinced the emergency

commission, that it could expend the money made available by the appropriations to better advantage than the legislature had directed it to be expended, and the emergency commission said to the board, in effect, it might go ahead, arrange to spend the money as it saw fit along the general lines discussed, and it, the commission, would then take final action ratifying what the board might do, and when the plans had been matured to the extent of letting contracts the commission did then take its formal action of approval of what had been done. It is also very plain to us that both the board and the commission proceeded upon the theory that the legislative direction was of very little importance and that it was not only permissible but was proper to disregard the appropriations Act to whatever extent the commission thought it could improve upon the legislative scheme, and that a belief on the part of the commission that it could spend the money to better advantage than as provided by law created an emergency to so expend it.

The position of the board on this hearing is consistent with that theory. It now asserts, apparently with confidence, that under these facts an emergency existed justifying the diversion of funds to build and improve as has been done. To this contention we are entirely unable to lend our assent. There was no emergency within either the legal or the common definition of the word.

Counsel for the board cites an authority to sustain the contention that there was an emergency,—Commissioners of Highways vs Board, 21 Ill. Appellant Court Reports, p. 271. The case does not sustain the contention. It deals with a situation where a bridge had been washed out by a flood and thereafter an Act was passed providing that in case of emergency arising by the washing out of bridges the commissioners might adopt a certain procedure for rebuilding. The commissioners did, some months afterward, so build, and the claim was made that there could be no emergency by reason of a bridge being out of place that had been so out of place at the time of the enactment of the law. That is the emergency was not a continuing one. To make the case analogous to the state of facts we are here dealing with would require that the legislature had taken into account the destruction of the bridge and provided that it should not be rebuilt but that a different bridge should be built along side of its site to accommodate the travel. Under such facts it is clear the court would have held no emergency existed.

If the jurisdiction of the board depended upon an emergency in fact existing, we would have no hesitation in saying there was none, but we are clear that under our statute it is entirely immaterial, now, whether an emergency existed or not and the action of the commission furnishes complete legal justification to the board for the diversion of funds, the board having practiced no fraud upon the commission to induce such action.

Counsel for the accusers have cited cases which they contend establish that an emergency in fact must exist before the action of the emergency commission can avail the board. They rely particularly upon, *Stearn vs City of Spokane*, 111 Pac. 231; *Christianna Investment Co. vs San Francisco*, 141 Pac. 384, 52 L. R. A. 676; *Green vs O'Kanogan*, 111 Pac. 226; *First Nat. Bank vs Van Vuren, et al.*, 93 N. E. 863.

We are quite clear that these cases do not establish that proposition in support of which they are cited, but, on the contrary, taken together, and as a whole, they establish the proposition that under our statute the controlling question is, whether an emergency existed in the opinion of the board which was concurred in by the commission. The present statute appears as Chapter 159 of the Laws of 1913. The statute preceding that was Chapter 234 of the Laws of 1907, although the present statute appears as an amendment of Section 1283 of the Revised Codes of 1905.

The question has been discussed whether any significance might be attached to the fact that Chapter 159 of the Laws of 1913 did not go into effect until July 1st, 1913, while a part of the action of the board and the emergency commission was taken prior to that time, and hence, under the law as it appeared in the Session Laws of 1907.

With reference to that question we are satisfied that as far as effects the situation here the statutes are all identical. They all provide that it shall be unlawful for any board of trustees, etc., to expend or agree to expend money in any unauthorized way and all contain the proviso: "Provided that when in the belief of any such board of trustees, commissioners, directors or officials, any emergency exists and the interests of the state are jeopardized by reason of the exhaustion of the amount appropriated or by causes for which there are no provisions of law, the matter, with all the relative facts, shall be referred to a commission, etc." And it is then provided that such commission may take disposition of

the funds. The "belief of the board" relates to all that follows to the end of the quotation.

A reading of the cases heretofore cited, shows that there are two classes of emergency statutes. One class requires that an emergency in fact exist, the other class in effect provides for the taking of action when in the opinion of the proper board an emergency exists.

This distinction is clearly set forth and recognized in the case cited by counsel for the accusers, Investment Co. vs San Francisco, 52 L. R. A. 676, wherein it is said:

"The language of the charter is not that the dollar limit may be suspended upon the declaration of the supervisors that a great emergency or necessity exists, it is said that this limit may be suspended in case of the existence of any great necessity or emergency".

Following that opinion back into the cases cited it will be observed that the courts clearly recognize this distinction and that if the language of the statutes is that action may be taken when an emergency exists, then the question of the existence of the emergency is open after action taken, but when the statute is that action may be taken, when in the judgment, of the acting board an emergency exists, then the action of that board forecloses the question.

Our statute is not exactly the same as either of these two classes but falls in a middle class, but it is perfectly plain to us that it falls within the principles of the second class I have mentioned, and that if any distinction in the application of principles can be applied at all between our statute and such second class of statutes, it gives to the board even more discretion and makes its action more conclusive. The precise distinction between our statute and the second class of statutes we have mentioned, is, the action of a board, other than the emergency board, is first involved, and the provision is that when in the belief of such board (in this case the board of control), any emergency exists and the interests of the state (in the belief of the board) are jeopardized by reason of the exhaustion of the amount appropriated or by causes for which there is no provision of law, then the matter shall be laid before the emergency commission.

The first material thing is the belief of the board of control that an emergency exists. The second material thing is that that belief, with the relevant facts, be referred to the emergency commission. The laying before the emergency commission of this belief on the part of

the board, accompanied by a statement of the relevant facts, confers jurisdiction upon the emergency commission to act upon the question of the necessity of providing for a diversion of the fund or its application in a particular way.

The emergency commission therefore exists as a special tribunal for the purpose of determining the question whether the judgment of the board that an emergency exists is well founded, and if it is established to the satisfaction of the commission that such belief is well founded, then the commission is clothed with authority to make the transfer of funds or direct their application in a manner different than when pointed out by the legislature. It is elementary that the conferring upon a court or board of the jurisdiction to determine a question carries with it the jurisdiction to determine wrongly as well as rightly, and whether right or wrong, its determination is final in the absence of some provision for an appeal. In the application of these principles of law it is plain to us that the emergency commission had jurisdiction to pass upon the question whether the belief of the board of control that an emergency existed was well founded, and having assumed jurisdiction and passed upon that question its determination is final and conclusive as against the world.

If the commission, in the determination of that question, erred, that is a misfortune incident to the vesting of such power in the commission, but its determination is none the less effectual to furnish protection to those who acted under it. Courts are every day making determinations and rendering judgments that are palpably erroneous. Such judgments, nevertheless, bind all parties and protect all rights determined, as long as they remain unreversed, and in case of determinations not reviewable by appeal they forever settle the questions so determined.

Of course the same principle that permits the judgment or determination of any board or court to be attacked for a fraud practiced upon the board or court would be available in such a case as we are dealing with, and if the board obtained the action of the commission by the practicing of a fraud upon it, it could not avail itself of the action of the commission to protect its acts, but, as we have heretofore said, there is nothing in the situation presented to the committee justifying any claim that the board acted fraudulently.

There is but one other consideration in connection with this action of the commission that might tend to

modify the views we have expressed; that is, that the board took action and let the contracts under which the improvements were made before the commission had taken formal action authorizing the diversion of funds. All reasonable intendment and all proper regard for the public interests would dictate that every step in a proceeding as important as the expenditure of a hundred thousand dollars of the state's money should be taken formally and reduced to the form of a written record, and we have no hesitation in saying that our law reasonably contemplates that every step in the proceedings of the emergency board should be made matter of record from day to day as action is taken. Common sense and reason cries out against any other belief.

That it is intended that the action of the emergency commission should be reduced to writing is established by the practical construction the commission has placed upon the statute, in that, it keeps a book for the recording of its Acts, and in this very case it finally and ultimately made its action matter of record in that book, but inasmuch as our statute does not directly require that the action of the commission be made matter of record, we are not prepared to say that its omission in that regard was more than an irregularity curable and cured by the action ultimately taken. We have not the time to go into the fine distinction that may be involved in consideration of this point, and, inasmuch as it is a mere incident of the general proposition we are considering, we do not think it is imperatively necessary that the committee should determine whether that fact would change the rights of the board. That question will have to be determined ultimately by the court which now has jurisdiction of an action against the board involving the validity of the same Acts that are now under consideration.

It does not help the situation we are dealing with to say that by the construction we have placed upon the statute the legislature has taken an inconsistent position, and in effect enable boards and the emergency commission to overthrow its expressed bill. It is one of the prerogatives of legislatures to be inconsistent, and in the law as it now exists on this subject the legislature has thrown safe-guards and protections around its appropriations, and then placed in the hands of its boards the instruments with which to strike down the safe-guards it has created. We trust that by the time this communication reaches your Honorable Body the law in this re-

spect will have been remedied by the passage of the bill now under consideration.

Before leaving this subject of misapplication of funds, there is another phase of the situation requiring attention; that is, in addition to the moneys directly expended by the board under the authorization of the emergency commission, some considerable amount of money—we are not able to figure out just how much—was directly and indirectly taken from the maintenance funds and used in completion of the buildings that have been mentioned. The evidence as to just how much this amounted to is not as satisfactory as we had a right to expect, owing to the fact that an accurate account of labor and material was not kept. The evidence of the two persons—the bookkeeper and steward—who should have been able to give accurate information, was more in conflict and more uncertain than is consistent with good management of a public or a business institution. There is, in our judgment, no excuse for a situation under which it is impossible to get information within some thousands of dollars as to what has been done with any public fund, and there is a crying need for re-organization of the internal business management of the asylum, in that a more detailed record of its affairs should be kept. While we could not get accurate information as to the expenditures made for buildings from the maintenance fund, it is quite evident to us that such expenditures amount in the aggregate to several thousand dollars.

As this investigation has progressed much has been said, before the committee and in its presence outside, in regard to the housing of patients in the institution "hen house". This so-called "hen house", while not such a building as the state would erect to house insane patients in, appears to us to be a commodious, healthful and cheerful place as compared with the greater part of the asylum buildings. It is as comfortable as the ordinary home of the well-to-do farmer, and in our judgment the surroundings therein are the most healthful of any part of the institution. Good judgment has been, and is being, exercised in keeping the patients in that building, under the conditions as they now exist, rather than attempting to house them in some of the other buildings. We would even say that the condition at the institution would be much improved by the construction of another similar building which would cost comparatively little and furnish comfortable, healthful surroundings for patients now housed elsewhere.

Taking up now the charges that patients have been paid salaries while their keep in the institution was being paid for by the counties of the state: We have nothing by way of criticism to offer. It is admitted by the board and the superintendent of the institution that certain patients are on the pay roll and have been for sometime; that their wages are paid to them directly and that the usual charge is paid for their maintenance by the counties. With this arrangement we have no fault to find. We believe, under the circumstances existing, it is a wise and humane custom. The evidence taken before us goes into considerable detail as to this matter and we have been satisfied that the best interests of the patients are being served, and we are firm in the belief that the best interest of the patient is the thing ultimately to be considered.

It must be borne in mind that these inmates are mentally deranged to greater or less degrees. It is said to us by the superintendent, and our common sense agrees, that it is best that these peoples' minds be occupied in some way that will keep them from brooding in idleness, and that they are better off to be employed so long as they can be kept in the state of mind where they desire employment, and that the more they can be interested in their work, the better is their chance of being ultimately restored to a normal mental condition. The evidence taken shows that patients are not required to work; that they should not be required to work against their will because that would have a tendency to upset still more their mental equilibrium.

The reward in the shape of wages has a tendency to induce in them a desire to work and thus better their condition. The argument is advanced before the committee, and the charges on this subject convey the idea, that the wages of these patients should be appropriated to the payment of their keep, thus relieving the counties of the burden. With this we are entirely unable to agree. These people who have mental capacity to perform work for wages have the mental capacity to desire to receive the reward for their labor, and to say to them that if they labor the benefit thereof should not go to them but should go to the counties, would be to create in their minds such a condition of dissatisfaction as would deter them from work, remove from their minds the desire for healthful occupation and tend to make them moody and discontented, and inevitably interfere with the chances of their recovery. To require them to work

and devote their wages to the relief of the counties from the expense of their maintenance would be, in our judgment equally detrimental to their mental condition, and would make the asylum for the insane in effect a penal institution where enforced labor would be the order of the day. That this could be beneficial to these people of unsettled mind is, in our judgment, beyond the bounds of the possible.

This brings us to a consideration of the charge that the board has unauthorizedly paid to an architect, Samuel F. Crabbe, something like \$8,000 contrary to law providing for the employment of the state architect. There are no disputes about the facts. The board employed Mr. Crabbe as an architect to prepare plans and specifications and superintend the construction of such buildings at the asylum and elsewhere, and his compensation amounted to some \$10,000. This is said to be contrary to the provisions of Section 257, Compiled Laws of 1913. The question presented is entirely one of law, the facts being undisputed. We find this law originated in Chap. 62 of the Session Laws of 1911. By Section 22 of that Act it is provided:

"The board may, if deemed advisable and expedient for the best interests of the state, employ an architect, \* \* \* who shall receive a compensation to be by the board fixed, which, including expenses, shall in no event exceed \$1500 per annum".

And in case it is deemed advisable assistants for such architect may be provided at a cost of not to exceed \$500 per annum.

This section must be read in connection with Section 17 in the same Act, which appears as Section 252 of the Compiled Laws of 1913, which provides, among other things, that the board shall not expend money for building purposes until it has first secured plans and specifications prepared by a competent architect.

Whenever the legislature makes an appropriation for a new building it must be assumed that the appropriation Act is passed with reference to the existence of both these sections of the statute, and it seems to us perfectly plain that when an appropriation is so made and the law is permitted to remain permissive, as in Section 22 of the Act referred to, and it remains optional with the board whether to employ a state architect or not, the law-making power must contemplate that such state architect will or will not be employed according to the amount and character of work in contemplation for a given year.

It is our judgment that if a state architect is not employed, it is competent for the board to procure the necessary architect services in the ordinary course of business the same as it procures any other necessity in the construction of buildings it is directed to construct, and in the employment of Mr. Crabbe as architect the board kept within the law.

As to the amount paid Mr. Crabbe for the services performed, while it was quite liberal it was not in excess of what is commonly paid for similar services in the construction of both public and private buildings. We, therefore, find that there is no just cause for complaint against the board on this account.

During the course of our investigation a communication was forwarded us by a former employe of the insane hospital at present living in California, containing charges of misconduct and mismanagement in the internal affairs of the hospital, directed at the superintendent and subordinate officers rather than at the board of control. Messrs. Knauf, Seiler and Buck promptly disclaimed any responsibility for this communication, and the position of those gentlemen in this investigation was that misconduct of employes within the hospital was not within the charges against the board, and that until it was shown that specific misconduct had been brought to the attention of the board it should not be held responsible for any misconduct of that kind. Notwithstanding this, however, the committee would have been glad to look into these charges, but the time at our disposal was entirely insufficient to enable us to do so. It was obvious that if the committee was to enter upon such an inquiry as that it would have to ask this legislature to extend its authority beyond the adjournment of the legislature, and that the investigation would require the gathering in of witnesses from distant states. It seemed, therefore, impracticable to attempt any such inquiry.

As to the complaint that the members of the board do not reside in Bismarck: It is true that only one member makes his permanent home here. Nothing has been brought to our attention however indicating that the public interest has in any way suffered by reason of this fact.

Respectfully submitted,

C. F. MUDGETT,  
F. LEUTZ,  
W. R. BOND,

A. G. DIVET,  
H. C. HARTY,  
J. B. DICKSON.

While all the members of the committee have joined in the foregoing report in its entirety, the undersigned desire to say in addition that as to the legal conclusions therein stated they do not feel competent to form an individual judgment, and as to such conclusions they represent more particularly the judgment of Mr. Divet, the only lawyer on the committee.

C. F. MUDGETT,  
W. R. BOND,  
H. C. HARTY,  
J. B. DICKSON,  
F. LEUTZ.

### THIRD READING OF SENATE BILLS

#### Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Mallough	Putnam
Englund	Martin	Rowe
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young
Hyland	Nelson, Rich'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Sandstrom
Davis	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

#### Also, Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the hospital for the insane at Jamestown.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Hughes	Nelson, Richl'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Loftsgaard
Messrs. Hoverson and Loftsgaard being excused.		

So the bill passed and the title was agreed to.

Also, Senate Bill No. 254.

A bill for an Act to provide for state insurance on public buildings 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 42, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Bond	Leutz	Paulson
Bonzer	Lindstrom	Porter
Clark	Mallough	Porterfield
Englund	Martin	Putnam
Ellingson	McBride	Rowe
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Hamilton	Mudgett	Trageton
Heckle	Murphy	Vail
Hyland	Nelson, Gr. F'ks.	Wartner
Jacobsen	Nelson, Richl'd	Young

Mr. Bronson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hoverson	Loftsgaard
Davis	Hughes	Sandstrom

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Steele moved that the vote by which all Senate Bills were passed to date be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President called Mr. Wartner to the chair.

### THIRD READING OF HOUSE BILLS

House Bill No. 416.

A bill for an Act creating a board of highway improvements within each county of this state, providing for their election, duties, meetings and compensation.

Was read the third time.

Mr. Kirkeide moved that further consideration of House Bill No. 416 be indefinitely postponed, which motion was lost.

Mr. Gibbens moved that House Bill No. 416 be amended by striking out all of Section 4, following the word "thereto" in line 6, Section 4, which motion was lost.

Mr. Bronson moved as an amendment to House Bill No. 416 as follows:

In line 10, Section 4, after the word "ways" insert the words "unless otherwise ordered by any township supervisors".

Mr. Paulson moved that further consideration of House Bill No. 416 be deferred until to-morrow, which motion was lost.

The question being on Mr. Bronson's motion to amend House Bill No. 416, which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 38, nays 3, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	McFadden
Allen	Hamilton	McGray
Bond	Hyland	McLean
Bonzer	Jacobsen	Mudgett
Bronson	Kirkeide	Murphy
Clark	Leutz	Nelson, Gr. F'ks.
Englund	Lindstrom	Nelson, Rolette
Ellingson	Mallough	Overson
Gardiner	Martin	Paulson
Gibbens	McBride	Porter

Messrs.	Messrs.	Messrs.
Porterfield	Sikes	Wartner
Putnam	Steele	Young
Rowe	Vail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Nelson, Rich'd	Trageton

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hughes	Sandstrom
Heckle	Kretschmar	Thoreson
Hoverson	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Bronson offered the following Resolution:

*Whereas*, On Feb. 13th, 1915 Senate Bill No. 95 known as the Woman Suffrage Amendment to the Constitution was passed by a vote of 31 to 15 and thereupon a motion to reconsider the same and to lay such motion to reconsider was made and carried, and whereas pursuant thereto the said Senate Bill No. 95 was messaged to the House where it was referred to the Committee on Elections and whereas thereafter on Feb. 18th, 1915 the said bill was returned to this Senate upon a motion made that said Senate Bill No. 95 be recalled by a vote of 26 to 22, and

*Whereas*, On Feb. 19th, 1915 it was moved that the rules be suspended and the vote by which said bill was passed be reconsidered, which motion was laid on the table, and

*Whereas*, On Feb. 20th, 1915 it was moved that unless Senate Bill No. 95 be reconsidered by 4 o'clock that afternoon the same be transmitted to the House, which motion was laid on the table, and whereas on the same day it was moved that it is the sense of the Senate concerning the interpretation of our rules that no bill or concurrent resolution which is passed and has had the so-called clincher applied thereon, and upon which the Senate has refused to take further action shall be held or its transmission to the House be withheld, which motion was referred to the Committee on Rules, upon motion made therefor, and whereas said Committee on Rules has not reported thereon, and whereas on the same day, it was moved that it is the

sense of the Senate that no bill which has been recalled from the House shall be withheld from being transmitted to the House where the Senate has refused to take action, or has failed to consider the motion by which the same is passed, which motion was deferred until Tuesday, Feb. 23rd, at 2 P. M., and whereas said last named motion came up for consideration on Feb. 23rd, 1915, and an amendment thereto was adopted by this Senate as follows:

That it is the sense of the Senate that no bill which shall hereafter be recalled from the House shall be withheld after being transmitted to the Senate when the Senate has refused to take action thereon within one day thereafter or has failed to consider the motion by which the same was passed within one day after such bill shall have hereafter been returned, and whereas, on the same day it was moved that said bill No. 95 be returned to the House not later than 2:30 that afternoon, which motion was laid on the table, and whereas on the same day it was moved that the rules be suspended for the purpose of reconsidering the vote by which said bill was passed, which motion was lost, and

*Whereas*, Since Feb. 23rd, 1915, no action whatsoever has been taken by this Senate on said bill and the said bill has not been returned to the House, and whereas said bill has now been with this Senate a period of 14 days, including this day, without any action being taken in said bill, and whereas under the rules now in force concerning recalled bills and the sense of the Senate thereupon, bills recalled after Feb. 23rd, 1915, would automatically go back to the House where no action of reconsideration thereupon has been taken by this body within one day thereafter, and whereas it is the desire and wish of every member of this Senate that every bill or concurrent resolution be treated equally and alike and that this session shall not close with the record existing that any bill has been withheld by this Senate from the House after the same has passed this Senate and has not thereafter in any way been reconsidered by this body, and whereas, this Senate expresses a willingness to treat this bill fairly and upon the same grounds and in the same manner as any other bill and whereas it is considered that this Senate Bill No. 95 has now been withheld from transmission to the House sufficiently long and

*Whereas* It is not in any way the desire or wish of this Senate to cause said bill to be pigeon-holed here and to

remain here for the purpose that no action be taken thereupon,

*Now, Therefore be it Resolved by This Senate, That it is fair and right that Senate Bill No. 95 should now be returned to the House and that, therefore it is hereby ordered that Senate Bill No. 95 be returned to the House this afternoon before 4:30 P. M.*

Mr. Bronson moved that the resolution be adopted.

Mr. Jacobsen moved that the Resolution be referred to the Committee on State Affairs.

Mr. Bronson moved that further consideration of the resolution be deferred twenty minutes, which motion prevailed.

### THIRD READING OF HOUSE BILLS

House Bill No. 229.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering and discontinuing roads.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 32, nays 8, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Porter
Bond	Leutz	Porterfield
Bonzer	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gronvold	McLean	Wartner
Heckle	Mudgett	
Gibbens	Hamilton	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Paulson	Trageton
Nelson, Gr. F'ks.	Sandstrom	Young
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Davis	Kretschmar	Murphy
Hoverson	Lindstrom	Nelson, Rich'd
Hughes	Loftsgaard	Vail

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 3rd, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 33 and asks for a Committee or Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Dickinson, O'Keefe and Haroldson.

Also, I have the honor to inform you that the Speaker has appointed, Messrs. Knox, Bratton and Myhre as conferees on Senate Bill No. 156.

Also, I have the honor to return herewith Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Which the House has passed unchanged.

Also, I have the honor to transmit herewith the following:

## CONCURRENT RESOLUTION

To reimburse Frank Aughney for money expended for surgical services rendered to him by reason of an accident sustained by him while acting as page of the House of Representatives.

*Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring:*

*Whereas*, Frank Aughney, one of the pages of the House of Representatives, did, on February 5th, 1915, while acting in the line of his duty as such page, meet with an accident whereby his left forearm was fractured, and

*Whereas*, By reason of such accident he was compelled to expend the sum of Twenty Dollars (\$20.00) for surgical attendance:

*Therefore Be It Resolved by the House of Representatives, the Senate Concurring:*

That there is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of Twenty Dollars (\$20.00) to reimburse the said Frank Aughney for the money so expended by him.

Which the House has passed and your favorable consideration is respectfully requested.

Also, I have the honor to transmit herewith the following:

## CONCURRENT RESOLUTION

*Be It Resolved by the House of Representatives, the Senate Concurring:*

That the Board of Control be and is hereby instructed to take charge of all the tables, chairs and other fixtures of the House and Senate Committee Rooms on Saturday morning, March 6, 1915, and care for the same for the use of the next Legislative Assembly.

*Resolved,* That a copy of this Resolution be enrolled and forthwith filed by the Chief Clerk of the House of Representatives with the Secretary of the Board of Control.

Which the House has passed and your favorable consideration is respectfully requested.

Also, I have the honor to return herewith Senate Bill No. 253.

A bill for an Act to amend Section 10125 of the Compiled Laws of North Dakota for the year 1913, relating to permit to sell intoxicating liquors.

Also, Senate Bill No. 303.

A bill for an Act to amend Section 3511 of the Compiled Laws of the State of North Dakota for 1913, to read as follows:

Also, Senate Bill No. 300.

A bill for an Act creating the office of public defender, defining his powers and duties, and making an appropriation therefor.

Also, Senate Bill No. 36.

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

Which the House has indefinitely postponed.

Also, I have the honor to inform you that the House has concurred in Senate amendments to House Bill No. 356.

A bill for an Act prescribing the manner in which rates to be charged by persons, firms or corporations for light, heat or power may be regulated and placing such regulation under control of the board of railroad commissioners.

Also, House Bill No. 60.

A bill for an Act regulating the receiving or receipting for intoxicating liquor, prohibiting such under fictitious name of appellation and fixing penalty for violation thereof.

Also, I have the honor to return herewith Senate Bill No. 64.

**A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.**

Which the House has amended as follows:

Insert in line 10 of Sec. 691 of the engrossed bill after the word "shall" the following: "to a number to be limited by the commissioner".

In line 11 of Sec. 691 of the engrossed bill strike out the word "cases".

In line 12 of Sec. 691 of the engrossed bill strike out the words "of removal of" and substitute in lieu thereof the words "proceedings to remove".

In line 23 of Sec. 692 of the engrossed bill insert after the word "same" in said line the words "such fees", and insert a comma after the word "same".

In line 4 of Sec. 693 of the engrossed bill strike out the word "should" and substitute the word "shall".

Strike out in line 5 of Sec. 693 of the engrossed bill the words "are not reasonably sustained by the facts proven at such hearing".

In line 6 of Sec. 693 strike out the first word thereof, to-wit: the word "or"; whenever the words "five hundred dollars" appear in Sec. 693 make the same read, "two hundred fifty dollars".

And passed as amended.

Also, Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed weapons or explosives, unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

Which the House has amended as follows:

In the title of the engrossed bill after the word "or" and before the word "has" insert "who".

By striking out the word "no" after "Sec. 1" in line 1 of the printed bill, and substituting the word "any" therefor; after the words "any sharp or dangerous weapon" and before the word "employed" in the engrossed bill insert the word "usually"; at the end of

line 9 of the printed bill change "affect" to "effect".

And passed as amended.

Also, Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

Which the House has amended as follows:

Strike out everything after the word: "A bill" and insert in lieu thereof the following:

"For an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, and 2411 of the Compiled Laws of North Dakota for the year 1913, relating to the National Guard, defining military offenses and prescribing the penalties therefor, making it a misdemeanor to show discrimination against any person wearing a uniform of the army, navy, marine corps or revenue cutter service of the United States or of the National Guard of this state, making it a misdemeanor to injure or destroy government property and exempting members of the National Guard from the payment of poll tax.

Be it enacted by the Legislative Assembly of the State of North Dakota

Sec. 1. Amendment.) That Section 2348 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Sec. 2348. How Militia shall be Enrolled. Penalty for Failure to Make Out List.) It shall be the duty of the assessor in each assessor's district in this state, when making the assessment, to make out a list containing the names of all persons in the respective districts liable to perform military duty, and to file a copy of such list with the county auditor when he makes his assessment returns. Such list shall state the names, residence, age and occupation of the persons enrolled and their previous or existing military or naval service. Any assessor who shall fail to make out such list and file it with the county auditor, as herein provided, shall be guilty of a misdemeanor and shall be fined not less than ten dollars nor more than fifty dollars, in the discretion of the court.

Sec. 2. Amendment.) That Section 2352 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Sec. 2352. Staff of the Governor.) The staff of the Governor shall consist of one adjutant general, with the rank of brigadier general, who shall perform the duties of quartermaster general; one judge advocate general with the rank of major, who shall perform the duties of inspector general; one chief of supply, with the rank of colonel, who shall perform the duties of paymaster-general and commissary-general, and, when a vacancy shall occur in the office of chief of supply, by reason of death, resignation or promotion of the present chief of supply, the title of this office shall thereafter be paymaster-general, with the rank of major, and the said paymaster-general shall thereafter perform the duties of commissary-general and chief of supply. The personal staff of the Governor shall consist of nine aides-de-camp. Three of such number shall be detailed by him from the commissioned officers of the national guard holding commissions on the active list of the grade below that of colonel, and shall have the rank of colonel, and their appointment shall operate as commission as aides-de-camp, but shall not add to the actual grade in the guard of the officers so appointed. Such aides-de-camp shall not be relieved from duty with their respective organizations when such organizations shall be performing any ordered duty. The Governor is also authorized to appoint additional aides-de-camp, with the rank of lieutenant colonel, not to exceed six in number, and without restriction as to the source of selection. All of these staff officers shall be appointed by the Governor, shall hold office during his pleasure, and their commissions or detail, as staff officers shall expire with the term of office of the Governor appointing them; provided, however, that whenever any officer mentioned in this section shall be in the service of the United States government his rank in such service shall correspond with the rank prescribed by the United States War Department for the national guard in which he is serving as such officer.

Sec. 3. Amendment.) That Section 2358 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Sec. 2358. Commissioned Officers. Offenses and Penalties.) A military offense includes any delinquency or violation of the laws, rules, regulations, or orders governing the militia or national guard, as well as those governing the army and navy of the United States, applicable to the militia or national guard and the offenses in this chapter enumerated, and shall be defined as similar offenses are in the articles of war and laws and regula-

tions governing the United States army. Upon conviction of a military offense, any commissioned officer of the national guard may be dismissed from the service, cashiered, fined not more than one hundred dollars and the costs of prosecution, or reprimanded, or any or all of said punishments may be inflicted. If sentenced to be cashiered, he shall be disqualified thereby from holding any military commission. If fined, he may be imprisoned in a county jail until the fine is paid, not exceeding sixty days, and shall forthwith be committed to the custody of the sheriff in execution of the judgment. Any such officer may be tried by court-martial for the following offenses in time of peace:

1. Wilful disobedience of orders, or aiding or abetting others therein.
2. Insult or disrespect to superiors.
3. Mutiny, desertion, or cowardice.
4. Drunkenness on duty.
5. Neglect of duty, or leaving post or command.
6. Making a false report, muster, account, certificate, or return.
7. Conduct to the prejudice of good order and military discipline.
8. Oppression of any under his command.
9. Embezzlement or misappropriation of military or company funds, or wrongful conversion of military property.
10. Wilfully wasting or destroying any such property.
11. Conduct unbecoming an officer and a gentleman.
12. Wrongfully disclosing or making improper use of a watchword or parole.
13. Any other violation of the laws, regulations, or orders governing the national guard, as well as articles of war governing United States army, consistent with this chapter.

Sec. 4. Amendment.) That Section 2358a of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Sec. 2358a. How Governed.) The militia while in active service shall be governed by the military law of the state, and the rules and articles of war of the United States; and when any troops are in the field, or are assembled for the purpose of taking the field, for the purposes aforesaid, the senior ranking officer of the troops present shall take command; provided, that no person shall be eligible to a command in the militia of this state except citizens of the United States or persons who have declared their intention to become such.

(b) Non-commissioned Officers and Privates. Offenses and Penalties.) Upon conviction of an enlisted man for a military offense, he may be dishonorably discharged or, if a non-commissioned officer, reduced to the ranks, or fined not more than fifty dollars and the costs of prosecution, or reprimanded. If fined, upon default of payment he may be imprisoned in a county jail not more than thirty days. Any or all of said penalties may be inflicted upon a single sentence. Any such enlisted man may be tried by court-martial in time of peace, for:

1. Any of the first seven offenses mentioned in Section 2358.

2. Fraudulent enlistment.

3. Wilfully injuring or destroying state or government property, or wearing uniform or equipments while not on duty without permission.

4. Violation of any provision of this chapter, or of any rule or regulation of the guard.

(c) Absence or Tardiness. Officers.) Any officer may also be tried by court-martial and fined not exceeding ten dollars and costs of prosecution, or in default be imprisoned in the county jail not exceeding five days, for non-attendance or tardiness at any drill, parade, encampment, inspection or other duty ordered by competent authority, each day being a separate offense.

(d) Same—Privates) Any enlisted man may be tried by court-martial or summary court for non-attendance or tardiness at any drill, parade, encampment, inspection, or other duty ordered by competent authority; and, in case of absence, each day thereof shall be a separate offense. Upon conviction, he shall be fined not exceeding ten dollars and costs, or be imprisoned not more than five days, and shall be forthwith committed to the custody of the sheriff in execution of the judgment.

(e) Injury, etc., of Military Property.) Arms, uniforms, and accoutrements issued by the state, or purchased with military funds, shall be used only by members of the guard, and by them only in the discharge of military duty. Every person, whether a member of the guard or not, who shall wilfully or wantonly injure, destroy, withhold, sell, or dispose of any articles so issued, or refuse to deliver or pay for the same upon lawful demand, shall be guilty of a misdemeanor.

Sec. 5. Amendment.) That Section 2366 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Sec. 2366. Organization.) The strength and organization of units of the militia shall be as prescribed by such

regulations and orders of the war department of the United States as are now in force or shall be promulgated by proper authority from time to time.

Sec. 6. Amendment.) That Section 2402 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Sec. 2402. Military Courts.) The military courts of this state shall be:

1. General Courts-martial.
2. Special Courts-martial.
3. The Summary court.
4. Courts of Inquiry.

The constitution and jurisdiction of courts-martial, the form and manner in which the proceedings of military courts shall be conducted and recorded and the forms of oath and affirmations taken in the administration of military law by such courts, the limits of punishment and the proceedings in revision shall be governed by the articles of war and by such other laws, orders and customs as are now in force or as shall be promulgated from time to time for the government and procedure of like courts-martial of the United States, except as hereinafter provided.

Sec. 7. Amendment.) That Section 2411 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Sec. 2411. Purchase of Uniforms and Equipments.) All uniforms and equipments used by the national guard of this state shall be procured by the adjutant-general from the United States government, or other sources, and shall conform to those in use by the regular army of the United States; and it shall be unlawful for any common carrier, inn-keeper or proprietor or lessee of any place of public amusement or entertainment, or any agent, servant, or representative of any such common carrier, inn-keeper, proprietor or lessee as aforesaid, to debar from the full and equal enjoyment of the accommodations, advantages, facilities or privileges of any public conveyance on land or water or any inn or any place of public amusement or entertainment, any person in service of the army, navy, marine corps or revenue cutter service of the United States, or of the national guard, or otherwise in the military or naval service of the United States, or of this state, wearing the uniforms prescribed for him by law, regulation of the service, or custom, on account of his wearing such uniform, or of his being in such service. Any person, corporation or association violating the provisions of this section shall be guilty of a mis-

demeanor and on conviction thereof shall be fined not less than fifty dollars nor more than one hundred dollars in the discretion of the court.

Sec. 8. The first payment of the officers' clothing allowance as provided for in Section 2422 shall be made to each officer immediately upon his acceptance of his first commission.

Sec. 9. Exempt from Poll Tax.) Each member of the North Dakota National Guard shall be exempt from the payment of poll tax and any person who has served at least ten years as a member of the national guard and who has an honorable discharge shall be forever exempt from the payment of poll tax.

Sec. 10. Emergency.) Whereas, an emergency exists in that the national guard of North Dakota is in a large measure deprived of federal aid until the provisions of this Act are enacted into law, therefore this Act shall take effect and be in force from and after its passage and approval".

And passed as amended.

Also, Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanics' liens, the time of commencing suit and limitations thereon.

Which the House has amended as follows:

Strike out all of Sec. 1 after the words "provided however" at the end of line 14 in the body of Sec. 6826 of the bill, as engrossed, and insert in lieu thereof the following: "that all mechanics' liens or claims, that may be filed therefor and which have existed for the full term of six years prior to the taking effect of this Act, may be enforced and may be asserted either by complaint or answer at any time within one year after the taking effect thereof; provided further in case a summons and complaint or answer, asserting the validity of such lien, is not filed in the office of the clerk of court in which the lien is filed within the limitation herein provided, then the clerk of court shall upon request of any interested person cancel said lien of record".

And passed as amended.

Also, Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when

necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

Which the House has amended as follows:

In line 6 of page 1 of the engrossed bill strike out the words "it is required" and substitute therefor the word "requires" and strike out the comma after the word "situation" in said line.

In line 7 of page 1 of the engrossed bill after the word "person" insert "of either sex".

In line 5 of Sec. 4 of the engrossed bill strike out the word "eight" and substitute "five" therefor.

Strike out of line 2 of Sec. 3 of the engrossed bill the word "their" and substitute "his" therefor.

Strike out of Sec. 5 of the engrossed bill the words "nor to give judicial power to such juvenile commissioner".

In line 4 of the emergency clause after the word "courts" insert the words "an emergency exists and".

And passed as amended.

Also, I have the honor to transmit herewith the following:

#### CONCURRENT RESOLUTION

*Whereas*, Experience has demonstrated the great practical value of investigations by the Federal Government in various fields of industry, and

*Whereas*, The Department of Labor and the Children's Bureau have thru careful investigations brought about improvements in the conditions of labor among men, women and children, and

*Whereas*, No department of the federal government now investigates or concerns itself with the conditions of public health and sanitation throughout the country, and

*Whereas*, Every civilized country in the world now maintains a department of public health as a part of the central government,

*Now, Therefore, Be it Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein*, That we urge upon our Senators and Representatives in Congress to use every honorable means within their power to bring about the enactment of a law in Congress providing for the creation of a department of health as a part of the federal government.

*And Be It Further Resolved*, That the Secretary of State be instructed to send a copy of this resolution to each of our Senators and Representatives in Congress.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

The Secretary announced that the President was about to sign House Bill No. 118.

A bill for an Act to amend and re-enact Section 1946 of the Compiled Laws of North Dakota for 1913, relating to the expenditure of money by contract for road improvements and road machinery by the county commissioners.

Also, House Bill No. 128.

A bill for an Act to repeal Section 2736 of the Compiled Laws of North Dakota of 1913, having to do with a tax to provide a glandered horse fund.

Also, House Bill No. 176.

A bill for an Act to amend and re-enact Section 3533 of the Compiled Laws of North Dakota for 1913, relating to compensation and office hours of county commissioners.

Also, House Bill No. 359.

A bill for an Act to amend Section 4414 of the Compiled Laws of 1913 relating to separate and mutual rights and liabilities of the husband and wife.

Also, House Bill No. 148.

A bill for an Act to amend Section 2465 of the Compiled Laws of the State of North Dakota for the year of 1913, relating to drains.

Also, House Bill No. 507.

A bill for an Act to appropriate money to cover the deficiency in the public printing account shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 468.

A bill for an Act repealing Section 649 of the Compiled Laws of North Dakota for the year 1913, providing an appropriation for the commissioner of agriculture and labor for the purpose of promoting immigration.

Also, House Bill No. 503.

A bill for an Act to appropriate money to cover the

deficiency in the board of experts penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 114.

A bill for an Act defining the crime of bootlegging and fixing the punishment therefor and repealing Sections 10144 and 10145 of the Compiled Laws of North Dakota for 1913, being Chapter 60 Session Laws of 1913.

Also, House Bill No. 361.

A bill for an Act creating a board of regents for the state university the state agricultural college, the normal schools, the school of science, the normal and industrial school, the school of forestry, and such state educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for management and control of the state educational institution to provide an appropriation to carry out the purposes of the Act, and repealing all Acts or parts of Acts in conflict or inconsistent therewith.

Also, House Bill No. 208.

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for 1913, relating to the sale of personal property under execution.

Also, House Bill No. 484.

A bill for an Act providing for the preparation of the State Budget; creating a State Budget Board, prescribing its powers and duties; making an appropriation to defray the expenses of said board; and repealing Sections 708, 709 and 710 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 504.

A bill for an Act to appropriate money to cover the deficiency in the trustees live stock sanitary board account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 505.

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to reform school account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 506.

A bill for an Act to appropriate money to cover the deficiency in the salary and expense accounts of the state examiner, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 358.

A bill for an Act to amend and re-enact Section 3855 of the Compiled Laws of North Dakota for 1913, relating to election of village officers.

Also, House Bill No. 309.

A bill for an Act authorizing clerks of the district Court to retain fees for naturalization papers collected prior to January 1st, 1915.

Also, House Bill No. 477.

A bill for an Act to amend and re-enact Section 3185 of the Compiled Laws of 1913, providing an appropriation for the burial and erection of head stones for deceased soldiers.

Also, House Bill No. 509.

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to penitentiary account as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 510.

A bill for an Act to amend and re-enact Section 2710 of the Compiled Laws of 1913, relating to bovine tuberculosis fund.

Also, House Bill No. 512.

A bill for an Act to appropriate \$1,152 to reimburse the Florence Crittenton Home at Fargo for deficit in the annual appropriation for such home, pursuant to a decision of the supreme court reducing such appropriation.

Also, House Bill No. 513.

A bill for an Act appropriating \$960.00 to cover the deficit in the annual appropriation of the Missouri Slope Agriculture Fair Association of Mandan pursuant to the decision of the Supreme Court requiring the reduction of appropriations.

Also, House Bill No. 508.

A bill for an Act to appropriate money to cover the deficiency in the maintenance of capitol account, shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 502.

A bill for an Act to appropriate money to cover the deficiency in the per diem and expenses trustees agricultural college account, as shown on the books of the state auditor on December 31st, 1914.

Also, House Bill No. 480.

A bill for an Act making an appropriation for the per diem and expenses of the board of experts and parole officers of the North Dakota state penitentiary.

Also, House Bill No. 386.

A bill for an Act to amend and re-enact Section 7738 of the Compiled Laws of North Dakota for the year 1913, relating to notice to debtor and time allowed for claiming exemptions in cases where personal property is levied upon.

Also, House Bill No. 475.

A bill for an Act relating to appropriation for the glandered horse and dourine fund.

Also, House Bill No. 59.

A bill for an Act to Amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.

And the President signed the same in the presence of the Senate.

### THIRD READING OF HOUSE BILLS

House Bill No. 8.

A bill for an Act to provide for and regulate the leasing of School Rooms and School Buildings and equipment by Boards of Education of Special School Districts in certain cases.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 2, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Barnes	Jacobsen	Nelson, Rolette
Bonzer	Kirkeide	Paulson
Bronson	Kretschmar	Porter
Clark	Leutz	Porterfield
Davis	Lindstrom	Putnam
Englund	Martin	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Hamilton	Mudgett	Trageton
Heckle	Murphy	Wartner
Hughes	Nelson, Gr. F'ks.	Young
Hyland	Nelson, Richl'd	

Messrs. Albrecht and Allen voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Loftsgaard	Overson
Hoverson	Mallough	Vail

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

The Secretary announced that the President was about to sign Senate Bill No. 141.

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Also, Senate Bill No. 213.

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

Also, Senate Bill No. 191.

A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

Also, Senate Bill No. 310.

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products, under the direction of the board of control and disposition of the receipts of the brickyard.

Also, Senate Bill No. 124.

A bill for an Act to amend Section 8122 of the Revised Codes of North Dakota for the year 1913, relating to foreclosure of land contracts.

Also, Senate Bill No. 173.

A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, fees and commissions of executors and administrators and attorneys at law in connection therewith.

Also, Senate Bill No. 178.

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises

of right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Also, Senate Bill No. 282.

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

Also, Senate Bill No. 288.

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.

Also, Senate Bill No. 301.

A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

Also, Senate Bill No. 305.

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purpose except slaughter, unless accompanied by a certificate of health, providing a penalty for violation thereof.

And the President signed the same in the presence of the Senate.

### THIRD READING OF HOUSE BILLS

House Bill No. 264.

A bill for an Act to amend and re-enact Section 1369 of the Compiled Laws of North Dakota for 1913, relating to the accrediting of high school diplomas as second grade elementary certificates.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 0, absent and not voting 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Barnes	Bronson
Allen	Bonzer	Clark

Messrs.	Messrs.	Messrs.
Davis	Mallough	Putnam
Englund	McBride	Rowe
Gardiner	McFadden	Sandstrom
Gibbens	McGray	Sikes
Heckle	McLean	Steele
Hyland	Murphy	Thoreson
Jacobsen	Nelson, Richl'd	Trageton
Kirkeide	Overson	Vail
Kretschmar	Paulson	Wartner
Leutz	Porter	Young
Lindstrom	Porterfield	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hoverson	Mudgett
Ellingson	Hughes	Nelson, G. F'ks
Gronvold	Loftsgaard	Nelson, Rolette
Hamilton	Martin	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 471.

A bill to enact a law permitting a charge of tuition for attendance at any model high, 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 37, nays 4, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Kirkeide	Overson
Barnes	Kretschmar	Porter
Bonzer	Leutz	Putnam
Bronson	Lindstrom	Rowe
Clark	Mallough	Sandstrom
Davis	Martin	Sikes
Englund	McBride	Steele
Gardiner	McFadden	Trageton
Gibbens	McGray	Vail
Gronvold	McLean	Wartner
Hamilton	Murphy	Young
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Mudgett	Porterfield	Thoreson
Paulson		

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Bond	Hughes	Nelson, Gr. F'ks.
Ellingson	Jacobsen	Nelson, Rolette
Hoverson	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

**Also, House Bill No. 360.**

A bill for an Act relating to qualifications of signers on petition to county commissioners.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Davis	Hamilton
Allen	Englund	Heckle
Barnes	Ellingson	Hughes
Bonzer	Gardiner	Hyland
Bronson	Gibbens	Jacobsen
Clark	Gronvold	

Absent and not voting, Messrs. Bond and Hoverson.

Mr. Jacobsen moved that House Bill No. 360 be placed at the foot of the calendar, which motion prevailed.

**Also, House Bill No. 283.**

A bill for an Act to amend Section 4059 of the Compiled Laws of North Dakota for the year 1913, relating to powers of city park commission.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 5, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Allen	Kretschmar	Porter
Barnes	Leutz	Porterfield
Bond	Lindstrom	Putnam
Bonzer	Mallough	Rowe
Bronson	Martin	Sandstrom
Clark	McBride	Sikes
Englund	McFadden	Steele
Gardiner	McGray	Thoreson
Hamilton	McLean	Vail
Heckle	Mudgett	Wartner
Hughes	Murphy	Young
Hyland	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Davis	Gronvold	Paulson
Gibbens	Kirkelde	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Loftsgaard	Nelson, Richl'd
Hoverson	Nelson, Gr. F'ks.	Trageton

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 198.

A bill for an Act relating to the liability of municipalities for injuries caused by accumulation of snow or ice on sidewalks.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 16, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Porterfield
Allen	Hyland	Putnam
Barnes	Kirkeide	Rowe
Bonzer	Mallough	Sikes
Bronson	McLean	Steele
Clark	Mudgett	Thoreson
Englund	Nelson, Rolette	Trageton
Gibbens	Overson	Vail
Gronvold	Paulson	Wartner
Heckle	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Leutz	Murphy
Davis	Martin	Nelson, Gr. F'ks.
Gardiner	McBride	Nelson, Richl'd
Hamilton	McFadden	Sandstrom
Jacobsen	McGray	Young
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Lindstrom	Loftsgaard
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 3rd, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 127.

A bill for an Act to provide for county aid to rural graded and consolidated schools.

Which the House has amended as follows:

Strike out all of Section 1 of the printed bill and insert in lieu thereof the following:

"Section 1. Petition. Election.) Whenever a petition, signed by qualified electors of the county equal in number to ten per centum of the votes cast in the county for the candidates of all parties for the office of Governor at the last preceding general election, is presented to the board of county commissioners at least forty days prior to any general election praying that a tax be levied upon all taxable property in the county for the purpose of providing county aid to rural, graded and consolidated schools, the board of county commissioners shall submit such question to the people of the county at the next succeeding general election. Such question shall appear upon the ballot in the following form:

For county aid to rural, graded and consolidated schools ..... ( )

Against county aid to rural, graded and consolidated schools ..... ( )

If a majority of the electors voting upon the proposition be in favor of granting such aid, the county commissioners shall levy a tax of not to exceed one mill on each dollar of assessed valuation of all taxable property in the county."

In Section 2, line 1 of the printed bill, after the figure "2" insert the following: "Apportionment of Tax.)"

In line 2 of Section 2 on page 1 of the printed bill after the word "rural" insert a comma; in the same line and section of the printed bill strike out the word "schools" and in the same line and section of the printed bill strike out the word "the" where it appears before the word "consolidated".

In Section 3, on page 2, in line 2 of the printed bill, after the word "rural" insert a comma; in the same line, section and page of the printed bill strike out the word "schools."

In line 3, Section 3, on page 2 of the printed bill strike out the word "to".

And passed as amended.

Very respectfully,  
 W. D. AUSTIN,  
 Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 357.

A bill for an Act providing for the certification of City

Specials and the division thereof by the city auditor and the city assessment commission in cities having a population of two thousand and over; providing certain duties of the county auditor in respect to special assessments, and for a form of record to be used, and to repeal Section 3729 of the Compiled Laws of North Dakota 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 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Kretschmar	Overson
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Mallough	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Englund	McFadden	Sandstrom
Ellingson	McGray	Sikes
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Hamilton	Murphy	Vail
Heckle	Nelson, Gr. F'ks.	Wartner
Jacobsen	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hughes	Loftsgaard
Gronvold	Hyland	Trageton
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 313.

A bill for an Act to amend and re-enact Section 3945 of the Compiled Laws of 1913 of the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Ellingson	Kretschmar
Allen	Gardiner	Leutz
Barnes	Gibbens	Lindstrom
Bond	Hamilton	Mallough
Bonzer	Heckle	Martin
Bronson	Jacobsen	McBride
Clark	Kirkeide	McFadden

Messrs.	Messrs.	Messrs.
McGray	Overson	Sikes
McLean	Paulson	Steele
Mudgett	Porter	Thoreson
Murphy	Porterfield	Vail
Nelson, Gr. F'ks.	Putnam	Wartner
Nelson, Richl'd	Rowe	Young
Nelson, Rolette	Sandstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hoverson	Loftsgaard
Englund	Hughes	Trageton
Gronvold	Hyland	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 200.

A bill for an Act to amend Section 3745 of the Compiled Laws of North Dakota, 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 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. Fks.	Young
Hyland	Nelson, Richl'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Hughes	Trageton
Hoverson	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 260.

A bill for an Act requiring owners of stock brands to furnish the commissioner of agriculture and labor with an exact reprint impression or outline of such stock brands, and giving location of brand of animals.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 30, nays 15, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Nelson, Richl'd
Allen	Heckle	Nelson, Rolette
Barnes	Hyland	Overson
Bond	Jacobsen	Rowe
Bonzer	Kirkeide	Sandstrom
Bronzer	Kretschmar	Sikes
Clark	Leutz	Steele
Davis	Mallough	Thoreson
Ellingson	Martin	Trageton
Gardiner	McFadden	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	McLean	Porter
Hamilton	Mudgett	Porterfield
Lindstrom	Murphy	Putnam
McBride	Nelson; Gr. F'ks.	Vail
McGray	Paulson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Hughes	Loftsgaard
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 3rd, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 208.

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages; and prescribing penalty for failure to comply with the provisions of this Act.

Also, Senate Bill No. 238.

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814 and 1817, all of the 1913 Compiled Laws of North Dakota, and all relating to a uniform system of accounting.

Also, Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing

for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

Also, Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

Which the House has passed unchanged.

Very respectfully,

W. D. AUSTIN,

Chief Clerk.

#### SPECIAL ORDER

The question being on the motion of Mr. Jacobsen to refer Mr. Bronson's resolution to the Committee on State Affairs, which motion was withdrawn.

Mr. Mallough moved that the Senate do now go into executive session, which motion prevailed.

#### OPEN SESSION

Mr. Kretschmar moved that the resolution of Mr. Bronson be laid on the table.

Roll call was demanded.

The question being on the motion to lay on the table the resolution introduced by Mr. Bronson, the roll was called and there were ayes 24, nays 23, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	McLean
Bonzer	Kretschmar	Murphy
Clark	Leutz	Nelson, G. F'ks
Englund	Mallough	Nelson, Rolette
Gardiner	Martin	Porter
Gronvold	McBride	Porterfield
Heckle	McFadden	Thoreson
Hughes	McGray	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Rowe
Barnes	Kirkeide	Sandstrom
Bond	Lindstrom	Sikes
Bronson	Mudgett	Steele
Davis	Nelson, Rich'd	Trageton
Ellingson	Overson	Vail
Gibbens	Paulson	Wartner
Hamilton	Putnam	

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the motion to lay on the table prevailed.

Mr. Bronson moved the verification of the roll call, which motion prevailed and the Secretary verified the vote and found it correct.

Mr. Steele moved that the rules be suspended and the vote by which Senate Bill No. 95 was passed be reconsidered.

Roll call was demanded.

The question being on the motion to suspend the rules and reconsider the vote by which Senate Bill No. 95 was passed, the roll was called and there were ayes 28, nays 19, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Murphy
Bond	Kretschmar	Nelson, Gr. F'ks.
Bonzer	Leutz	Nelson, Rolette
Clark	Mallough	Overson
Davis	Martin	Porter
Englund	McBride	Porterfield
Gardiner	McFadden	Steele
Gronvold	McGray	Thoreson
Heckle	McLean	Young
Hughes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Rowe
Barnes	Lindstrom	Sandstrom
Bronson	Mudgett	Sikes
Ellingson	Nelson, Rich'd	Trageton
Gibbens	Paulson	Vail
Hamilton	Putnam	Wartner
Hyland		

Absent and not voting, Messrs. Hoverson and Loftsgaard, they being excused.

So the motion was lost.

THIRD READING OF HOUSE BILLS

House Bill No. 470.

A bill for an Act relating to the expenses and method of transportation of prisoners and patients, and repealing Section 3515 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 28, nays 17, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Murphy
Allen	Hyland	Overson
Barnes	Jacobsen	Sandstrom
Bond	Kirkeide	Steele
Bonzer	Kretschmar	Thoreson
Clark	Leutz	Trageton
Davis	McGray	Vail
Englund	McLean	Wartner
Gardiner	Mudgett	Young
Gronvold		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Martin	Porter
Gibbens	McBride	Porterfield
Hamilton	McFadden	Putnam
Heckle	Nelson, G. F'ks	Rowe
Lindstrom	Nelson, Rolette	Sikes
Mallough	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Loftsgaard	Nelson, Rich'd
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Kretschmar moved that the vote by which House Bill No. 470 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, House Bill No. 201.

A bill for an Act to amend and re-enact Section 6832 of the Compiled Laws of North Dakota, 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 41, nays 1, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Barnes	Bonzer
Allen	Bond	Bronson

Messrs.	Messrs.	Messrs.
Davis	McLean	Porter
Englund	Mallough	Porterfield
Gardiner	Mudgett	Putnam
Gibbens	Martin	Rowe
Gronvold	Murphy	Sandstrom
Hughes	McBride	Steele
Hyland	McFadden	Thoreson
Jacobsen	McGray	Trageton
Kirkeide	Nelson, Richland	Vail
Kretschmar	Nelson, Rolette	Wartner
Leutz	Overson	Young
Lindstrom	Paulson	

Mr. Clark voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hoverson	Nelson, Gr. F'ks.
Hamilton	Loftsgaard	Sikes
Heckle		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Jacobsen moved that the committee report by which House Bill No. 230 was indefinitely postponed be reconsidered, which motion prevailed.

Mr. Jacobsen moved that House Bill No. 230 be recalled from the House, which motion prevailed.

Also, House Bill No. 363.

A bill for an Act relating to the care of the feeble minded, providing that the cost of keeping patients in the institution for the feeble minded shall be a charge against the county sending such patient; that persons liable to support such defective person shall, when able, pay the expense of treatment, and amending Section 1717 of the Compiled Laws of 1913 and repealing Section 1718 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 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Clark	Heckle
Allen	Davis	Hyland
Barnes	Gardiner	Jacobsen
Bond	Gibbens	Kirkeide
Bonzer	Gronvold	Kretschmar
Bronson	Hamilton	Leutz

<p>Messrs. Mallough Martin McFadden McGray McLean Mudgett Murphy Nelson, G. F'ks</p>	<p>Messrs. Nelson, Rich'd Nelson, Rolette Overson Paulson Porter Porterfield Putnam Rowe</p>	<p>Messrs. Sandstrom Sikes Steele Thoreson Trageton Vail Wartner Young</p>
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Absent and not voting:

<p>Messrs. Englund Ellingson Hoverson</p>	<p>Messrs. Hughes Lindstrom</p>	<p>Messrs. Loftsgaard McBride</p>
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Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 3rd, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

Also, Senate Bill No. 149.

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the dairy department in the department of agriculture and labor.

Also, Senate Bill No. 216.

A bill for an Act relating to the liability of common carriers by railroad to their employees in certain cases. Which the House has passed unchanged.

Also, I have the honor to return herewith Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913 relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

Which the House has amended as follows:

Insert at the end of the bill as amended by the Senate "The printing and binding of the legislative manual

known as the North Dakota Blue Book shall be let as are other classes of state printing, upon competitive bidding to the lowest bidder”.

In line 35 page 5 of the printed bill, strike out the word “printing”.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

House Bill No. 411.

A bill for an Act to amend Section 4223 of the Compiled Laws of North Dakota for 1913, relating to the verification of bills, claims, accounts and demands against the 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 22, nays 18, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Porter
Barnes	Kretschmar	Porterfield
Bond	Leutz	Sandstrom
Bonzer	McFadden	Sikes
Bronson	Mudgett	Steele
Clark	Nelson, Richl'd	Thoreson
Gardiner	Paulson	Wartner
Gibbens		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Rolette
Davis	Jacobsen	Putnam
Englund	Martin	Rowe
Gronvold	McLean	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Lindstrom	McBride
Hoverson	Loftsgaard	McGray
Hughes	Mallough	Overson

Messrs. Hoverson and Loftsgaard being excused.

So the bill was lost.

Mr. Bronson moved that after the reading of House Bill No. 300 the Senate take a recess of ten minutes, which motion prevailed.

House Bill No. 300.

A bill for an Act to amend and re-enact Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269,

10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323, 10324, 10325, 10326, 10327, of the Compiled Laws of North Dakota for the year 1913, relating to the game and fish laws for the propagation, protection, and preservation of wild birds, wild animals and fish; creating a state game and fish board, game wardens, game and fish commissioners, providing for open seasons for the taking of certain game-birds, game-animals, fur-bearing animals and fish; providing for resident and non-resident licenses and other provisions relating thereto, with penalties for the violation thereof.

Was read the third time.

AFTER RECESS

Mr. Wartner moved that further consideration of House Bill No. 300 be indefinitely postponed.

Mr. Overson moved the call of the Senate, which motion prevailed.

CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Leutz	Paulson
Barnes	Lindstrom	Porter
Bond	Kretschmar	Porterfield
Bonzer	Mallough	Putnam
Bronson	Martin	Rowe
Clark	McBride	Sandstrom
Ellingson	McGray	Sikes
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hamilton	Nelson, G. F'ks	Vail
Heckle	Nelson, Rich'd	Wartner
Jacobsen	Nelson, Rolette	Young

Those absent were:

Messrs.	Messrs.	Messrs.
Davis	Hughes	Loftsgaard
Englund	Hyland	McFadden
Hoverson		

Mr. Davis moved that further proceedings under the Call of the Senate be dispensed with, which motion prevailed.

The question being on the motion to indefinitely postpone House Bill No. 300, which motion was lost.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Davis	Mallough	Sandstrom
Ellingson	Martin	Sikes
Gardiner	McBride	Steele
Gibbens	McFadden	Thoreson
Gronvold	McLean	Vail
Hamilton	Mudgett	Young
Heckle	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McGray	Trageton	Wartner
Nelson, Rich'd		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Loftsgaard	Nelson, G. F'ks
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Overson moved that House Bill No. 300 be amended by striking out Sections 6, 7 and 8 of the bill.

With the consent of his second, Mr. Overson moved that his motion be amended so as to read "strike out Sections 6, 7 and 8 down to line 32 in Section 8", which motion was lost.

Mr. Vail moved that the vote by which House Bill No. 411 was lost be reconsidered, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 3rd, 1915.

*Mr. President:*

I have the honor to return herewith House Bill No. 230 as requested by the Senate.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

## REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee to whom was referred House Bill No. 30 have had the same under consideration and recommend that the Senate recede from its amendments.

C. W. McGRAY,  
L. C. ALBRECHT,  
W. E. MARTIN,  
L. D. WILEY,  
C. C. TURNER,  
A. M. THOMPSON.

Mr. McGray moved that the report be adopted, which motion prevailed.

Mr. Jacobsen moved that House Bill No. 230 be placed on the Calendar for third reading and final passage, which motion prevailed.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Mudgett moved that Senate Bill No. 219 be returned to the House.

Mr. Gibbens moved to lay that motion on the table, which motion was lost.

The question being on the motion to return Senate Bill No. 219, which motion prevailed.

Mr. Overson moved not to concur in the House Amendments to Senate Bill No. 184 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee, Messrs. Overson, Bond and Kirkeide.

Mr. Nelson moved that the Senate do concur in the House Amendments to Senate Bill No. 264, which motion prevailed.

Mr. Kretschmar moved that the Senate do concur in the House Amendments to Senate Bill No. 151, which motion prevailed.

Mr. Nelson of Rolette moved that the Senate do not concur in the House Amendments to Senate Bill No. 283 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Committee Messrs. Nelson of Rolette, Allen and McBride.

Mr. Overson moved that the President appoint a Conference Committee on House Bill No. 33, which motion prevailed.

The President appointed as such Committee Messrs. Hyland, Wartner and Allen.

Mr. Rowe moved that the House Concurrent Resolution relating to Frank Aughney be referred to the Committee on Appropriations, which motion prevailed.

Mr. Allen moved that the Senate concur in the House Concurrent Resolution relating to furniture of the Committee Rooms, which motion prevailed.

Mr. Mudgett moved that further consideration of Senate Bill No. 260 be deferred one day, which motion prevailed.

Mr. Bond moved that further consideration of Senate Bill No. 64 be deferred until tomorrow, which motion prevailed.

Mr. Sandstrom moved that further consideration of Senate Bill No. 214 be deferred one day, which motion prevailed.

Mr. Bronson moved that the Senate concur in the House Amendments to Senate Bill No. 98, which motion prevailed.

Mr. Mallough moved that the Senate concur in the House Amendments to Senate Bill No. 210, which motion prevailed.

Mr. Gardiner moved that the Senate concur in the House Amendments to Senate Bill No. 127, which motion prevailed.

Mr. McGray moved that House Bill No. 30 be placed on the Calendar for third reading and final passage, which motion prevailed.

Mr. Wartner moved that the Senate take a Recess until 10 o'clock A. M., tomorrow morning, which motion prevailed and the Senate took a Recess.

M. J. GEORGE,  
Secretary.

FIFTY-EIGHTH DAY AFTER RECESS AND FIFTY-  
NINTH DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

The Senate convened at 10 o'clock A. M., pursuant to recess taken, the President presiding.

Mr. Bond moved that the Senate do not concur in the House amendments to Senate Bill No. 64 and that a Conference Committee be appointed to act on same, which motion prevailed.

The President appointed as such committee Messrs. Davis, Jacobsen and Gronvold.

Mr. Sandstrom moved that the Senate do now concur in the House amendments to Senate Bill No. 214, which motion prevailed.

Mr. Mallough moved that the rules be suspended and that Senate Bill No. 210 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Albrecht moved that Senate Bill No. 276 be recalled from the House, which motion prevailed.

Mr. Gardiner moved that the rules be suspended and that Senate Bill No. 127 be placed on the calendar for third reading and final passage, which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 127.

A bill for an Act to provide for a county aid to rural graded and consolidated schools.

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Overson
Allen	Leutz	Paulson
Barnes	Lindstrom	Porter
Bond	Mallough	Porterfield
Bonzer	Martin	Putnam
Bronson	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. F'ks.	Vail
Hamilton	Nelson, Richl'd	Wartner
Jacobsen	Nelson, Rolette	Young
Kirkeide		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Hoverson	Hyland
Heckle	Hughes	Loftsgaard

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

The question being on the final passage of the bill, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	McGray
Allen	Hamilton	McLean
Barnes	Jacobsen	Mudgett
Bond	Kirkeide	Murphy
Bonzer	Kretschmar	Nelson, G. F'ks
Bronson	Leutz	Nelson, Richl'd
Davis	Lindstrom	Nelson, Rolette
Englund	Mallough	Overson
Ellingson	Martin	Paulson
Gardiner	McBride	Porter
Gibbens	McFadden	Putnam

Messrs.	Messrs.	Messrs.
Rowe	Steele	Vail
Sandstrom	Thoreson	Wartner
Sikes	Trageton	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Hughes	Loftsgaard
Heckle	Hyland	Porterfield
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Mudgett moved that the Senate do concur in the House Amendments to Senate Bill No. 260 and that the rules be suspended and the bill be placed on the calendar for third reading and final passage, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to inform you that the Speaker has appointed Messrs. Bratton, Grow and Purcell as conferees on Senate Bill No. 283.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 331 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Westdal, Smith of Ward and Devit.

Also, I have the honor to return herewith Senate Bill No. 308.

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268. of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 of said Compiled Laws.

Which the House has amended as follows:

On page four (4) line one (1), Section 11265 of the printed bill, after the title quoted, "disposition of moneys earned", strike out the entire section and insert in lieu thereof, the following:

"The warden of the state penitentiary shall keep an inmates account ledger in which shall be opened an

account with each inmate and the earnings of each inmate to whom money is paid, shall be distributed monthly as herein provided in the temporary aid account, the prisoners general benefit fund, and the personal account of each prisoner and the dependent relative account of such prisoners as have relatives dependent upon them for support, and the warden shall furthermore keep an accurate account for all moneys deposited from any source whatsoever to the inmates personal account, and also an account of the inmates general benefit fund, showing in each case all receipts and expenditures. The earnings paid to all prisoners having dependent relatives shall be distributed as follows: There shall be mailed monthly to the dependent relative of each prisoner, upon request, fifty per cent of his gross earnings and five per cent of each prisoner's gross earnings shall be deposited monthly to the credit of the prisoners' general benefit fund, and five per cent is to be placed to the credit of his personal account. The remaining forty per cent of the prisoner's gross earnings shall be deposited monthly to the credit of his temporary aid account, until he shall have accumulated the sum of fifty (\$50.00) dollars to his credit, or such portion thereof as he shall have earned at the expiration of his sentence which sum shall be paid him in full upon his final discharge. All moneys earned by a prisoner having a relative dependent upon him for support, after he has accumulated the sum of fifty (\$50.00) dollars to his credit in the temporary aid account shall be apportioned as follows: There shall be mailed monthly to said dependent relative of each prisoner upon request, seventy-five per cent of the gross earnings of said prisoner, and ten per cent deposited to the credit of the prisoners' general benefit fund and the remaining fifteen per cent placed to the credit of his personal account. The gross earnings paid to all prisoners not having relatives dependent upon them for support, shall be distributed as follows: Five per cent of the moneys earned by each prisoner shall be placed to the credit of the prisoner's personal account and five per cent of the money earned by each prisoner shall be placed to the credit of the prisoner's general benefit fund, and the remainder placed to the credit of the temporary aid account of each prisoner until he shall have accumulated the sum of fifty (\$50.00) dollars, to his credit or such portion thereof as he shall have earned at the expiration of his sentence, which sum shall be paid him in full upon his final discharge. The gross earnings of a prisoner having no

relatives dependent upon him for support, after accumulating the aforesaid fifty (\$50.00) dollars, shall be distributed equally, one half to be placed to the credit of his personal account and the other half to the credit of the prisoners' general benefit fund which fund provides for the maintaining of the entertainments and amusements carried on for the benefit of all prisoners at the penitentiary. Any prisoner who requires medical, surgical or dental treatment, not provided by the state, may use the money to his credit in any fund to defray the expense of such treatment. This money to the credit of any prisoner who escapes or violates parole, shall be used to pay for the expense of apprehension and capture, and if said escaped prisoner or parole violator is not apprehended and captured within the time of one year from the date of his escape, the money to the credit of such escaped prisoner or parole violator shall be forfeited and turned into the credit of the prisoners' general benefit fund. Provided, however, that in case such escaped prisoner or parole violator is apprehended and captured at any time after the expiration of one year, the money to the credit of such escaped prisoner or parole violator which has been transferred to the prisoners' general benefit fund shall revert from the prisoners' general benefit fund, in so far as necessary in paying for the expense incurred in apprehending and capturing said escaped prisoner or parole violator".

On page four (4), line eighteen (18), of the printed bill, after the word "funds", insert the following: "of the Penitentiary or the funds of the industries carried on at the penitentiary".

At the end of the bill insert the following:

"Sec. 10. Emergency.) An emergency is hereby declared to exist, and this Act shall take effect immediately after its passage and approval".

And passed as amended.

Also, Senate Bill No. 187.

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

Which the House has amended as follows:

Strike out Sec. 9566 and insert in lieu thereof the following:

"Section 9566. Rape in the First and Second Degrees Defined. Punishment.) Rape is rape in the first degree:

1. In all cases in which the person committing the

offense is twenty-four years of age, or over, at the time of the commission of the offense; and,

2. In all cases in which the offense is committed under the conditions described in sub-divisions 2, 3, 4, 5, 6 and 7 of Section 9563, or either of them, and in which the person committing the offense is twenty years of age, or over, at the time of the commission of the offense.

Rape is rape in the second degree:

1. In all cases in which the offense is committed under the conditions described in sub-divisions 2, 3, 4, 5, 6 and 7 of Section 9563, or either of them, and in which the person committing the offense is seventeen years of age and under twenty years of age at the time of the commission of the offense; and,

2. In all other cases in which the person committing the offense is twenty years of age and under twenty-four years of age and the female is under eighteen years of age at the time of the commission of the offense.

Rape in the first degree shall be punished by imprisonment in the state penitentiary for not less than one year.

Rape in the second degree shall be punished by imprisonment in the state penitentiary for not less than one year, or, in case the defendant is a minor, either by imprisonment in the state penitentiary for no less than one year or by commitment to the state reform school for not less than one year in the discretion of the court".

And passed as amended.

Also, Senate Bill No. 174.

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made thereof.

Which the House has amended as follows:

Strike out Sec. 1 of the printed bill and insert in lieu thereof the following:

"Sec. 1. Every settlement or adjustment of a cause of action and every contract of retainer or employment to prosecute an action for damages on account of any personal injuries shall be voidable at the option of the person so injured, if made within thirty days after the injury, or after thirty days if made while the person so injured is still suffering from his injury to such an extent as to make it reasonably appear that he was not in condition to act intelligently in the protection of his rights".

In line 2 of Sec. 2 of the printed bill change "six" to "three".

And passed as amended.

Also, I have the honor to return herewith Senate Bill No. 1.

A bill for an Act prescribing the liability of an employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, and in regulating procedure for the determination of liability and compensation thereupon in certain cases.

Which the House has indefinitely postponed.

Also, Senate Bill No. 209 which failed to pass.

Also, I have the honor to inform you that the House requests the return of Senate Bill No. 281.

Also, I have the honor to return herewith Senate Bill No. 137.

A bill for an Act to amend Sections 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

Which the House has amended as follows:

In line 10 of the printed bill strike out "and" where it first appears and insert "comma".

In line 10 strike out "in" and change "Senator" to "Senators".

Strike out all of lines 11, 12, 13, 14, 15 and 16 and including the word "committees" in line 17.

And passed as amended.

Also, Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

Which the House has amended as follows:

On page 5, line 13, of the printed bill, after the word "proper" change the period to a comma, and add the following: except the twine plant, which inventory shall be taken September first of each year".

On page 5, line 15, strike out the word "semi".

And passed as amended.

Also, Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Which the House has amended as follows:

In Section 1, line 3, after the word "real" insert the word "or".

In line 13, Section 1, after the word "thereto" insert the following "provided, that road taxes levied under Section 1945, Compiled Laws of North Dakota for 1913, shall be exempt from the provisions of this Section".

And passed as amended.

Also, I have the honor to return herewith Senate Bill No. 180.

A bill for an Act providing for salaries for county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 5492, 3494, 3500 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2587, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

Also, Senate Bill No. 217.

A bill for an Act to amend Section 669 of the Compiled Laws of North Dakota for 1913, relating to the bonds of county, township, city, village or school district officers, and repealing Section 664 of the Compiled Laws for 1913, relating to the bonds of county treasurers.

Also, Senate Bill No. 274.

A bill for an Act providing for the making and keeping of tax receipts and repealing all Acts and parts of Acts inconsistent with the provisions of this Act.

Also, Senate Bill No. 276.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering or discontinuing roads.

Also, Senate Bill No. 315.

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties.

Which the House has indefinitely postponed.

Also, I have the honor to return herewith Senate Bill No. 275.

A bill for an Act to provide for the construction of sidewalks in unincorporated towns and villages.

Also, Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

Also, Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey county.

Also, Senate Bill No. 236.

A bill for an Act authorizing the board of county commissioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

Which the House has passed unchanged.

Very respectfully,

W. D. AUSTIN,

Chief Clerk.

### THIRD READING OF SENATE BILLS

Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Davis	Kretschmar
Allen	Ellingson	Leutz
Barnes	Gardiner	Lindstrom
Bond	Gibbens	Mallough
Bonzer	Gronvold	Martin
Bronson	Hamilton	McBride
Clark	Kirkeide	McFadden

Messrs.	Messrs.	Messrs.
McGray	Overson	Sikes
McLean	Paulson	Steele
Mudgett	Porter	Thoreson
Murphy	Porterfield	Trageton
Nelson, G. Fks.	Putnam	Vail
Nelson, Richl'd	Rowe	Young
Nelson, Rolette	Sandstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hughes	Loftsgaard
Heckle	Hyland	Wartner
Hoverson	Jacobsen	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Bronson moved that the Senate return Senate Bill No. 281 to the House on its request, which motion prevailed.

Mr. Davis moved that the President appoint a Conference Committee to meet a like committee of the House to act on House Bill No. 331, which motion prevailed.

The President appointed Messrs. Leutz, McBride and Jacobsen.

Mr. Bronson moved that the Senate do concur in the House amendments to Senate Bill No. 174, which motion prevailed.

Mr. Bronson moved that the rules be suspended and that Senate Bill No. 174 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Sandstrom moved that the rules be suspended and that Senate Bill No. 214 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Wartner moved that the Senate do now concur in the House amendments to Senate Bill No. 137, and that the rules be suspended and the same be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Murphy moved that the Senate do now concur in the House amendments to Senate Bill No. 109, and that the rules be suspended and the same be placed on the calendar for third reading and final passage, which motion prevailed.

## REPORTS OF SEPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee to whom was referred Senate Bill No. 156, beg leave to report that after consideration of the same, the House committee has recommended to that body that it recede from its amendments.

For the House:

C. E. KNOX,  
M. G. MYHRE,  
L. H. BRATTON.

For the Senate:

F. W. VAIL,  
J. E. DAVIS,  
W. R. BOND.

Mr. Vail moved that the report be adopted, which motion prevailed.

## THIRD READING OF SENATE BILLS

Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed weapons or explosives, unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. Fks.	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Leutz	Loftsgaard
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 137.

A bill for an Act to amend Sections 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. Fks.	Wartner
Hughes	Nelson, Richl'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Leutz	Loftsgaard
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Davis moved that the Senate do now concur in the House amendments to Senate Bill No. 279 and that the rules be suspended and the same be placed on the calendar for third reading and final passage, which motion prevailed.

Also, Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Clark	Gronvold
Allen	Davis	Hamilton
Barnes	Englund	Heckle
Bond	Ellingson	Hyland
Bonzer	Gibbens	Jacobsen
Bronson	Gardiner	Kirkeide

Messrs.	Messrs.	Messrs.
Kretschmar	Nelson, G. F'ks	Sandstrom
Lindstrom	Nelson, Richl'd	Sikes
Mallough	Nelson, Rolette	Steele
Martin	Overson	Thoreson
McFadden	Paulson	Trageton
McGray	Porter	Vail
McLean	Porterfield	Wartner
Mudgett	Putnam	Young
Murphy	Rowe	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Leutz	McBride
Hughes	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Bronson moved that the rules be suspended and that Senate Bill No. 98 be placed on the calendar for third reading and final passage, which motion prevailed.

Also, Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bond	Kretschmar	Porterfield
Bonzer	Lindstrom	Putnam
Bronson	Mallough	Rowe
Clark	Martin	Sandstrom
Davis	McFadden	Sikes
Englund	McGray	Steele
Ellingson	McLean	Thoreson
Gardiner	Mudgett	Trageton
Gibbens	Murphy	Vail
Gronvold	Nelson, G. F'ks	Wartner
Hamilton	Nelson, Richl'd	Young
Heckle	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Leutz	McBride
Hughes	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanics' liens, the time of commencing suit and limitations thereon.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. Fks.	Wartner
Heckle	Nelson, Richl'd	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Loftsgaard	Mudgett
Hoverson	McBride	Vail

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Vail moved that House Bill No. 122 be placed at the head of the calendar for third reading and final passage, which motion prevailed.

Mr. Vail moved that further consideration of House Bill No. 122, be indefinitely postponed, which motion prevailed.

### THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 355, the roll was called and there were ayes 35, nays 9, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Kretschmar
Bond	Hamilton	Leutz
Bonzer	Hoverson	Lindstrom
Bronson	Hughes	Mallough
Ellingson	Hyland	Martin
Gardiner	Jacobsen	McBride
Gibbens	Kirkeide	McGray

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
McLean	Overson	Steele
Mudgett	Porterfield	Thoreson
Nelson, G. Fks.	Putnam	Vail
Nelson, Richl'd	Sandstrom	Wartner
Nelson, Rolette	Sikes	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Albrecht	McFadden	Rowe
Clark	Murphy	Trageton
Davis	Paulson	Young

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Barnes	Heckle	Porter
Englund	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 360.

A bill for an Act relating to qualifications of signers on petition to county commissioners.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 27, nays 12, absent and not voting 10.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Albrecht	Gronvold	Nelson, Richl'd
Barnes	Hamilton	Nelson, Rolette
Bond	Hyland	Porterfield
Bonzer	Leutz	Putnam
Bronson	Martin	Steele
Clark	McBride	Thoreson
Davis	McLean	Vail
Gardiner	Mudgett	Wartner
Gibbens	Nelson, G. Fks.	Young

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Ellingson	Lindstrom	Paulson
Jacobsen	McFadden	Rowe
Kirkeide	McGray	Sikes
Kretschmar	Overson	Trageton

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Allen	Hughes	Murphy
Englund	Loftsgaard	Porter
Heckle	Mallough	Sandstrom
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 328.

A bill for an Act to amend Section 1990p of the Compiled Laws of 1913, relating to the payment of highway taxes.

Was read the third time.

Mr. McGray moved that further consideration of House Bill No. 328 be indefinitely postponed, which motion was lost.

Mr. Kretschmar moved that House Bill No. 328 be placed at the foot of the calendar, which motion prevailed.

Also, House Bill No. 321.

A bill for an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers.

Was read the third time.

Mr. Gibbens moved that House Bill No. 321 be placed at the foot of the calendar to be considered in connection with House Bill No. 328, which motion prevailed.

Also, House Bill No. 409.

A bill for an Act to provide for the distribution of agricultural publications.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Young
Hughes	Nelson, Richl'd	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ailen	Kretschmar	Nelson, Rolette
Heckle	Loftsgaard	Wartner
Hoverson	McBride	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 439.

A bill for an Act to amend and re-enact Section 2579 of the Compiled Laws of North Dakota of 1913 relating to expense chargeable against the estate of insane persons.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 38, nays 2, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Barnes	Kretschmar	Porter
Bond	Leutz	Porterfield
Bonzer	Lindstrom	Putnam
Bronson	Mallough	Rowe
Clark	McBride	Sandstrom
Davis	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Young
Jacobsen	Nelson, Rich'd	

Messrs. Martin and Paulson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hoverson	Loftsgaard
Englund	Hughes	Nelson, Rolette
Heckle	Hyland	Wartner

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Kretschmar moved that the Senate take a recess of ten minutes, which motion prevailed.

AFTER RECESS

Mr. Overson moved that the Senate do now concur in the House amendments to Senate Bill No. 187, and that the rules be suspended and the same be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Overson moved that the Senate do now concur in the House amendments to Senate Bill No. 308, and that the rules be suspended and the same be placed on the calendar for third reading and final passage, which motion prevailed.

On motion the Senate returned to the Sixth Order of Business.

## REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred House Concurrent Resolution relating to Frank Aughney.

Have had the same under consideration and recommend that the Senate do concur therein.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

The question being on the concurring of the Senate in House Concurrent Resolution relating to Frank Aughney, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Lindstrom	Porter
Bonzer	Mallough	Porterfield
Bronson	Martin	Putnam
Clark	McBride	Rowe
Englund	McFadden	Sandstrom
Ellingson	McGray	Sikes
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Wartner
Hyland	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hughes	Loftsgaard
Heckle	Leutz	Steele
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the Senate concurred.

Also, your Committee on Appropriations to whom was referred House Bill No. 488.

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 Sections 652 and 654 of the Compiled Laws of 1913, and all other Acts and parts of Acts in so far as the same relate to

appropriations conflicting herewith, or to appropriations for the same matters or purposes provided for herein.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the title of the engrossed bill, after the word "Sections", insert the figures "141 , 155"; in same line, after the figure "654", insert "Sub-division 9 of Section 5146 and Section 5146a".

Sub-division 3, line 6 of the engrossed bill, strike out the figure "3", and insert in lieu thereof the figure "4".

In the same line, strike out the figures "5,400.00" and insert in lieu thereof "7,200.00".

In last line of sub-division 3, strike out the figures "70,375.00" and insert in lieu thereof the figures "72,175.00".

In sub-division 6, line 2 of the engrossed bill, strike out the figures "2,000.00" and insert in lieu thereof "1,800.00"; and in the same line, strike out the figures "4,000.00" and insert in lieu thereof "3,600.00"; in the last line, strike out the figures "55,900.00" and insert in lieu thereof "55,400.00".

In line 3, sub-division 9, of the engrossed bill, strike out the figures "2,000.00" and insert in lieu thereof the figures "1,800.00"; and in the same line, strike out the figures "4,000.00" and insert in lieu thereof "3,600.00". In the last line, strike out the figures "20,550.00" and insert "20,150.00".

In sub-division 13, line 3 of engrossed bill, strike out the figures "2,000.00" and insert in lieu thereof the figures "1,800.00"; in the same line, strike out the figures "4,000.00" and insert in lieu thereof the figures "3,600.00"; in the last line, strike out the figures "20,650.00" and insert "20,250.00".

In sub-division 16, line 3, of engrossed bill, strike out the figures "2,000.00" and insert in lieu thereof the figures "1,800.00"; in the same line, strike out the figures "4,000.00" and insert "3,600.00"; in the last line, strike out the figures "45,515.00" and insert in lieu thereof the figures "45,115.00".

In line 6, strike out the figures "2,000.00" and insert in lieu thereof the figures "1,800.00"; in the same line, strike out the figures "8,000.00" and insert in lieu thereof "7,200.00".

In the last line, strike out the figures "88,900.00" and insert in lieu thereof the figures "88,100.00".

In sub-division 30, line 3, engrossed bill strike out the figures "12,000.00" and insert in lieu thereof "14,000.00".

After the word "laboratory", in the same line, insert the words "and sub-laboratory at Minot".

In the same line, strike out the figures "15,840.00" and insert "17,840.00".

Sub-division 32, line 1, engrossed bill, strike out the figures "12,000.00" and insert in lieu thereof the figures "16,000.00".

In the last line, strike out the figures "15,000.00" and insert in lieu thereof "19,000.00".

Sub-division 46, line 1, engrossed bill, after the word "maintenance", insert the following: "and deficit, \$9,000.00";

In the last line, strike out figures "12,008.00" and insert in lieu thereof "21,008.00".

Section 4, line 2, of the engrossed bill, after the figures "1913", where they last appear in line 2, insert the following: "Sections 141, 155 and Sub-division 9 of Section 5146 and Section 5146a of the Compiled Laws of 1913".

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,

Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

March 4th, 1915.

*Mr. President:*

I have the honor to inform you that the House requests the return of Senate Bill No. 180.

Also, I have the honor to return herewith Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

Which the House has amended as follows:

In line 11, Sec. 1 after the word "Groceries" insert "other provisions". At end of line 16, insert "Provided: this Act shall not apply to accounts and debts contracted prior to passage of this Act".

And passed as amended.

Very respectfully,

W. D. AUSTIN,

Chief Clerk.

Mr. Kretschmar moved that Senate Bill No. 180 be returned to the House on its request, which motion prevailed.

Mr. Albrecht moved that the Senate do now concur in the House amendments to Senate Bill No. 193, and that the rules be suspended and the same be placed on the calendar for third reading and final passage, which motion prevailed.

REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee to whom was referred Senate Bill No. 283, beg leave to report that after consideration of the same, the Senate committee reports that the House recedes from its amendment in line 35 of printed bill, the Senate committee accepting amendment inserted at the end of bill.

For the House:

L. H. BRATTON,  
C. A. GROW,  
J. T. PURCELL.

For the Senate:

A. L. NELSON,  
M. L. MCBRIDE,  
H. W. ALLEN.

Mr. Nelson of Rolette moved that the report be adopted, which motion prevailed.

Mr. Nelson of Rolette moved that the rules be suspended and that Senate Bill No. 283 be placed on the calendar for third reading and final passage, which motion prevailed.

THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 187 as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aibrecht	Hamilton	McFadden
Allen	Heckle	McGray
Barnes	Hyland	McLean
Bond	Jacobsen	Mudgett
Bonzer	Kirkeide	Murphy
Bronson	Kretschmar	Nelson, G. F'ks
Clark	Leutz	Nelson, Rich'd
Englund	Lindstrom	Nelson, Rolette
Gardiner	Mallough	Overson
Gibbens	Martin	Paulson
Gronvold	McBride	Porter

Messrs.	Messrs.	Messrs.
Porterfield	Sikes	Vail
Putnam	Steele	Wartner
Rowe	Thoreson	Young
Sandstrom	Trageton	
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Davis	Hoverson	Loftsgaard
Ellingson	Hughes	
Messrs. Hoverson and Loftsgaard being excused.		
So the bill passed and the title was agreed to.		

The question being on the final passage of Senate Bill No. 308, the roll was called and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bond	Leutz	Porterfield
Bonzer	Lindstrom	Putnam
Bronson	Mallough	Rowe
Clark	Martin	Sandstrom
Davis	McBride	Sikes
Englund	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hamilton	Nelson, G. F'ks	Vail
Heckle	Nelson, Rich'd	Wartner
Hughes	Nelson, Rolette	Young
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Ellingson	Kretschmar	McFadden
Gardiner	Loftsgaard	McGray
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 12, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Davis	Jacobsen
Allen	Englund	Kretschmar
Bond	Gronvold	Leutz
Bonzer	Hamilton	Mallough
Bronson	Heckle	McFadden
Clark	Hyland	McLean

Messrs.	Messrs.	Messrs.
Mudgett	Paulson	Rowe
Murphy	Porter	Steele
Nelson, G. Fks.	Porterfield	Thoreson
Nelson, Rolette	Putnam	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	McGray	Sikes
Gibbens	Nelson, Rich'd	Trageton
Kirkeide	Overson	Wartner
Martin	Sandstrom	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hughes	McBride
Gardiner	Lindstrom	Vail
Hoverson	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following  
Concurrent Resolution:

*Whereas*, It appears that one James S. Good was insured against hail in the year 1911 through the state hail insurance department of the State of North Dakota, and,

*Whereas*, After an examination of the facts surrounding the said insurance of the said James S. Good during the said year by the Joint Appropriation Committee of this Legislative Body, it appears that the said James S. Good did suffer a loss by hail in LaMoure County in the year 1911, and that he made a proper report to the county commissioners of LaMoure County as provided by law and in accordance with a contract for insurance and it further appearing, that the county commissioners of LaMoure County failed to adjust the said loss and to report the same to the hail department, and,

*Whereas*, It appears that his said loss estimated, in accordance with similar losses in the hail department of the state for the said year would have amounted to two hundred seventy dollars for which amount the said James S. Good was well and truly entitled, and,

*Whereas*, It appears that the said amount was not paid for by the hail insurance department of the state during the said year of 1911, and at no time since ow-

ing to the fact that no adjustment of the said claim had been made, and,

*Whereas*, It appears that the said James S. Good has attempted to collect the said amount from the State of North Dakota in the courts thereof and the courts have refused him the relief asked, and,

*Whereas*, It appears to your committee that the said claim of the said James S. Good in the sum of two hundred seventy dollars is a just and valid claim.

*Therefore Be It Resolved by the House of Representatives the Senate Concurring*, That it be the sense of this legislative body that the hail insurance department of the State of North Dakota pay to the said James S. Good the sum of two hundred seventy dollars out of the proceeds of the said department from its' business done in the year 1915 and thus forever settle the said disputed claim and satisfy the said James S. Good.

*Be It Further Resolved*, That a certified copy of this resolution be filed in the office of the commissioner of insurance of the State of North Dakota."

Which the House adopted and your favorable consideration is respectfully requested.

Mr. Allen moved that the House Concurrent Resolution relating to James S. Good be referred to the Committee on Judiciary, which motion prevailed.

Also, I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 458.

Also, House Bill No. 471.

Also, House Bill No. 337.

Also, House Bill No. 344.

And House Bill No. 426.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 64, Messrs Fraser, Torson and Liudahl.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 184 Messrs. Odland, Carney and Harty.

Very respectfully,

W. D. AUSTIN,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 283, the roll was called and there were ayes 38, nays 2, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Porter
Barnes	Kirkeide	Porterfield
Bond	Leutz	Putnam
Bonzer	Mallough	Rowe
Bronson	Martin	Sandstrom
Clark	McBride	Sikes
Englund	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Wartner
Heckle	Nelson, Gr. F'ks.	Young
Hughes	Nelson, Rolette	

Messrs. Nelson of Richland and Paulson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hoverson	Loftsgaard
Ellingson	Kretschmar	McFadden
Gardiner	Lindstrom	Vail

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

House Bill No. 327.

A bill for an Act to amend and re-enact Section 4398 of the Compiled Laws of North Dakota for the year 1913, the same being Section 4067 of the Revised Codes of 1905, relating to the dissolution of marriage.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 40, nays 3, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rolette
Allen	Leutz	Overson
Barnes	Lindstrom	Porter
Bond	Mallough	Porterfield
Bonzer	Martin	Putnam
Clark	McBride	Rowe
Englund	McFadden	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Steele
Hamilton	Mudgett	Thoreson
Heckle	Murphy	Vail
Hughes	Nelson, G. F'ks	Wartner
Hyland	Nelson, Richl'd	Young
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Paulson	Trageton

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Gardiner	Kretschmar
Ellingson	Hoverson	Loftsgaard

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 293.

A bill for an Act to amend and re-enact Section 8203 of the Compiled Laws of North Dakota for 1913, relating to the eminent domain.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 35, nays 5, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Porterfield
Allen	Lindstrom	Putnam
Barnes	Mallough	Rowe
Bond	McBride	Sandstrom
Bonzer	McGray	Sikes
Clark	McLean	Steele
Englund	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Heckle	Nelson, G. Fks.	Vail
Hughes	Nelson, Richl'd	Wartner
Jacobsen	Nelson, Rolette	Young
Kirkeide	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Martin	Paulson
Hamilton	McFadden	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Gronvold	Kretschmar
Ellingson	Hoverson	Loftsgaard
Gardiner	Hyland	Overson

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Porterfield moved that House Bill No. 449 be placed at the foot of the calendar, which motion prevailed.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to inform you that the House has con-

curred in Senate amendments to House Bill No. 356.

Also, House Bill No. 60.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

On motion the Senate returned to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Mr. Allen moved that the Senate take a Recess until 1:15 P. M., which motion prevailed.

#### AFTER RECESS

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 317.

A bill for an Act entitled an Act to define the crime of fornication and providing punishment therefor.

Which the House has amended as follows:

Strike out in lines 2 and 3 of the printed bill the words "under circumstances which do not constitute rape or adultery"; strike out in line 8 the words "twenty-one" and substitute "eighteen" therefor; strike out beginning with the word "guilty" in line 9 the remainder of that, all of lines 10 and 11 and line 12 up to and including the word "court", and substitute in lieu thereof the following: "punished by a fine of not more than \$100.00 or by imprisonment in the county jail not to exceed thirty days or by both such fine and imprisonment. When any person under eighteen years of age is accused of said crime, such minor shall be proceeded against under the provisions of Chapter 23 of the Code of Criminal Procedure of the Compiled Laws of North Dakota for 1913 and Acts amendatory thereof".

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Overson moved that the Senate do now concur in the House amendments to Senate Bill No. 317 and that the rules be suspended and the same placed on the calendar for third reading and final passage, which motion prevailed.

## REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee to whom was referred House Bill No. 33, beg leave to report that they have had the same under consideration and recommend that the amendments as shown on page 5 of the House Journal of March 2nd be further amended as follows:

In Section 2 of the bill as printed in the journal, that the word "eighty" in line 5 of Section 2 be stricken out and that the word "fifty" be inserted in lieu thereof.

And when so amended recommend the same do pass.

FRANK H. HYLAND,  
ALOYS WARTNER,  
H. W. ALLEN,  
B. C. DICKINSON,  
E. O. HARALDSON,  
HENRY O'KEEFE, JR.

Mr. Hyland moved that the report be adopted, which motion prevailed.

Mr. Hyland moved that the rules be suspended and House Bill No. 33 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Nelson of Rolette moved that the rules be suspended and that Senate Bill No. 264 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Jacobsen moved that the vote by which the Senate concurred in the House amendments to Senate Bill No. 174 be reconsidered, which motion was lost.

Mr. Leutz moved that the Senate do now concur in the House amendments to Senate Bill No. 196, and that the rules be suspended and the same placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Overson moved that the Senate do now concur in the House amendments to Senate Bill No. 306, and that the rules be suspended and the same placed on the calendar for third reading and final passage, which motion prevailed.

## THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 317 as amended, the roll was called and there were ayes 40, nays 2, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Leutz	Paulson
Bonzer	Lindstrom	Porter
Bronson	Mallough	Putnam
Clark	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gardiner	Mudgett	Thoreson
Hamilton	Murphy	Trageton
Heckle	Nelson, G. F'ks	Vail
Hughes	Nelson, Rich'd	Wartner
Hyland		

Messrs. Porterfield and Young voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hoverson	Loftsgaard
Gibbens	Kretschmar	Martin
Gronvold		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, the question being on the final passage of Senate Bill No. 264, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Loftsgaard
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Hughes moved that the Senate take a recess of fifteen minutes, which motion prevailed.

## AFTER RECESS

Mr. McLean moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

## FIFTY-NINTH DAY

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hoverson and Loftsgaard, who were excused.

## REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifty-Seventh Day After Recess and Fifty-Eighth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

## PETITIONS AND COMMUNICATIONS

VELVA, N. DAK.,  
March 2nd, 1915.

*To the Honorable Senate of the State of North Dakota,  
Bismarck, North Dakota:*

We, the undersigned petitioners do hereby respectfully ask and urge that a recall be made of the board of control appointees in and for the state of North Dakota, on the ground and for the reason that they are derelict in duty, that they have squandered the funds necessarily appropriated for this purpose, and they have mismanaged the same and have conclusively

shown that they are wholly incompetent to discharge the duties incumbent upon them for the office and for the proper fulfillment of their duties as such board of control. That they seem to be incompetent and wholly unfit to perform the obligations for which they were appointed.

We, the undersigned, are all residents of the State of North Dakota, freeholders and citizens of the United States, and to this petition we urgently ask that it be given prompt attention.

(Signed) W. I. Barnes and 50 others.

Mr. Jacobsen presented the following petition:

*To the Members of the Fourteenth Legislative Assembly of the State of North Dakota, Honorable Gentlemen:*

We ask you to use your best efforts by vote and speech to checkmate the proposition of a state-owned terminal elevator at either Fargo or any other point.

We, as farmers and taxpayers of the State of North Dakota do not see any benefit in such an elevator or elevators to offset the large expenditures involved in building and maintaining the same, as we find that our burden of taxes is now about all we can stand.

And Further: The present agitation appears to be more to the interest and benefit of a very few rather than the grain growers of North Dakota.

(Signed) J. H. Marks, and 75 others.

Mr. Bond presented the following petitions:

*To the Senators and Representatives of the North Dakota Legislature, Bismarck, North Dakota:*

We, the undersigned, voters of North Dakota, do hereby petition you to provide the farmers of this state with a terminal elevator for the handling of farmers' grain. Same to be located in the City of St. Paul, Minnesota. We urgently petition you to use all means within your power to comply with the request herein set forth.

(Signed) H. A. Kluver, and 51 others.

MINOT, NORTH DAKOTA,  
Jan. 29th, 1915.

We, the farmers of Minot and vicinity in meeting assembled respectfully call the attention of the Legislative Assembly of this state to the fact that because of abuses in the terminal markets whereby our grain is subject to conditions that result in material loss to

the farmers in this state and make necessary the establishment of a state owned terminal elevator,

*Therefore, Be It Resolved,* That we urge immediate and favorable action by this legislature on the proposition of erecting a state-owned terminal elevator in the City of St. Paul.

(Signed) Thorwald Mostad, Minot, N. Dak.; J. M. Vatsvog, Upham, N. Dak.; L. A. Trudell, Deering, N. Dak.; A. F. Thomas, Deering, N. Dak.

Unanimously adopted.

(Signed) Anthony Walton, Secretary.

Mr. Putnam presented the following petition:

*To Senator T. N. Putnam and the Fourteenth Legislative Assembly:*

We, the undersigned ask you to vote and work for a state owned and controlled elevator at St. Paul. 83 per cent. of the voters of North Dakota demand it.

(Signed) T. K. Ellingson, and 52 others.

Mr. Sandstrom presented the following petition:

For terminal elevator, directed to Senator L. P. Sandstrom, C. C. Jacobsen, H. C. Harty, E. O. Haroldson and Walter Master.

We, the undersigned, favor a terminal elevator in St. Paul, Minnesota and hereby petition you, our State Senator and Representatives, to vote for said elevator.

(Signed) L. L. Stair and 412 others.

## REPORTS OF STANDING COMMITTEES

### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Also, Senate Bill No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment

of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Also, Senate Bill No. 208.

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages; and prescribing penalty for failure to comply with the provisions of this Act.

Also, Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

Also, Senate Bill No. 149.

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the dairy department in the department of agriculture and labor.

Also, Senate Bill No. 268.

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.

Also, Senate Bill No. 216.

A bill for an Act relating to the liability of common carriers by railroad to their employees in certain cases.

Also, Senate Bill No. 201.

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation of schools.

Also, Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the Hospital for the Insane at Jamestown.

Also, Senate Bill No. 226.

A bill for an Act to amend Section 1145 of the Com-

piled Laws of 1913, relating to the naming of school districts.

Also, Senate Bill No. 307.

A bill for an Act to repeal Sections 11253, 11254 and 11255 of the Compiled Laws of North Dakota for the year 1913.

Also, Senate Bill No. 254.

A bill for an Act to provide for state insurance on public buildings and making an appropriation therefor.

Also, Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

Also, Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

Also, Senate Bill No. 309.

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

Also, Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

Also, Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

Also, Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

Also, Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Also, Senate Bill No. 238.

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814 and 1817, all of the 1913 Com-

compiled Laws of North Dakota, and all relating to a uniform system of accounting.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 12.

A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

Which the House has passed unchanged.

Also, I have the honor to return herewith Senate Bill No. 218.

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

Which the House has amended as follows:

"Provided, however, that in counties wherein the county seat is not located on a railroad an election for the removal thereof may be held at any general election".

And passed as amended.

Also, Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

Which the House has amended as follows:

Strike out everything after the word "a bill" and insert the following:

"For an Act to amend Section 2361 of the Revised Codes of 1905 as amended by Chapter 61 of the Session Laws of 1907 being Section 3236 C. L. 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

*Be It Enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. That Section 2361 of the Revised Codes of 1905 as amended by Chapter 61 of the Laws of 1907 being Section 3236 C. L. 1913, of the State of North Dakota be and the same is hereby amended and re-enacted to read as follows:

Sec. 2361. Ballot. How Marked. Notice of Result.) In voting on the question, each elector must vote for the place in the county which he prefers by placing opposite the name of the place the mark (X). When the returns have been received and compared and the result ascertained by the board, if two-thirds or more of all the legal votes cast by those voting on the proposition are in favor of any particular place, the board must give notice of the result by posting notices thereof in all the election precincts in the County and by publishing a like notice in a newspaper published in the county at least once a week for four weeks; provided, however, that if at a special election called upon a thirty day notice given as provided by Section 982, C. L. 1913, by the board of county commissioners who, by the filing of the petition, are required to call the same within fifteen days thereafter, and which election must be held prior to January 1st, 1917, in any county, which, at the time said petition is presented to the board of county commissioners, has no Court House, or has a Court House building and jail the actual cash value whereof does not exceed the sum of ten thousand (\$10,000.00) dollars and which Court House at the time of filing the petition is situated in a city, town or village the nearest boundaries of which are less than four (4) miles from one of the boundary lines of said County or in a city, town or village not upon a railroad, sixty per cent of all the legal votes cast on the proposition at such election in favor of any particular place shall be sufficient to accomplish the removal of the county seat to such place and the notices herein required shall be given accordingly.

Section 2. Appraisers, Appointment of, Oath and Report.) The actual cash value of said court house, or court house building and jail, shall be determined by three appraisers who shall be disinterested electors of the judicial district and who shall be appointed by the judge of the district court upon the application, in writing, without notice, by any one or more of the petitioners for such removal, which application may be pre-

sented to such judge at any time within ten days after the presentation of the petition; such appraisers shall be appointed in writing within ten days after the application is presented to the said judge and the appraisers shall qualify by taking and filing the oath required by Section 211 of the Constitution, with the county auditor; they shall inspect said buildings and may hear testimony and they shall find the actual cash value thereof and report the same to the county auditor in writing within twenty days after their appointment and their appointment and oath shall be filed with such report.

Section 3. Appraisers, Compensation of.) The appraisers shall receive compensation at the rate of five dollars per day for all time necessarily employed in the performance of their duties and the making of their report, together with their actual expenses; the same to be audited and allowed by the board of county commissioners.

Section 4. Repeal.) All Acts or parts of Acts in conflict herewith are hereby repealed."

In Section 2361 of the amendment as printed in the Journal in line 25, strike out the word "four" and insert "three"; in same section, line 26, strike out the figure "4" and the word "miles" and insert "(3) miles and 3,000 feet".

Add at the end of Section 3 "Provided that the provisions of this Act shall not apply to county seats located near or on the border of the Missouri River".

Strike out in the amendment the figures "3000" and insert the figures "4000".

Line 32, Section 2361 add: "Provided however that this Act shall not affect county seats within four miles of the state boundary line".

And passed as amended.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Nelson of Rolette moved that the Senate do now concur in the House amendments to Senate Bill No. 218, and that the same be placed on the Calendar for third reading and final passage, which motion prevailed.

Mr. Gardiner moved that the Senate do not concur in the House amendments to Senate Bill No. 219, and that

the President appoint a Conference Committee to act on same, which motion prevailed.

The President appointed Messrs. McGray, Nelson of Rolette and Gardiner.

#### REPORT OF SELECT COMMITTEE

*Mr. President:*

The Conference Committee appointed to consider Senate Bill No. 184, recommend that said bill be amended as follows:

In line 12 of Section 1, of the amended bill, as shown in the Journal of the House for February 25th, change the word "notice" to "noticed".

In line 13 of the same section, after the word "therein", insert the following: "provided, if such notice is by mail, it shall be sixteen days from the time of mailing".

And when so amended, recommend the bill to pass.

W. B. OVERSON,  
A. J. KIRKEIDE,  
W. R. BOND,  
JOHN G. ODLAND,  
H. C. HARTY,  
E. C. CARNEY.

Mr. Overson moved that the report be adopted, which motion prevailed.

Mr. Overson moved that Senate Bill No. 184 be placed on the Calendar for final passage, which motion prevailed.

#### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 196 as amended, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Young
Heckle	Nelson, G. F'ks	

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Hoverson	Loftsgaard	Wartner
Hughes	Vail	

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, the question being on the final passage of Senate Bill No. 306 as amended, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

**Those voting in the affirmative were:**

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McFadden	Sandstrom
Ellingson	McGray	Sikes
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hamilton	Nelson, G. F'ks	Wartner
Heckle	Nelson, Rich'l'd	Young
Hyland		

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Davis	Hughes	McBride
Hoverson	Loftsgaard	Vail

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, the question being on the final passage of Senate Bill No. 218 as amended, the roll was called and there were ayes 41, nays 6, absent and not voting 2.

**Those voting in the affirmative were:**

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Barnes	Kretschmar	Porter
Bond	Leutz	Porterfield
Bonzer	Lindstrom	Putnam
Bronson	Mallough	Rowe
Clark	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gronvold	McLean	Trageton
Heckle	Mudgett	Vail
Hughes	Murphy	Wartner
Hyland	Nelson, Rich'l'd	Young
Jacobsen	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Nelson, Gr. F'ks.
Davis	Hamilton	Paulson

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the bill passed and the title was agreed to.

Also, the question being on the final passage of Senate Bill No. 184 as amended, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Bond	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. F'ks	Young
Hughes	Nelson, Rich'd	

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the bill passed and the title was agreed to.

Mr. McBride being unable to act on the Conference Committee on House Bill No. 131, the President appointed Mr. Nelson of Grand Forks in his place.

### THIRD READING OF HOUSE BILLS

House Bill No. 472.

A bill for an Act to repeal Section 650 of the Compiled Laws of North Dakota for the year 1913, relating to appropriation for contingency fund for commissioner of insurance.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Bonzer	Davis
Barnes	Bronson	Englund
Bond	Clark	Ellingson

Messrs.	Messrs.	Messrs.
Gardiner	Martin	Porterfield
Gibbens	McBride	Putnam
Gronvold	McFadden	Rowe
Hamilton	McGray	Sandstrom
Heckle	McLean	Sikes
Hughes	Mudgett	Steele
Hyland	Murphy	Thoreson
Jacobsen	Nelson, Richland	Trageton
Kirkeide	Nelson, Rolette	Vail
Kretschmar	Overson	Wartner
Leutz	Paulson	Young
Mallough	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Lindstrom	Nelson, G. F'ks
Hoverson	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 119.

A bill for an Act to provide for the support of needy women who are the mothers of and who are compelled to support one or more children under fourteen years of age.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Wartner
Heckle	Nelson, Richland	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Kretschmar	Loftsgaard

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Hughes moved that the Rules be suspended and that Senate Bill No. 151 be placed on the Calendar for third reading and final passage, which motion prevailed.

Also, House Bill No. 476.

A bill for an Act amending Sections 1531 and 1538 of the Compiled Laws of North Dakota for the year 1913, relating to the state library commission and repealing Section 1532.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. Fks.	Young
Hughes	Nelson, Rich'd	

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 216.

A bill for an Act to repeal Section 1821 and Section 1824 of the Compiled Laws of North Dakota for 1913, and to amend and re-enact Section 1821 of the Compiled Laws of 1913.

Was read the third time.

Mr. Bond moved as an amendment to House Bill No. 216 as follows:

In line 8, Section 2, strike out the word "extreme" and insert in lieu thereof the word "extremity", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, G. F'ks
Allen	Jacobsen	Nelson, Rich'd
Barnes	Kirkeide	Nelson, Rolette
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Vail
Hamilton	McLean	Wartner
Heckle	Mudgett	Young
Hughes	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gibbens	Paulson	Thoreson
Overson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Loftsgaard	Trageton
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Kretschmar moved that House Bill No. 488 be removed from its place on the calendar and placed at the head of the calendar, which motion prevailed.

Also, House Bill No. 488.

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 Sections 652 and 654 of the Compiled Laws of 1913, and all other Acts and parts of Acts in so far as the same relate to appropriations conflicting herewith, or to appropriations for the same matters or purposes provided for herein.

Was read the third time.

Mr. Allen moved that further action on House Bill No. 488 be deferred one hour, which motion prevailed.

Also, House Bill No. 266.

A bill for an Act to amend Section 1147 of the Compiled Laws of North Dakota for the year 1913, relating to the organization of new common 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 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aibrecht	Jacobsen	Nelson, Richl'd
Allen	Kirkeide	Nelson, Rolette
Bond	Kretschmar	Overson
Bonzer	Leutz	Paulson
Bronson	Lindstrom	Porter
Clark	Mallough	Porterfield
Davis	Martin	Putnam
Englund	McBride	Rowe
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. F'ks.	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hyland	Sandstrom
Hoverson	Loftsgaard	Trageton

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 492.

A bill for an Act amending and re-enacting Chapter 279 of the Laws of 1913 known as the mill tax for terminal elevators.

Was read the third time.

Mr. Bronson moved as an amendment to House Bill No. 492 as follows:

Amend the bill so as to read the same as the printed bill, excepting in Section 2, in line 1, strike out the word "control" and insert in lieu thereof the word "railroad commsioners".

Roll call was demanded.

Mr. Rowe moved the previous question, which motion prevailed.

The question being on the amendment to House Bill No. 492, the roll was called and there were ayes 26, nays 21, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	Mudgett
Barnes	Hamilton	Nelson, G. F'ks
Bond	Heckle	Nelson, Richl'd
Bonzer	Kirkeide	Nelson, Rolette
Bronson	Lindstrom	Overson
Ellingson	Martin	Paulson

Messrs.	Messrs.	Messrs.
Porterfield	Sandstrom	Trageton
Putnam	Sikes	Vail
Rowe	Thoreson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	McGray
Clark	Jacobsen	McLean
Davis	Kretschmar	Murphy
Englund	Leutz	Porter
Gardiner	Mallough	Steele
Gibbens	McBride	Wartner
Hughes	McFadden	Young

Absent and not voting, Messrs. Hoverson and Loftsgaard who were excused.

So the amendment carried.

Mr. Bond moved as an amendment to House Bill No. 492 as follows:

In line 9, Section 1, of the printed bill, after the second word "of" insert the words "North Dakota".

Also in line 10, Section 1, of the printed bill strike out the word "both" and insert in lieu thereof the word "either", which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 42, nays 3, absent and not voting 3, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, G. F'ks.
Allen	Hyland	Nelson, Rich'd
Barnes	Jacobsen	Nelson, Rolette
Bond	Kirkeide	Paulson
Bonzer	Kretschmar	Porter
Bronson	Leutz	Porterfield
Davis	Lindstrom	Putnam
Englund	Mallough	Rowe
Ellingson	Martin	Sandstrom
Gardiner	McBride	Sikes
Gibbens	McFadden	Steele
Gronvold	McGray	Thoreson
Hamilton	Mudgett	Trageton
Heckle	Murphy	Vail

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clark	McLean	Young

Mr. Wartner passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Loftsgaard	Overson

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 230.

A bill for an Act to provide for the appointment of a commission of seven members to study and report upon the causes of crime in North Dakota, defining its powers, prescribing its duties and making an appropriation to carry out the purposes of this Act.

Was read the third time.

Mr. Hyland moved that further consideration of House Bill No. 230 be indefinitely postponed, which motion was lost.

Mr. Hyland moved as an amendment to House Bill No. 230 as follows:

That Section 5 of the printed bill be inserted in the bill, which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 27, nays 17, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	McLean
Allen	Kretschmar	Mudgett
Barnes	Leutz	Murphy
Bond	Lindstrom	Nelson, Rich'd
Englund	Mallough	Overson
Gardiner	Martin	Putnam
Gronvold	McBride	Rowe
Heckle	McFadden	Sandstrom
Hughes	McGray	Steele

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hyland	Porterfield
Bronson	Kirkeide	Sikes
Clark	Nelson, G. F'ks	Trageton
Davis	Nelson, Rolette	Wartner
Ellingson	Paulson	Young
Hamilton	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Loftsgaard	Vail
Hoverson	Thoreson	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Seventh Order of Business.

## REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your committee appointed to meet in conference with a like committee of the House, to consider the House amendments to Senate Bill No. 64, beg to report that

after having had a free and full conference recommend the following:

That the Senate concur in the House amendments, to-wit:

On line 11 of Section 691 of engrossed bill.

On line 12 of Section 691 of engrossed bill.

On line 23 of Section 692 of engrossed bill.

On line 41 of Section 693 of engrossed bill.

That the House recede from the following amendments:

On line 5 of Section 693 of engrossed bill.

On line 6 of Section 693 of engrossed bill.

And that the following amendments be made: In Section 693 and line 7 of engrossed bill the word "five" be stricken out and the word "three" be inserted in lieu thereof. And in same section on line 11 of engrossed bill the word "five" be stricken out and the word "three" be inserted in lieu thereof.

For the Senate:

J. E. DAVIS,

H. P. JACOBSEN,

F. T. GRONVOLD.

For the House:

R. L. FRASER,

A. A. LIUDAHL,

L. N. TORSON.

Mr. Davis moved that the report be adopted, which motion prevailed.

Mr. Davis moved that Senate Bill No 64 be placed on the calendar for third reading and final passage, which motion prevailed.

#### COMMUNICATION FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

TO THE STATE SENATE,  
Bismarck.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the Secretary of State, Senate Bill No. 280, "A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years";

Also, Senate Bill No. 237, "A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties";

Also, Senate Bill No. 301, "A bill for an Act to amend Sections 11230 and 11231 of the Compiled Laws of the State of North Dakota for 1913, relating to parole of persons confined in the penitentiary";

Also, Senate Bill No. 288, "A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act";

Also, Senate Bill No. 282, "A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior";

Also, Senate Bill No. 305, "A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota, for 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, for any other purpose except slaughter unless accompanied by a certificate of health and providing a penalty for violation thereof";

Also, Senate Bill No. 178, "A bill for an Act to protect minors from accidents resulting from trespassing upon the premises or right of way of railroad companies and giving station agents powers of peace officers in certain cases, prohibiting minors not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty";

Also, Senate Bill No. 173, "A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, necessary fees and commissions of executors and administrators and attorneys at law in connection therewith";

Also, Senate Bill No. 124, "A bill for an Act to amend Section 8122 of the Compiled Laws of North Dakota for the year 1913, relating to foreclosure on land contracts";

Also, Senate Bill No. 310, "A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products, under the direction of the board of control and disposition of the receipts of the brickyard";

Also, Senate Bill No. 191, "A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts";

Also, Senate Bill No. 213, "A bill for an Act regulating maternity hospitals, boarding houses for children, and the business of placing children; fixing liability for the care of children and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act".

I have the honor to be,

Very respectfully yours,  
L. B. HANNA,  
Governor.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in Senate amendments to House Bill No. 425.

Also, Senate amendments to House Bill No. 239.

Also, Senate amendments to House Bill No. 499.

Also, I have the honor to return herewith Senate Bill No. 189.

A bill for an Act to amend Section 2141 of the Compiled Laws of North Dakota for 1913, relating to the state board of equalization, how constituted.

Which the House has indefinitely postponed.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 227 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Maddock, Lange and Stinger.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 219, Messrs. Dickson of Dunn, Robertson of Rolette and Dixon of Rolette.

Also, I have the honor to inform you that the House refuses to concur in the Conference Committee report on House Bill No. 33 and ask for a further Conference Committee and the Speaker has named as such committee on the part of the House Messrs. Williams, Leonard and Hickle.

Also, I have the honor to return herewith Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913 relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

Which the House has passed as amended by the Conference Committee.

Also, I have the honor to inform you that the House has concurred in Conference Committee report on Senate Bill No. 156 and passed same as amended by said committee.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Kretschmar moved that the President appoint a Conference Committee on House Bill No. 227, which motion prevailed.

The President appointed as such committee, Messrs. Martin, Gardiner and McBride.

Mr. Overson moved that President appoint a Conference Committee on House Bill No. 33, which motion prevailed.

The President appointed as such committee Messrs. Overson, Vail and Allen.

The Secretary announced that the President was about to sign Senate Bill No. 268.

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.

Also, Senate Bill No. 129.

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.

Also, Senate Bill No. 103.

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

Also, Senate Bill No. 254.

A bill for an Act to provide for state insurance on public buildings and making an appropriation therefor.

Also, Senate Bill No. 307.

A bill for an Act to repeal Sections 11253, 11254 and 11255 of the Compiled Laws of North Dakota for the year 1913.

Also, Senate Bill No. 226.

A bill for an Act to amend Section 1145 of the Compiled Laws of 1913, relating to the naming of school districts.

Also, Senate Bill No. 143.

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the hospital for the insane at Jamestown.

Also, Senate Bill No. 201.

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation of schools.

Also, Senate Bill No. 216.

A bill for an Act relating to the liability of common carriers by railroad to their employes in certain cases.

Also, Senate Bill No. 149.

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the dairy department in the department of agriculture and labor.

Also, Senate Bill No. 203.

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

Also, Senate Bill No. 208.

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages; and prescribing penalty for failure to comply with the provisions of this Act.

Also, Senate Bill No. 309.

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

Also, Senate Bill No. 259.

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

Also, Senate Bill No. 17.

A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

Also, Senate Bill No. 158.

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

Also, Senate Bill No. 186.

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Also, Senate Bill No. 238.

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814 and 1817, all of the 1913 Compiled Laws of North Dakota, and all relating to a uniform system of accounting.

Also, Senate Bill No. 152.

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Also, Senate Bill No. 78.

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign House Bill No. 201.

A bill for an Act to amend and re-enact Section 6832 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 491.

A bill for an Act appropriating money to reimburse the common school fund of the State of North Dakota for loss occasioned through the purchase of illegal bonds.

Also, House Bill No. 482.

A bill for an Act to amend and re-enact Section 11302 of the Compiled Laws of 1913, relating to the payment of expenses of inquests and burial of deceased convicts and providing an appropriation therefor.

Also, House Bill No. 487.

A bill for an Act to amend and re-enact Section 2652 of the Compiled Laws of 1913, relating to the duties of the state board of equalization with respect to the wolf bounty fund, and repealing all Acts and parts of Acts in conflict herewith.

Also, House Bill No. 485.

A bill for an Act to amend and re-enact Section 18120 of the Compiled Laws of North Dakota 1913, relating to flags upon public institutions and to provide for an appropriation therefor.

Also, House Bill No. 463.

A bill for an Act to designate the glandered horse fund as the glanders and dourine fund, and to provide for the appraisement of animals and indemnification to owners for animals destroyed for dourine, and the payment thereof.

Also, House Bill No. 486.

A bill for an Act appropriating money for the listing of any taxable land, as required by law.

Also, House Bill No. 495.

A bill for an Act appropriating money for the maintenance and repair of the capitol, executive mansion, state trolley line and state grounds, and repealing all Acts and parts of Acts relating to appropriations of money for the purpose herein set out.

Also, House Bill No. 497.

A bill for an Act to appropriate money for the period from July 1st, 1915 to July 1st, 1917 for the care and maintenance of patients in the state hospital for the insane, required to be maintained at the expense of the state pursuant to Section 2576 of the Compiled Laws of 1913, and Section 261 of the Compiled Laws of 1913.

Also, House Bill No. 373.

A bill for an Act entitled, "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools for the year 1914."

Also, House Bill No. 115.

A bill for an Act amending Chapter 93 of the Session Laws of 1909 of the State of North Dakota, relating to the compensation of election officers.

Also, House Bill No. 478.

A bill for an Act to repeal Section 1417 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, and to amend Section 1415 of the Compiled Laws of 1913, and Sections 1416, 1418 and 1419 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913 relating to maintenance of state educational institutions and commonly known as the mill tax.

Also, House Bill No. 171.

A bill for an Act making an appropriation for improvements and repairs, and equipment for the school for the deaf at Devils Lake.

Also, House Bill No. 165.

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire; lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

Also, House Bill No. 489.

A bill for an Act appropriating money for public printing not properly chargeable to any of the several departments of the state government from July 1st, 1915 to July 1st, 1917 and repealing all Acts and parts of Acts in so far as the same relate to appropriations for the same purposes.

Also, House Bill No. 298.

A bill for an Act to amend and re-enact Section 2248 of the Compiled Laws of North Dakota for 1913, relating to the making by corporations of annual statements to the state auditor.

Also, House Bill No. 260.

A bill for an Act requiring owners of stock brands to furnish the commissioner of agriculture and labor with an exact reprint, impression or outline of such stock brands, and giving location of brand of animals.

Also, House Bill No. 356.

A bill for an Act prescribing the manner in which rates to be charged by persons, firms or corporations for light, heat or power may be regulated and placing

such regulation under control of the board of railroad commissioners.

Also, House Bill No. 500.

A bill for an Act to appropriate a sum of money for the investigation by the board of railroad commissioners of proposed increases of interstate freight rates, especially grain rates, asked by western railroad companies, and to resist and defend against such proposed increases of rates before the interstate commerce commission.

Also, House Bill No. 408.

A bill for an Act to repeal Sections 2269, 2270, 2271, 2272 and 2275 of the Compiled Laws of North Dakota for the year 1913, all relating to the adjustment of delinquent taxes due the state from counties.

Also, House Bill No. 159.

A bill for an Act to compel railroad companies to maintain suitable stockyards for the convenience of the public; to restrain any person from using the stockyards for any other purpose than shipping; and to provide a penalty for the violation thereof.

Also, House Bill No. 383.

A bill for an Act to repeal Section 11246 of the Compiled Laws of North Dakota for 1913, which section relates to the sinking fund of the twine plant.

Also, House Bill No. 264.

A bill for an Act to amend and re-enact Section 1369 of the Compiled Laws of North Dakota for 1913, relating to the accrediting of high school diplomas as second grade elementary certificates.

Also, House Bill No. 407.

A bill for an Act to amend Section 369 of the Compiled Laws of North Dakota for 1913, relating to the membership of and duties of the state board of auditors.

Also, House Bill No. 465.

A bill for an Act amending Section 176 of the Compiled Laws of North Dakota for the year 1913, relating to the duties of the insurance commissioner in connection with the hail insurance department.

Also, House Bill No. 283.

A bill for an Act to amend Section 4059 of the Compiled Laws of North Dakota for the year 1913, relating to powers of city park commission.

Also, House Bill No. 501.

A bill for an Act to amend Section 5179 of the Compiled Laws of North Dakota for the year 1913, relating to the department of the state examiner.

Also, House Bill No. 384.

A bill for an Act to repeal Section 646 of the Compiled Laws of North Dakota for 1913, relating to filing and numbering of vouchers and warrants.

Also, House Bill No. 313.

A bill for an Act to amend and re-enact Section 3945 of the Compiled Laws of 1913 of the State of North Dakota.

Also, House Bill No. 428.

A bill for an Act to amend Section 2274 of the Compiled Laws of North Dakota for 1913, relating to what accounts shall be carried as "consolidated tax accounts."

Also, House Bill No. 287.

A bill for an Act to amend and re-enact Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to compulsory attendance, school age and the transportation of pupils.

Also, House Bill No. 8.

A bill for an Act to provide for and regulate the leasing of school rooms and school buildings and equipment by boards of education of special school districts in certain cases.

Also, House Bill No. 280.

A bill for an Act to amend Section 7741 of the Compiled Laws of 1913 relating to partnership exemptions.

Also, House Bill No. 60.

A bill for an Act regulating the receiving or receipting for intoxicating liquor, prohibiting such under fictitious name of appellation and fixing penalty for violation thereof.

Also, House Bill No. 357.

A bill for an Act providing for the certification of City Specials and the division thereof by the city auditor and the city assessment commission in cities having a population of two thousand and over; providing certain duties of the county auditor in respect to special assessments, and for a form of record to be used, and to repeal Section 3729 of the Compiled Laws of North Dakota of 1913.

Also, House Bill No. 229.

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering and discontinuing roads.

Also, House Bill No. 455.

A bill for an Act to amend and re-enact Section 7520 of the Compiled Laws of 1913, relating to exceptions by defendant to undertaking in claim and delivery actions.

Also, House Bill No. 450.

A bill for an Act to amend and re-enact Section 734 of the Compiled Laws of North Dakota for 1913, relating to delivery of decisions of the Supreme Court to reporters.

Also, House Bill No. 198.

A bill for an Act relating to the liability of municipalities for injuries caused by accumulation of snow or ice on sidewalks.

Also, House Bill No. 146.

A bill for an Act to amend Section 3771 of the Compiled Laws of North Dakota for the year 1913, entitled, an Act to provide for a commission system of government in cities which shall adopt the provisions of this Act.

Also, House Bill No. 469.

A bill for an Act repealing Section 328 of the Compiled Laws of North Dakota for the year 1913, relating to collection fees of county treasurers, in connection with state lands.

Also, House Bill No. 498.

A bill for an Act to provide a state contingency fund to be placed at the disposal of the state emergency commission and to appropriate money therefor.

Also, House Bill No. 213.

A bill for an Act to amend and re-enact Section 1402 of the Compiled Laws of North Dakota for the year 1913, relating to establishment of free kindergartens, payment of costs thereof, government thereof, and duty of superintendent of public instruction.

Also, House Bill No. 398.

A bill for an Act to amend Section 4510 of the Compiled Laws of North Dakota for the year 1913, relating to corporations.

And the President signed the same in the presence of the Senate.

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in Senate amendments to House Bill No. 300.

Also, the Senate amendments to House Bill No. 360.

Also, the Senate amendments to House Bill No. 327.

Also, the Senate amendments to House Bill No. 439.

Very respectfully,

W. D. AUSTIN,  
Chief Clerk.

### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 174, the roll was called and there were ayes 41, nays 3, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	McBride	Rowe
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F's	Wartner
Hughes	Nelson, Rich'd	Young
Hyland	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gibbens	Leutz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Loftsgaard	Sandstrom
Hoverson	Martin	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota

state penitentiary, and for making permanent improvements and additions thereto.

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 0, absent and not voting 4, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Allen	Kirkeide	Paulson
Barnes	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gardiner	McFadden	Steele
Gibbens	McGray	Thoreson
Gronvold	McLean	Trageton
Hamilton	Mudgett	Vail
Heckle	Murphy	Wartner
Hughes	Nelson, Richl'd	Young
Hyland	Nelson, Rolette	

Mr. Bond passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Loftsgaard	Nelson, G. Fks.
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, the question being on the final passage of Senate Bill No. 64, the roll was called and there were ayes 40, nays 2, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Richland
Allen	Kretschmar	Nelson, Rolette
Barnes	Leutz	Paulson
Bond	Lindstrom	Porter
Bonzer	Mallough	Porterfield
Clark	Martin	Putnam
Englund	McBride	Rowe
Ellingson	McFadden	Sandstrom
Gardiner	McGray	Sikes
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Heckle	Murphy	Vail
Hughes	Nelson, G. F'ks	Young
Hyland		

Messrs. Bronson and Wartner voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Jacobsen	Overson
Hamilton	Loftsgaard	Steele
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 396 and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Pitkin, Ployhar and Williams.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Allen moved that a Conference Committee be appointed by the President to act on House Bill No. 396, which motion prevailed.

The President appointed Messrs. Allen, McGray and Mallough.

Mr. Overson moved that the Senate now take up for action House Bill No. 488, which motion prevailed.

Mr. Kretschmar moved that House Bill No. 488 be amended as follows:

"Sec. 5. This Act is necessary for the immediate preservation of the public health and safety. The reason for this is that it contains the general appropriations and provides the means for continuing and maintaining the state government and for enabling it to perform its proper functions, among which are the preservation of the public peace, health and safety of the people; and without the means provided by this Act the functions of the state government will necessarily be suspended. This Act will, therefore, in its entirety, go into instant operation upon its approval by the Governor".

Which motion prevailed.

Mr. Overson moved that the Senate take a recess of fifteen minutes and take up House Bill No. 488 for immediate action after recess, which motion prevailed.

### AFTER RECESS

Mr. Kretschmar moved the call of the Senate, which motion prevailed.

## CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	Nelson, Rolette
Bonzer	Jacobsen	Overson
Bronson	Kretschmar	Porter
Clark	Mallough	Sikes
Englund	McFadden	Thoreson
Gardiner	Mudgett	Trageton
Gibbens		

Those absent were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Rich'd
Allen	Leutz	Paulson
Bond	Lindstrom	Porterfield
Davis	Loftsgaard	Putnam
Ellingson	Martin	Rowe
Gronvold	McBride	Sandstrom
Heckle	McGray	Steele
Hoverson	McLean	Vail
Hughes	Murphy	Wartner
Hyland	Nelson, G. F'ks.	Young

Mr. Kretschmar moved that further proceedings under the call of the Senate be dispensed with, which motion prevailed.

Mr. Rowe moved as an amendment to House Bill No. 488 as follows:

In Sub-division 30, page 44 of the House journal of the 49th Day after recess, after the word "appropriation", strike out the figures "12,000" and insert in lieu thereof the figures "16,000".

Change total to read "\$19,870".

Also, after the word "laboratory" in the same Sub-division, insert the words "sub-stations at Minot and Bismarck".

Which motion prevailed.

Mr. Lindstrom moved as an amendment to House Bill No. 488 as follows:

In Sub-division one at the bottom of page 32 of the House journal for the 49th day after recess, strike out the figures "2,000" and insert in lieu thereof the figures "2,400".

Also, in the same line, strike out the figures "4,000" and insert in lieu thereof the figures "4,800".

Which motion was lost.

Mr. Allen moved as an amendment to House Bill No. 488 as follows:

In Sub-division 17 of the House journal for the 49th day after recess, page 39, strike out the figures "2,000"

in line 7, and insert in lieu thereof the figures "2,400", which motion was lost.

The question being on the final passage of House Bill No. 488 as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. Fks.	Wartner
Hughes	Nelson, Rich'l'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Heckle	Hoverson	Loftsgaard
Messrs. Hoverson and Loftsgaard being excused.		
So the bill passed and the title was agreed to.		

The question being on the passage of Section 5 of House Bill No. 488, the same being the emergency clause, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
<b>Bond</b>	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks.	Wartner
Hughes	Nelson, Rich'l'd	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Heckle	Hoverson	Loftsgaard

Messrs. Hoverson and Loftsgaard being excused.

So the emergency carried.

Mr. Davis moved that the Senate do now go into Executive Session, which motion prevailed.

OPEN SESSION

THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 59 as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rich'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Paulson
Bonzer	Leutz	Porter
Bronson	Lindstrom	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, G. Fks.	Young
Hughes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Loftsgaard	Trageton

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 165.

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire, lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Clark	Gronvold
Allen	Davis	Hamilton
Barnes	Englund	Heckle
Bond	Ellingson	Hughes
Bonzer	Gardiner	Hyland
Bronson	Gibbens	Jacobsen

Messrs.	Messrs.	Messrs.
Kirkeide	McLean	Porterfield
Kretschmar	Mudgett	Putnam
Leutz	Murphy	Rowe
Lindstrom	Nelson, G. F'ks.	Sikes
Mallough	Nelson, Rich'l'd	Steele
Martin	Nelson, Rolette	Thoreson
McBride	Overson	Vail
McFadden	Paulson	Wartner
McGray	Porter	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Sandstrom	Trageton
Loftsgaard		

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 302.

A bill for an Act to amend Sections 2141 and 2142 of the Compiled Laws of 1913, and to provide for the transfer of records and papers pertaining to assessment and taxation from the office of the state auditor to the office of the state tax commission.

Was read the third time.

Mr. Davis moved to amend House Bill No. 302 as follows:

Strike out Sections 2 and 3, which motion prevailed.

Mr. Davis moved to place House Bill No. 302 at the foot of the calendar, which motion prevailed.

Also, House Bill No. 345.

A bill for an Act amending Section 1258 of the Compiled Laws of North Dakota for the year 1913, providing for an annual school tax in 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 28, nays 12, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, Rich'l'd
Barnes	Lindstrom	Nelson, Rolette
Bond	Mallough	Porter
Bonzer	McBride	Porterfield
Clark	McGray	Putnam
Gibbens	McLean	Steele
Gronvold	Mudgett	Thoreson
Hamilton	Murphy	Trageton
Heckle	Nelson, Gr. F'ks.	Vail
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Paulson
Bronson	Kretschmar	Rowe
Englund	Leutz	Sandstrom
Ellingson	Overson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Hughes	McFadden
Gardiner	Loftsgaard	Sikes
Hoverson	Martin	Wartner

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 335.

A bill for an Act to amend Section 1182 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 26, nays 17, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Porter
Bond	Mallough	Porterfield
Bonzer	McBride	Putnam
Clark	McGray	Sikes
Davis	McLean	Steele
Englund	Mudgett	Thoreson
Ellingson	Murphy	Vail
Hamilton	Nelson, Gr. F'ks.	Wartner
Heckle	Nelson, Rolette	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Paulson
Barnes	Leutz	Rowe
Bronson	Lindstrom	Sandstrom
Gibbens	McFadden	Trageton
Gronvold	Nelson, Rich'd	Young
Jacobsen	Overson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Hyland	Loftsgaard
Hoverson	Hughes	Martin

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 417.

A bill for an Act to amend and re-enact Section 1433 of the Compiled Laws of North Dakota for the year 1913, relating to high school inspectors and state aid for high schools.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 41, nays 1, absent and not voting 7.

Those voting in the affirmative were

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Paulson
Allen	Kirkeide	Porter
Barnes	Kretschmar	Porterfield
Bond	Leutz	Putnam
Bonzer	Lindstrom	Rowe
Bronson	Mallough	Sandstrom
Clark	McGray	Sikes
Davis	McLean	Steele
Englund	Mudgett	Thoreson
Ellingson	Murphy	Trageton
Gibbens	Nelson, G. F'ks	Vail
Gronvold	Nelson, Richl'd	Wartner
Heckle	Nelson, Rolette	Young
Hughes	Overson	

Mr. Hamilton voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gardiner	Loftsgaard	McBride
Hoverson	Martin	McFadden
Hyland		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 21.

A bill for an Act to authorize changes in the schedule of items to be listed and valued for purposes of taxation.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes 29, nays 10, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Putnam
Allen	Kirkeide	Rowe
Bonzer	Lindstrom	Sandstrom
Clark	Mallough	Sikes
Davis	Mudgett	Steele
Englund	Nelson, Richl'd	Thoreson
Ellingson	Nelson, Rolette	Trageton
Gibbens	Overson	Vail
Gronvold	Porter	Wartner
Hamilton	Porterfield	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Leutz	Murphy
Hughes	McGray	Paulson
Jacobsen	McLean	Young
Kretschmar		

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Barnes	Hyland	McBride
Bond	Loftsgaard	McFadden
Gardiner	Martin	Nelson, Gr. F'ks.
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 197.

A bill for an Act to amend Section 3686 of the Compiled Laws of North Dakota, 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 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Overson
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bond	Kretschmar	Porterfield
Bonzer	Leutz	Putnam
Bronson	Lindstrom	Rowe
Clark	Mallough	Sandstrom
Davis	McGray	Sikes
Englund	McLean	Steele
Ellingson	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. F'ks	Vail
Hamilton	Nelson, Rich'd	Wartner
Heckle	Nelson, Rolette	Young

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Gardiner	Loftsgaard	McBride
Hoverson	Martin	McFadden
Hyland		

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, House Bill No. 237.

A bill for an Act to punish the making or use of false statements for the purpose of obtaining property or credit, and providing a penalty therefor.

Was read the third time.

Mr. Wartner moved as an amendment to House Bill No. 237 as follows:

In line 3, Section 1, after the word "in", insert "his own hand".

Mr. Overson moved that further consideration of House Bill No. 237 be indefinitely postponed, which motion prevailed.

Also, House Bill No. 467.

A bill for an Act to amend and re-enact Section 122 of the Revised Codes of 1905, as amended by Chapter 178 of the laws of 1907, being Section 156 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 40, nays 1, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Paulson
Allen	Kirkeide	Porter
Bond	Kretschmar	Porterfield
Bonzer	Leutz	Putnam
Bronson	Lindstrom	Rowe
Clark	Mallough	Sandstrom
Davis	McGray	Sikes
Englund	McLean	Steele
Ellingson	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Gronvold	Nelson, G. F'ks	Vail
Hamilton	Nelson, Rich'l'd	Wartner
Heckle	Nelson, Rolette	Young
Hughes		

Mr. Overson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hyland	McBride
Gardiner	Loftsgaard	McFadden
Hoverson	Martin	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, House Bill No. 346.

A bill for an Act to amend 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 third time.

Mr. Overson moved as an amendment to House Bill No. 346 as follows:

Strike out the word "twice" in line 2 of Section 3754, page 2, and insert in lieu thereof the words "four times".

Also, in line 3, strike out the word "two" and insert in lieu thereof the word "four".

Which motion prevailed.

Mr. Steele moved as an amendment to House Bill No. 346 as follows:

At end of Sec. 3754 of engrossed bill add the following:

"In which decision it shall adjust terms upon which such annexation shall be granted as to the liability of the city for any of the property of any township school district or other municipality thus brought within the limits of such city, as well as for the debts thereof outstanding. Provided, however, that no territory annexed to any such city shall be in any manner taxed to pay any part of any indebtedness or the interest thereon or renewal thereof existing on the part of such city prior to or at the time of such annexation, nor shall any such territory be in any manner released of or from liability to taxation for any debt existing against any township, school district or municipality of which such territory formed a part prior to such annexation".

Which motion prevailed.

Mr. Wartner moved that further consideration of House Bill No. 346 be indefinitely postponed.

Mr. Davis moved that House Bill No. 346 be placed at the foot of the calendar, which motion prevailed.

Also, Senate Bill No. 481.

A bill for an Act creating the state historical and museum department and prescribing the duties and powers thereof, and repealing Sections 380, 381, 382, 383, 384 and 385 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 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Overson
Allen	Hyland	Paulson
Barnes	Jacobsen	Porter
Bond	Kirkeide	Porterfield
Bonzer	Leutz	Putnam
Bronson	Lindstrom	Rowe
Clark	McBride	Sandstrom
Davis	McGray	Sikes
Englund	McLean	Steele
Ellingson	Mudgett	Thoreson
Gardiner	Murphy	Trageton
Gibbens	Nelson, G. F'ks.	Vail
Gronvold	Nelson, Rich'd	Wartner
Hamilton	Nelson, Rolette	Young
Heckle		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Loftsgaard	Martin
Kretschmar	Mallough	McFadden

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Overson moved that the Senate request the return of House Bill No. 159, which motion prevailed.

Mr. Wartner moved that when the Senate recess it recess until 10 o'clock A. M., tomorrow, which motion prevailed.

The question being on the final passage of House Bill No. 30 as amended, the roll was called and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Allen	Hyland	Overson
Barnes	Jacobsen	Paulson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Bronson	Leutz	Putnam
Clark	Lindstrom	Rowe
Davis	Mallough	Sandstrom
Englund	McBride	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. F'ks	Wartner
Heckle	Nelson, Rich'd	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Martin	McFadden
Loftsgaard		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Also, the question being on the final passage of House Bill No. 411 as amended, the roll was called and there were ayes 39, nays 5, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	McGray
Barnes	Heckle	McLean
Bond	Hughes	Mudgett
Bonzer	Hyland	Murphy
Bronson	Jacobsen	Nelson, G. F'ks
Clark	Kretschmar	Nelson, Rich'd
Englund	Leutz	Nelson, Rolette
Gardiner	Lindstrom	Overson
Gibbens	Mallough	Paulson
Gronvold	McBride	Porterfield

Messrs.	Messrs.	Messrs.
Putnam	Sikes	Vail
Rowe	Steele	Wartner
Sandstrom	Thoreson	Young
Those voting in the negative were:		
Messrs.	Messrs.	Messrs.
Allen	Ellingson	Trageton
Davis	Kirkeide	
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Hoverson	Martin	Porter
Loftsgaard	McFadden	
Messrs. Hoverson and Loftsgaard being excused.		
So the bill passed and the title was agreed to.		

## MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution, offered by Mr. L. L. Twichell:

*"Be it Resolved by the House of Representatives, the Senate Concurring,* That the state printing commission be, and is hereby authorized and empowered to supervise the comparison and indexing of the journals of the 14th Legislative Assembly and that the cost of such work be charged to legislative expense, such work to be done under the supervision of such commission; that M. J. George, Secretary of the Senate, and such other necessary help be employed to complete the Senate journal and that W. D. Austin and such other necessary help be employed to complete the House journal; and be it further resolved that the printing commission is hereby required to use due diligence in expediting the work of comparison and indexing the journals of the two Houses, to the end that the bound volumes of the journals shall be ready for distribution within the shortest possible time from the date of adjournment of this Legislative Assembly; that the temporary journals of the last days of the session, not delivered the members during the session of the 14th legislative assembly, be mailed them as soon as printed".

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

## THIRD READING OF HOUSE BILLS

House Bill No. 304.

A bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913, relating to the use of lignite coal in state and county institutions and schools and providing a penalty for the violations 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 31, nays 14, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	McLean
Allen	Hughes	Mudgett
Barnes	Hyland	Nelson, G. F'ks
Bond	Jacobsen	Nelson, Rolette
Bonzer	Kretschmar	Overson
Clark	Leutz	Paulson
Davis	Lindstrom	Porterfield
Englund	Mallough	Putnam
Ellingson	McBride	Sikes
Gardiner	McGray	Steele
Gronvold		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Nelson, Rich'l'd	Trageton
Gibbens	Porter	Vail
Hamilton	Rowe	Wartner
Kirkeide	Sandstrom	Young
Murphy	Thoreson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Martin	McFadden
Loftsgaard		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. McGray moved that the vote by which House Bill No. 304 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Also, the question being on the final passage of House Bill No. 328 as amended, the roll was called and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Englund	Hughes
Allen	Ellingson	Hyland
Barnes	Gardiner	Jacobsen
Bond	Gibbens	Kirkeide
Bonzer	Gronvold	Kretschmar
Bronson	Hamilton	Leutz
Davis	Heckle	Lindstrom

Messrs.	Messrs.	Messrs.
Mallough	Nelson, Rolette	Sikes
McBride	Overson	Steele
McGray	Paulson	Thoreson
McLean	Porter	Trageton
Mudgett	Porterfield	Vail
Murphy	Putnam	Wartner
Nelson, G. F'ks	Rowe	Young
Nelson, Rich'l'd	Sandstrom	

Mr. McFadden voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Loftsgaard	Martin
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Also, the question being on the final passage of House Bill No. 321 as amended, the roll was called and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Kretschmar	Paulson
Barnes	Leutz	Porter
Bond	Lindstrom	Porterfield
Bonzer	Mallough	Putnam
Bronson	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Gardiner	McLean	Steele
Gibbens	Mudgett	Thoreson
Gronvold	Murphy	Trageton
Hamilton	Nelson, G. F'ks	Vail
Heckle	Nelson, Rich'l'd	Wartner
Hyland	Nelson, Rolette	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Hoverson	Loftsgaard
Ellingson	Hughes	Martin

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

Mr. Davis moved that further consideration of House Bill No. 302 be laid over until tomorrow, which motion prevailed.

Mr. Gibbens moved that the Senate do not concur in the House amendments to Senate Bill No. 284, and that the President appoint a Conference Committee to act on same, which motion prevailed.

On motion the Senate returned to the Sixth Order of Business.

## REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

*Mr. President:*

Your Committee on Judiciary to whom was referred House Concurrent Resolution relating to James S. Good.

Have had the same under consideration and recommend that the same be amended so as to reimburse Mr. Good in the sum of \$189.00, being 70 per cent of the amount allowed and paid in settlement of hail losses by the state hail department for the year 1911.

And when so amended recommend that the resolution be concurred in.

W. B. OVERSON,  
Chairman.

Mr. McGray moved that further consideration of the Concurrent Resolution relating to James S. Good be indefinitely postponed.

Mr. Hyland moved that further consideration of the Concurrent Resolution relating to James S. Good be laid over until tomorrow, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 4th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in Senate amendments to House Bill No. 360.

Also, Senate amendments to House Bill No. 265.

Also, Senate amendments to House Bill No. 466.

Also, Senate amendments to House Bill No. 387.

Also, Senate amendments to House Bill No. 236.

Also, Senate amendments to House Bill No. 200.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 106 and asks for a Committee or Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Kelly, Watt and Batzer.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Overson moved that the President appoint another Conference Committee to act on House Bill No. 106, which motion prevailed.

The President appointed Messrs. Clark, Barnes and Ellingson.

The President appointed on the part of the Senate on the Conference Committee on Senate Bill No. 284. Messrs. Bronson, Murphy and Gibbens.

Mr. Bronson moved that the Senate do now recess, which motion prevailed and the Senate took a recess.

M. J. GEORGE,  
Secretary.

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FIFTY-NINTH DAY AFTER RECESS AND SIXTIETH  
DAY

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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

The Senate convened at 10 o'clock A. M., pursuant to recess taken, the President presiding.

Mr. Leutz moved that further consideration of House Bill No. 449 be deferred a short time, which motion prevailed.

Mr. Steele moved that the vote by which his amendment to House Bill No. 346 carried be reconsidered, which motion prevailed.

Mr. Steele now moved that his amendment to House Bill No. 346 be withdrawn, which motion prevailed.

Mr. Davis moved to amend House Bill No. 302 as follows: Section 2141, line 3 of the printed bill, after the word "Attorney General", insert the following, "president of the board of railroad commissioners, chairman of state tax commission or tax commissioner", which motion prevailed.

THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 302 as amended, the roll was called and there were ayes 39, nays 2, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Davis	Hamilton
Allen	Englund	Heckle
Barnes	Ellingson	Hyland
Bond	Gardiner	Kirkeide
Bonzer	Gibbens	Kretschmar
Bronson	Gronvold	Mallough

Messrs.	Messrs.	Messrs.
Martin	Nelson, Richl'd	Sikes
McBride	Nelson, Rolette	Steele
McFadden	Overson	Thoreson
McGray	Porter	Trageton
McLean	Porterfield	Vail
Mudgett	Pufnam	Wartner
Nelson, G. F'ks	Rowe	Young

Messrs. Hughes and Paulson voted nay.

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Clark	Leutz	Murphy
Hoverson	Lindstrom	Sandstrom
Jacobsen	Loftsgaard	

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

**UNFINISHED BUSINESS**

Mr. Wartner moved that the Senate adopt the report of the Committee on Judiciary on the House Concurrent Resolution relating to J. S. Good's hail loss, and that the Concurrent Resolution be placed on the calendar for third reading and final passage.

Further consideration of the House Concurrent Resolution relating to J. S. Good was deferred a short time.

Mr. Gronvold moved that the vote by which House Bill No. 271 was indefinitely postponed be reconsidered, which motion was lost.

Mr. Mallough moved that the Senate resolve itself into General Orders, which motion was lost.

Mr. Hyland moved that the vote by which House Bill No. 122 was indefinitely postponed be reconsidered; which motion prevailed.

**UNFINISHED BUSINESS**

Mr. Wartner moved as an amendment to the House Concurrent Resolution relating to J. S. Good's hail loss as follows:

Strike out the words "out of the hail losses" and insert in lieu thereof the words "the state hail department that the amount be allowed and paid out of the general fund of the state."

Which motion prevailed.

The question being on the adoption of the report of the Committee on Judiciary on the House Concurrent Resolution relating to J. S. Good's hail loss as amended,

the roll was called and there were ayes 7, nays 35, absent and not voting 5, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Jacobsen	Paulson	Thoreson
Martin	Sikes	Wartner
Mudgett		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Porter
Bond	Leutz	Porterfield
Bonzer	Lindstrom	Putnam
Bronson	Mallough	Rowe
Ellingson	McBride	Sandstrom
Gardiner	McFadden	Steele
Gibbins	McGray	Trageton
Gronvold	McLean	Vail
Heckle	Murphy	Young
Hughes	Nelson, Rich'd	

Messrs. Hamilton and Nelson of Grand Forks passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Englund	Loftsgaard
Davis	Hoverson	

Messrs. Hoverson and Loftsgaard being excused.

So the Concurrent Resolution was not concurred in.

Mr. Vail moved that House Bill No. 122 be recalled from the House, which motion prevailed.

#### REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee which was appointed to consider House Bill No. 33 begs to report that the joint committee recommends that House Bill No. 33 be amended as follows:

Amend said bill where it appears in page five, of the House Journal of March 2nd, as follows:

Section 1, line 2, after the word "person" insert the following "who has been or may be".

Section 2, line 5, after the word "least", strike out the word "eighty" and insert in lieu thereof the word "fifty".

And when so amended recommend the same do pass.

For the Senate:

W. B. OVERSON,  
F. W. VAIL.

For the House:

E. A. WILLIAMS,  
S. HICKLE,  
F. A. LEONARD.

Mr. Overson moved that the report be adopted, which motion was lost.

Mr. Bronson moved that a Conference Committee be appointed to act on House Bill No. 33 with instructions to insist on the passage of this bill as set forth on page 5 of the Journal of Tuesday, March 2, 1915, which motion prevailed.

### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to return herewith House Bill No. 122 as requested.

Also, I have the honor to return herewith Senate Bill No. 261.

A bill for an Act to amend and re-enact Chapter 303 of the Session Laws of 1911, being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the year 1913, relating to a permanent non-partisan tax commission and abolishing said commission and creating the office of tax commissioner.

Which the House has failed to pass.

Also, Senate Bill No. 281.

A bill for an Act to amend Section 34 of the Compiled Laws of 1913, relating to legislative officers and employes.

Which the House has indefinitely postponed.

Also, I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 266.

Also, Senate amendments to House Bill No. 216.

Also, Senate amendments to House Bill No. 119.

Also, I have the honor to transmit herewith House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

Which the House has passed as amended by Conference Committee and your favorable consideration is respectfully requested.

Also, I have the honor to return herewith Senate Bill No. 48.

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

Which the House has passed as amended by the Conference Committee.

Also, I have the honor to return herewith Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

Which the House has amended as follows:

In line 3 of Sub-division 7 of Sec. 4380 of the engrossed bill strike out the words "in the State of North Dakota".

And passed as amended.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 284, Messrs. Watt, List and Kelly.

Also, I have the honor to return herewith Senate Bill No. 194.

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

Which the House has amended as follows:

Strike out the word "three" in line 3 before the word "members" and insert the word "five".

In line 4 after the words "Agriculture and Labor" insert the words "Secretary of State and Attorney General".

And passed as amended.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 488 and asks for a Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Knox, Bratton and Blanchard.

Very respectfully,

W. D. AUSTIN,

Chief Clerk.

Mr. Overson moved that the Senate do not concur in the House amendments to Senate Bill No. 252 and that a Conference Committee be appointed by the President to act on the same, which motion prevailed.

The President appointed Messrs. Overson, Albrecht and Barnes.

Mr. Hyland moved that the Senate do now concur in the House amendments to Senate Bill No. 194, which motion prevailed.

Mr. Kretschmar moved that the President appoint a Conference Committee to act on House Bill No. 488, which motion prevailed.

The President appointed Messrs. Jacobsen, Lindstrom and Mallough.

### MESSAGE FROM THE HOUSE

HOUSE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1913.

*Mr. President:*

I have the honor to transmit herewith the following concurrent resolution introduced by Mr. Hendrickson.

*Be it Resolved by the House of Representatives, the Senate Concurring.*

*Whereas*, It is only fitting and proper that the members of the Fourteenth Legislative Assembly should be given a copy of the Compiled Laws of North Dakota for 1913.

*Now Therefore, be it Resolved*, That the secretary of state be instructed to furnish a copy of said Compiled Laws to each member of the said Fourteenth Legislative Assembly.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,

W. D. AUSTIN,  
Chief Clerk.

The President referred the message to the Committee on State Affairs.

Mr. Davis moved that the House Concurrent Resolution introduced by Mr. Hendrickson relating to the copies of the laws be amended as follows:

After the word "Assembly", insert the following: "Provided, however, that hereafter no member of the legislative assembly shall receive more than one copy of the laws, irrespective of the numbers of terms he may serve as a member", which motion prevailed.

Mr. Davis moved that the House Concurrent Resolution as amended be concurred in, which motion prevailed.

## REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee on House Bill No. 331, after full consideration, respectfully submits the following recommendations:

That the House recede from its position and adopt all the amendments made by the Senate, except the insertion of Section 4 of the Senate amendments, as the same appears on page 6, Senate Journal for February 27th; and as to said Section 4, the Senate recedes from its position and said Section 4 shall be eliminated.

Re-number Section 5 of said Senate amendment so as to make it Section 4.

And when so amended recommend that the bill do pass.

For the House:

A. G. DIVET,  
S. Th. WESTDAL,  
J. W. SMITH.

For the Senate:

F. LEUTZ.  
N. N. NELSON.

Mr. Leutz moved that the report of the Conference Committee on House Bill No. 331 be not adopted, which motion prevailed.

Mr. Vail moved that a Conference Committee be appointed by the President on the part of the Senate to confer with a like committee from the House to act on matters pertaining to Senate Bill No. 180 and House Bill No. 122, which motion prevailed.

The President appointed Messrs. Vail, Allen and Bonzer.

Also, your Conference Committee appointed on House Bill No. 227 recommends that the Senate recede from its amendment in Section 1.

Also recommends the following amendments:

In the title of the bill after the word "incorporation", insert the words "and distribution of their profits".

After the word "member", in line 6 of Sec. 1 of the printed bill and also in the same line in the engrossed bill, insert the words "or to members and other customers in such proportion to each as may be determined by their by-laws".

For the Senate:

W. E. MARTIN,  
M. L. MCBRIDE,  
R. J. GARDINER.

For the House:

WALTER J. MADDOCK,  
H. J. STINGER,  
J. P. LANGE.

Mr. Leutz moved that the rules be suspended and that House Bill No. 227 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Hyland moved that the rules be suspended and that Senate Bill No. 194 be placed on the calendar for third reading and final passage, which motion prevailed.

### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 194, the roll was called and there were ayes 39, nays 3, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Paulson
Allen	Leutz	Porter
Bond	Lindstrom	Porterfield
Bonzer	Mallough	Putnam
Bronson	McBride	Rowe
Davis	McFadden	Sandstrom
Englund	McGray	Sikes
Gibbens	McLean	Steele
Gronvold	Mudgett	Thoreson
Heckle	Murphy	Trageton
Hughes	Nelson, Gr. F'ks.	Vail
Hyland	Nelson, Rolette	Wartner
Kirkeide	Overson	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Martin	Nelson, Rich'd

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Gardiner	Jacobsen
Clark	Hoverson	Loftsgaard
Ellingson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 346 as amended, the roll was called and there were ayes 37, nays 6, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gardiner	Kretschmar
Allen	Gronvold	Leutz
Bond	Heckle	Lindstrom
Bonzer	Hughes	Martin
Davis	Hyland	McBride
Englund	Jacobson	McFadden

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
McGray	Overson	Steele
McLean	Porter	Thoreson
Mudgett	Putnam	Trageton
Murphy	Rowe	Vail
Nelson, Gr. F'ks.	Sandstrom	Wartner
Nelson, Rich'l'd	Sikes	Young
Nelson, Rolette		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bronson	Hamilton	Paulson
Gibbens	Kirkeide	Porterfield

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Barnes	Ellingson	Loftsgaard
Clark	Hoverson	Mallough

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Overson moved that the Senate do now concur in the House Concurrent Resolution found on page 59 of the Journal of March 3rd, which motion prevailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 230 and asks for a Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Pendray, McQuillan and Burgett.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 180 and House Bill No. 122, Messrs. Peterson, Twichell, L. L., and Hjort.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 417 and asks for a Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Dickinson, Stinger and Masters.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 328 and asks for a Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Cooper, Harty and Boyce.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 492 and asks for a Committee of Conference,

and the Speaker has named as such conferees on the part of the House, Messrs. Divet, Twichell, T., and Hendrickson.

Also, I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 321 and asks for a Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Watt, Smith of Ward and Lange.

Also, I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 481.

Also, Senate amendments to House Bill No. 467.

Also, Senate amendments to House Bill No. 197.

Also, Senate amendments to House Bill No. 335.

Also, Senate amendments to House Bill No. 21.

Also, Senate amendments to House Bill No. 345.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 252, Messrs. Hendrickson, Hoghaug and Fraser.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Sikes moved that the President appoint a Conference Committee on House Bill No. 230, which motion prevailed.

The President appointed as such committee Messrs. Trageton, Kirkeide and Sikes.

The President appointed as conferees on the part of the Senate on House Bill No. 33, Messrs. Allen, McGray and Mallough.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Mr. Steele moved that the President appoint a Conference Committee to confer with a like committee from the House on House Bill No. 417, which motion prevailed.

The President appointed Messrs. Steele, Murphy and Thoreson.

Mr. Gardiner moved that the President appoint a Conference Committee to confer with a like committee from the House on House Bill No. 328, which motion prevailed.

The President appointed Messrs. Gardiner, Gibbens and Young.

Mr. Gardiner moved that the President appoint a Conference Committee to confer with a like committee of

the House to act on House Bill No. 321, which motion prevailed.

The President appointed as conferees on the part of the Senate, Messrs. Gardiner, Gibbens and Clark.

Mr. Kretschmar moved that the President appoint a Conference Committee to confer with a like committee from the House to act on House Bill No. 492, which motion prevailed.

The President appointed as such committee, Messrs. Thoreson, Hyland and Wartner.

Mr. Overson moved that House Bill No. 449 be placed at the head of the calendar for third reading and final passage, which motion prevailed.

Mr. Vail moved as an amendment to House Bill No. 449 as follows:

In line 13, Section 8, sub-division 2, strike out the word "first" and insert in lieu thereof the word "thirty-first".

Strike out the word "June" in same line and insert in lieu thereof the word "December".

Strike out the word "current" in same line and insert in lieu thereof the word "preceding".

In line 9, page 10, strike out the words "June 1st" and insert in lieu thereof the words "December 31st preceding".

In line 5, page 13, Section 19, after the word "liabilities" insert the words "to its stockholders".

On page 15, Section 23, line 1, after the word "for", insert the words "all reports required under the provisions of this Act shall be based upon the condition of the corporation as of December 31st preceding".

Which motion prevailed.

Mr. Leutz moved that further consideration of House Bill No. 449 be indefinitely postponed.

Mr. Vail moved as an amendment to House Bill No. 449 as follows:

In line 3, Section 3 of the printed bill, strike out the word "twentieth" and insert in lieu thereof the word "fiftieth", which motion was lost.

Roll call was demanded.

The question being on the motion to indefinitely postpone House Bill No. 449.

Mr. Bronson moved that the Senate take a recess until 1:30 P. M., which motion prevailed.

## AFTER RECESS

## REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee appointed to consider Senate Bill No. 252, begs to report that they have had the bill under consideration and recommend that said bill be amended as follows:

In line 3, sub-division 7, of the engrossed bill, by re-inserting the words "in the State of North Dakota" at the beginning of the said line, and inserting a comma and the following words: "Or an inmate of a state institution for the insane in some other state"; and at the end of Section 2, by inserting the following: "Provided, however, that no divorce shall be granted to any person whose husband or wife is an inmate of a state institution in any other than the State of North Dakota, unless the person applying for such divorce shall have been a resident of the State of North Dakota for at least five years previous to the passage of this Act."

W. B. OVERSON,  
IRA A. BARNES,  
L. C. ALBRECHT,  
S. HENDRICKSON,  
M. A. HOGHAUG,  
R. L. FRASER.

Mr. Overson moved that the report be adopted, which motion prevailed.

Also, your Conference Committee on House Bill No. 106 recommends that the House concur in the Senate amendments and that the following amendments be made.

In line 14 of Sec. 370 of the bill as amended by the Senate, after the figure "2", insert the following: "nor more than three (3)".

In line 29 of Sec. 370 of the bill as amended by the Senate, strike out the word "five" and the figure "5" and insert in lieu thereof the following: "four (4) nor more than five (5)."

In line 34 of Sec. 370 of the bill as amended by the Senate, strike out the word "sinking."

In line 22 of Section 370 as amended by the Senate, strike out the words "established by law" and insert in lieu thereof the following: "for the investment of which no provision is otherwise provided by law".

In lines 1 and 2 of Sec. 370 of the bill as amended

by the Senate, strike out the words "except sinking funds".

IRA A. BARNES,  
CHAS. ELLINGSON,  
O. J. CLARK,  
CHAS. F. KELLOGG,  
R. K. BATZER,  
WM. WATT.

Mr. Clark moved that the report be adopted, which motion prevailed.

Also, your Conference Committee on Senate Bill No. 219 recommends that the House recede from its amendments to same.

Senate Committee:  
C. W. McGRAY,  
R. J. GARDINER,  
House Committee:  
ARTHUR DIXON,  
J. B. DICKSON.

Mr. McGray moved that the report be adopted.

Mr. Overson moved that Senate Bill No. 252 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Clark moved that House Bill No. 106 be placed on the calendar for third reading and final passage, which motion prevailed.

Roll call was demanded.

The question being on the adoption of the Conference Committee report on Senate Bill No. 219, the roll was called and there were ayes 16, nays 18, absent and not voting 12, passed 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Nelson, Richl'd
Clark	Hyland	Putnam
Ellingson	McFadden	Rowe
Gardiner	McGray	Sikes
Gibbens	McLean	Young
Gronvold		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hamilton	Nelson, Rolette
Barnes	Hughes	Overson
Bond	Kirkeide	Porter
Bonzer	Leutz	Porterfield
Bronson	Martin	Trageton
Englund	Mudgett	Vail

Messrs. Nelson of Grand Forks, Paulson and Sandstrom passed.

**Absent and not voting:**

Messrs.	Messrs.	Messrs.
<b>Davis</b>	<b>Lindstrom</b>	<b>Murphy</b>
<b>Hoverson</b>	<b>Loftsgaard</b>	<b>Steele</b>
<b>Jacobsen</b>	<b>Mallough</b>	<b>Thoreson</b>
<b>Kretschmar</b>	<b>McBride</b>	<b>Wartner</b>

Messrs. Hoverson and Loftsgaard being excused.

So the report was not adopted.

Mr. Gardiner moved that the President appoint a Conference Committee on Senate Bill No. 219.

Mr. Nelson of Rolette moved that the motion be laid on the table, which motion prevailed.

Mr. Clark moved that the rules be suspended and that House Bill No. 106 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. McLean moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

M. J. GEORGE,  
Secretary.

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**SIXTIETH DAY**


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SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

The Senate convened at 2 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain.

Roll call.

All the members present except Messrs. Hoverson and Loftsgaard, who were excused.

REFERENCE OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

*Mr. President:*

Your Committee on Revision and Correction of the Journal of the Fifty-Eighth Day after Recess, and Fifty-Ninth Day, have carefully examined the same and find it correct.

C. W. McGRAY,  
Chairman.

Mr. McGray moved that the report be adopted, which motion prevailed.

FRIDAY, MARCH 5, 1915.

1087

March 5th, 1915.

STATE OF NORTH DAKOTA, DR.

To *F. A. McDonald.*

Feb. 16	4 single trips at 5c	20
Feb. 17	4 single trips at 5c	20
Feb. 18	4 single trips at 5c	20
Feb. 19	6 single trips at 5c	30
Feb. 20	4 single trips at 5c	20
Feb. 23	6 single trips at 5c	30
Feb. 24	4 single trips at 5c	20
Feb. 25	4 single trips at 5c	20
Feb. 26	4 single trips at 5c	20
Feb. 27	4 single trips at 5c	20
Mar. 1	4 single trips at 5c	20
Mar. 2	4 single trips at 5c	20
Mar. 3	6 single trips at 5c	30
Mar. 4	4 single trips at 5c	20
Mar. 5	4 single trips at 5c	20

Total ..... \$3.30

Messenger service car fare.

March 5th, 1915.

STATE OF NORTH DAKOTA, DR.

To *John O. Quamme,*

Address Northwood.

Feb. 16	2 trips at 5c each	10
Feb. 17	2 trips at 5c each	10
Feb. 18	2 trips at 5c each	10
Feb. 19	2 trips at 5c each	10
Feb. 20	2 trips at 5c each	10
Feb. 23	2 trips at 5c each	10
Feb. 24	2 trips at 5c each	10
Feb. 25	2 trips at 5c each	10
Feb. 26	2 trips at 5c each	10
Feb. 27	2 trips at 5c each	10
Mar. 1	2 trips at 5c each	10
Mar. 2	2 trips at 5c each	10
Mar. 3	2 trips at 5c each	10
Mar. 4	2 trips at 5c each	10
Mar. 5	2 trips at 5c each	10

Total ..... \$1.50

Senate Postmaster.

March 5th, 1915.

STATE OF NORTH DAKOTA, DR.

*To McKenzie Hotel.*

Address, Bismarck, N. D.

Rent of Room No. 220 for Senate Stenographer  
for 14th Legislative Assembly, from January 7th,  
1915, to March 5th, 1915, both dates inclusive,  
58 days at \$5.00 per day.....\$290.00

Mr. Davis moved that the three bills be referred to  
the Committee on Appropriations, which motion pre-  
vailed.

## MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines  
to concur in the Senate amendments to House Bill No.  
302 and asks for a committee of conference, and the  
Speaker has named as such conferees on the part of the  
House, Messrs. Carney, Batzer and Kringer.

Also, I have the honor to inform you that the Speaker  
has appointed as conferees on the part of the House  
on Senate Bill No. 284. Messrs. Stinger, Odland and  
Kelly.

Also, I have the honor to inform you that the Speaker  
has appointed as conferees on the part of the House on  
House Bill No. 33, Messrs. Williams, Liudahl and Quan-  
beck.

Also, I have the honor to inform you that the House  
has concurred in Senate amendments to House Bill No.  
346.

Also, I have the honor to transmit herewith House  
Bill No. 106.

A bill for an Act to amend Section 370 of the Com-  
piled Laws of North Dakota relating to state deposi-  
taries.

Which the House has passed as amended by the  
Conference Committee and your favorable consideration  
is respectfully requested.

Also, I have the honor to return herewith Senate Bill  
No. 180.

A bill for an Act providing for salaries for county  
auditors, county treasurers, registers of deeds, county

judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2578, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

Which the House has passed as amended by the Conference Committee.

Also, I have the honor to return herewith Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

Which the House has passed as amended.

Very respectfully,

W. D. AUSTIN,  
Chief Clerk.

#### REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee, appointed to consider House Bill No. 492, have had the same under consideration and do now report as follows:

We recommend that the Senate recede from its amendment and pass the said bill as passed by the House.

For the Senate:

ALOYS WARTNER,  
FRANK H. HYLAND.

For the House:

S. HENDRICKSON,  
A. G. DIVET,  
TREADWELL TWICHELL.

Mr. Thoreson refuses to join in the foregoing reports and recommends that the Senate insist on its amendments to said bill.

MARTIN THORESON.

Mr. Wartner moved that the report be adopted.

Roll call was demanded.

The question being on the adoption of the Conference Committee report on House Bill No. 492, the roll was called and there were ayes 25, nays 18, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Overson
Allen	Hyland	Porter
Barnes	Kirkeide	Porterfield
Bonzer	Kretschmar	Rowe
Clark	Leutz	Sandstrom
Davis	McFadden	Steele
Englund	McLean	Wartner
Gardiner	Murphy	Young
Gibbens		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Martin	Paulson
Bronson	McGray	Putham
Ellingson	Mudgett	Sikes
Gronvold	Nelson, G. F'ks	Thoreson
Hamilton	Nelson, Richl'd	Trageton
Heckle	Nelson, Rolette	Vail

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Lindstrom	Mallough
Jacobsen	Loftsgaard	McBride

Messrs. Hoverson and Loftsgaard being excused.

So the Conference Committee report was adopted.

Mr. Bronson moved a verification of the roll call, which motion prevailed and the Secretary verified same and found it correct.

Mr. Hughes moved that the vote by which House Bill No. 237 was lost be reconsidered, which motion was lost.

Mr. Mudgett moved that the Senate concur in the House amendments to Senate Bill No. 219 and that the rules be suspended and the same be placed on the calendar for third reading and final passage.

Mr. Gardiner moved that the motion of Mr. Mudgett be laid on the table, which motion was lost.

The question being on the motion to place Senate Bill No. 219 as amended by the House on the calendar for third reading and final passage, which motion prevailed.

Mr. Leutz moved that the rules be suspended and that House Bill No. 492 be placed on the calendar for third reading and final passage, which motion prevailed.

Also, your Conference Committee on Senate Bill No.

284 beg leave to report that they are unable to agree and ask that a new committee be appointed.

For the Senate:

H. A. BRONSON,  
A. S. GIBBENS,  
P. J. MURPHY.

For the House:

WM. WATT,  
R. J. LIST,  
P. H. KELLY.

Also, your Conference Committee to whom was referred House Bill No. 230 beg leave to report that they have conferred with a like committee of the House and are unable to agree, and ask that another Conference Committee be appointed.

O. O. TRAGETON,  
A. J. KIRKEIDE,  
E. A. SIKES.

Mr. Martin moved that the President appoint a Conference Committee on House Bill No. 230, which motion prevailed.

The President appointed as new conferees on the part of the Senate to act on House Bill No. 230, Messrs. Martin, McBride and Gardiner.

#### UNFINISHED BUSINESS

Mr. Allen moved the call of the Senate, which motion prevailed.

#### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Overson
Allen	Hughes	Paulson
Barnes	Hyland	Porter
Bond	Kirkeide	Porterfield
Bonzer	Leutz	Putnam
Bronson	Martin	Rowe
Clark	McFadden	Sandstrom
Davis	McGray	Sikes
Englund	McLean	Steele
Ellingson	Mudgett	Thoreson
Gardiner	Murphy	Trageton
Gibbens	Nelson, Gr. F'ks.	Vail
Gronvold	Nelson, Rich'd	Wartner
Hamilton	Nelson, Rolette	Young

Those absent were:

Messrs.	Messrs.	Messrs.
Hoverson	Lindstrom	Mallough
Jacobsen	Loftsgaard	McBride
Kretschmar		

Mr. Trageton moved that further proceedings under the call of the Senate be dispensed with, which motion prevailed.

Mr. Davis moved that the Senate do now go into Executive Session, which motion prevailed.

### OPEN SESSION

In open session announcement was made of confirmation of the following appointments as members of the Board of Control of state institutions:

Hon. R. S. Lewis of Cass County, for the term ending on the first Monday in July, 1921.

Hon. F. O. Brewster of Wells County, for the term ending on the first Monday in July, 1919.

Hon. J. W. Jackson of Williams County, for the term ending on the first Monday in July, 1917.

Hon. Charles Lano of Renville County, for member of State Library Commission for the term ending April 1, 1921.

For members of the Board of Trustees of the Soldiers' Home:

Hon. D. F. Siegfried of Cass County, for the term ending July 1, 1920.

Hon. Alexander Hay of Richland County, for the term ending July 1, 1920.

Hon. James Cassadey of Ransom County, for the term ending July 1, 1918.

Hon. Larry B. McLain of Stutsman County, for the term ending March 14, 1920.

For State Oil Inspector for the term beginning the first Tuesday in April, 1915:

Hon. T. W. Jackman of Cass County.

For State Examiner for the term beginning March 10, 1915 and ending March 10, 1917:

Hon. S. G. Severtson of Eddy County.

For members of the Board of Regents for the State University, the State Agricultural College, the Normal Schools, the School of Science, the Normal and Industrial School, the School of Forestry and such other state educational institutions as may be hereafter established:

Hon. Lewis F. Crawford of Golden Valley County, for the term ending July 1, 1921.

Hon. Frank White of Barnes County, for the term ending July 1, 1919.

Hon. J. D. Taylor of Grand Forks County, for the term ending July 1, 1919.

Hon. Emil Scow of Bowman County, for the term ending July 1, 1917.

Hon. J. A. Power of Richland County, for the term ending July 1, 1917.

For members of the Board of Trustees of the State University at Grand Forks for the term of four years from March 6, 1915.

Hon. W. A. McIntyre of Cavalier County.

Members, Board of Trustees of the State Normal and Industrial School at Ellendale, for the term of four years each from April 1, 1915:

Hon. C. R. Hodge, of Stutsman County,

Hon. H. K. Pennington, of Sargent County.

Hon. F. B. Oakley, of La Moure County.

For members, State Board of Education for term of two years each from April 1, 1915:

Hon. George A. McFarland of Barnes County,

Hon. R. M. Black of Dickey County,

Miss Mary B. Flemington of Dickey County,

Hon. H. M. Taber of Stutsman County.

For members, Board of Trustees of the State Agricultural College at Fargo, for terms of four years each from April 1, 1915:

Hon. H. W. Green of Leal, North Dakota,

Hon. August Hanson of Fargo, North Dakota,

Hon. Peter Elliott of Fargo, North Dakota,

Hon. W. R. Reed of Amenia, North Dakota.

For State Engineer for the term of four years from April 1, 1915:

Hon. Jay W. Bliss of Nelson County.

For State Superintendent of Public Health for the term of two years from April 1, 1915:

Dr. C. J. McGurran of Ramsey County.

For Members of the Board of Trustees of the Academy of Science at Wahpeton, North Dakota, for terms of four years each from April 1, 1915:

Hon. C. H. Ebel of Richland County,

Hon. O. A. Leach of Richland County,

Hon. Charles P. O'Rourke of Morton County.

For Directors of the School of Forestry at Bottineau, North Dakota, for terms of four years each from April 1, 1915:

Hon. A. O. Smith of Rolette County,  
Hon. H. A. Batie of Bottineau County.

Mr. Martin moved a call of the Senate, which motion prevailed.

### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Hamilton	Nelson, G. Fks.	Wartner
Heckle	Nelson, Richl'd	Young
Hughes		

Those absent were:

Messrs.	Messrs.	Messrs.
Hoverson	Loftsgaard	McBride

### UNFINISHED BUSINESS

Mr. Vail moved as an amendment to House Bill No. 449 as follows:

In line 3, Section 3, page 2 of the printed bill, strike out the word "twentieth" and insert in lieu thereof the word "fortieth", which motion prevailed.

The question being on the motion to indefinitely postpone House Bill No. 449.

Mr. Englund moved the previous question, which motion prevailed.

Roll call was demanded.

The question being on the motion to indefinitely postpone House Bill No. 449, the roll was called and there were ayes 29, nays 18, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Nelson, Richl'd
Allen	Mallough	Nelson, Rolette
Bond	Martin	Paulson
Gardiner	McBride	Porter
Gronvold	McFadden	Porterfield
Hamilton	McGray	Putnam
Heckle	McLean	Rowe
Hughes	Mudgett	Thoreson
Jacobsen	Murphy	Young
Kretschmar	Nelson, Gr. F'ks.	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Ellingson	Sandstrom
Bonzer	Gibbens	Sikes
Bronson	Hyland	Steele
Clark	Kirkeide	Trageton
Davis	Lindstrom	Vail
Englund	Overson	Wartner

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So House Bill No. 449 was indefinitely postponed.

Mr. Trageton moved the verification of the roll call, which motion prevailed and the Secretary verified the vote and found it correct.

Mr. Leutz moved that the vote by which House Bill No. 449 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Wartner moved that the Senate reconsider their vote by which they refused to adopt the report of the Conference Committee on House Bill No. 331.

Mr. Davis moved that the motion of Mr. Wartner be laid on the table, which motion was lost.

The question being on the motion to reconsider the vote by which the Conference Committee on House Bill No. 331 was not adopted, which motion was lost.

Mr. Davis moved that a second Conference Committee be appointed to confer on House Bill No. 331, which motion prevailed.

The President appointed as conferees on the part of the Senate to Act on House Bill No. 331, Messrs. Jacobsen, Davis and Sikes.

Mr. Hughes moved that a third Conference Committee be appointed to act on House Bill No. 230, which motion prevailed.

The President appointed as conferees on the part of the Senate to act on House Bill No. 230, Messrs. Martin, McBride and Gardiner.

## REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Committee on Conference to whom was referred Senate Bill No. 180, have had the same under consideration in conference and recommend as follows:

That the House recede from its amendments;

That at the end of Sec. 9 of the engrossed bill, after the word "effect" there be added "Whereas an emergency exists in that certain newly organized counties

have now no adequate assessment on which to base the salaries fixed by law for county officers, this Act shall take effect and be in force from and after its passage and approval, as to such counties”.

In Sec. 3, line 1, of the engrossed bill at the end of the title, strike out the period and add the following: “and the clerk of the district court”.

In line 2 of the same section of the engrossed bill after the word “deeds” add “and the clerk of the district court”.

In line 4 of the same section of the engrossed bill after the word “deeds” add “and the clerk of the district court”.

In line 22 of the same section of the engrossed bill after the word “deeds” add “and the clerk of the district court”.

Strike out all of Section 6 of the engrossed bill and renumber Sections 7, 8, 9, 10 and 11 as Sections 6, 7, 8, 9 and 10.

A. V. A. PETERSON,  
L. L. TWICHELL,  
J. S. HJORT,  
House Committee.

H. W. ALLEN,  
F. W. VAIL,  
A. F. BONZER,  
Senate Committee.

Also, your Committee on Conference to whom was referred House Bill No. 122, have had the same under consideration in conference and recommend that the same be amended as follows:

In line 10, page 1, of the printed bill, after the word “taxation”, insert “shall not, during the years 1915 and 1916, levy an amount for the purposes of taxation”.

In Section 2, line 3, of the printed bill, after the word “increased”, insert “by reason of any increased assessed valuation”.

A. V. A. PETERSON,  
L. L. TWICHELL,  
J. S. HJORT,  
House Committee.

F. W. VAIL,  
A. F. BONZER,  
H. W. ALLEN,  
Senate Committee.

Mr. Vail moved that the reports of the Conference Committees on Senate Bill No. 180 and House Bill No. 122, be received, and that Senate Bill No. 180 and House Bill No. 122 be placed on the calendar for third reading and final passage, which motion prevailed.

On motion the Senate returned to the Eighth Order of Business.

Mr. Jacobsen moved that the vote by which the report of the Committee on House Bill No. 179, indefinitely postponing the same, was adopted, be reconsidered.

Mr. Vail moved that the motion of Mr. Jacobsen be laid on the table, which motion was lost.

The question being on the motion of Mr. Jacobsen to reconsider the indefinite postponement of House Bill No. 179, which motion prevailed.

Mr. Jacobsen moved that House Bill No. 179 be recalled from the House, which motion prevailed.

#### REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred bills of Messrs. McDonald and Quamme and bill of Hotel McKenzie.

Have had the same under consideration and recommend that the bills of Messrs. McDonald and Quamme be paid as filed.

Also, that the hotel McKenzie bill be allowed at \$2.50 per day for 58 days or total of \$145.00.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

Mr. Vail moved that the rules be suspended and that Senate Bill No. 180 and House Bill No. 122 be placed at the head of the calendar for third reading and final passage, which motion prevailed.

By unanimous consent the Senate returned to the Sixth Order of Business.

#### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

Also, Senate Bill No. 194.

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

Also, Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

Also, Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey county.

Also, Senate Bill No. 12.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

Also, Senate Bill No. 137.

A bill for an Act to amend Sections 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

Also, Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

Also, Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed or dangerous weapons or explosives, or has the same in his possession, custody or

control. Unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

Also, Senate Bill No. 306.

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

Also, Senate Bill No. 264.

A bill for an Act to amend Section 2588 of the Compiled Laws of 1913, relating to the cost of maintenance of patients in the state tuberculosis sanatorium.

Also, Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

Also, Senate Bill No. 317.

A bill for an Act entitled an Act to define the crime of fornication and providing punishment therefor.

Also, Senate Bill No. 236.

A bill for an Act authorizing the board of county commissioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

Also, Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

Also, Senate Bill No. 127.

A bill for an Act to provide for county aid to rural graded and consolidated schools.

Also, Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanics' liens, the time of commencing suit and limitations thereon.

Also, Senate Bill No. 187.

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

Also, Senate Bill No. 275.

A bill for an Act to provide for the construction of sidewalks in unincorporated towns and villages.

Also, Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913 relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

Also, Senate Bill No. 184.

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

Also, Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

Also, Senate Bill No. 218.

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

Also, Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State Penitentiary, and for making permanent improvements and additions thereto.

Also, Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Also, Senate Bill No. 64.

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.

Also, Senate Bill No. 308.

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268 of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 of said Compiled Laws.

Also, Senate Bill No. 174.

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made thereof.

Also, Senate Bill No. 156.

A bill for an Act authorizing an appropriation for carrying out the provisions of Sections 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

#### REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee on House Bill No. 417 beg leave to report that they have had the same under consideration and recommend that the House concur in the Senate amendments with the exception of the last and in place of said last amendment that the said bill be amended as follows:

In line 85 of the engrossed bill strike out the word "six" and insert in lieu thereof the words "four and one-half".

B. A. DICKINSON,  
WALTER MASTER,  
H. J. STINGER.  
House Committee.

ALFRED STEELE,  
MARTIN THORSON,  
P. J. MURPHY.  
Senate Committee.

Mr. Steele moved that the report be adopted, which motion prevailed.

Mr. Steele moved that the rules be suspended and that House Bill No. 417 be placed on the calendar for third reading and final passage, which motion prevailed.

Also, your committee which was appointed to confer with a like committee from the Senate on House Bill No. 33 begs leave to report that the joint committee recommends that House Bill No. 33 be amended as follows:

Amend said bill where it appears on page 5 of the House Journal of March 2nd as follows:

Section 1, line 2, after the word "person" insert the following: "who has been or may be".

Section 2, line 5, after the word "least" strike out the word "eighty" and insert in lieu thereof the word "fifty".

Add to said bill as Section 4 thereof the following: "Sec. 4. Emergency.) An emergency is hereby declared to exist and this Act shall take effect and be in force from and after its passage and approval".

And when so amended recommend that the same do pass.

For the Senate:

F. LEUTZ,  
B. H. MALLOWH,  
A. J. MCFADDEN.

For the House:

E. A. WILLIAMS,  
H. P. QUANBECK,  
A. A. LIUDAHL.

Mr. Leutz moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the Speaker has appointed as new conferees on the part of the House on House Bill No. 488, Messrs. Knox, Bratton and Blanchard.

Also, I have the honor to inform you that the Speaker has appointed as new conferees on the part of the House on House Bill No. 32, Messrs. Torson, Tallack and Hickle.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 252, Messrs. Twichell, Sinclair and Naramore.

Also, I have the honor to return herewith Senate Bill No. 64.

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of of public officers by the Governor.

Which the House has passed as amended by the Conference Committee.

Also, I have the honor to inform you that the House refuses to concur in the Conference Committee report on House Bill No. 417 and ask for a new Conference Committee and the Speaker has appointed as such on the part of the House Messrs. Thompson of Sargent, Moeckel and Kelly.

Also, I have the honor to inform you that the House requests the return of Senate Bill No. 315.

Also, I have the honor to return herewith House Bill No. 179.

A bill for an Act to provide for the care, maintenance and conservation of the state park at Fort Rice in Morton County and making an appropriation therefor.

As requested by the Senate.

Also, I have the honor to return herewith Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

Which the House has passed as amended by the Conference Committee.

Also, I have the honor to inform you that the House requests the return of Senate Bill No. 36.

Also, I have the honor to transmit herewith House Bill No. 328.

A bill for an Act to amend Section 1990p of the Compiled Laws of 1913, relating to the payment of highway taxes.

Which the House has passed as amended by the Conference Committee and your favorable consideration is respectfully requested.

Also, I have the honor to inform you that the Speaker has appointed as new conferees on the part of the House, on House Bill No. 331, Messrs. Ness, Erickson and Wolfer.

Also, I have the honor to transmit herewith House Bill No. 227.

A bill for an Act to define co-operative associations and to authorize their incorporation, and to declare an emergency.

Also, House Bill No. 331.

A bill for an Act relating to the taxation of personal property known as moneys and credits.

Which the House has passed as amended by the Conference Committees and your favorable consideration is respectfully requested.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

#### REPORTS OF SPECIAL COMMITTEES.

*Mr. President:*

Your Conference Committee appointed to confer with a like committee of the House on House Bill No. 396, beg leave to recommend that the House do concur in the Senate amendments thereto.

H. W. ALLEN,  
C. W. McGRAY,  
B. H. MALLOUGH.  
Senate Committee.

S. H. PITKIN,  
FRANK E. PLOYHAR,  
E. A. WILLIAMS.  
House Committee.

Also, your Conference Committee appointed to confer on House Bill No. 488 beg leave to report that it has had said bill under consideration and has been unable to come to any agreement in regard thereto.

For the Senate:  
H. P. JACOBSEN,  
OSCAR LINDSTROM,  
B. H. MALLOUGH.

For the House:  
C. E. KNOX,  
H. J. BLANCHARD,  
L. H. BRATTON.

#### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 180, the roll was called and there were ayes 38, nays 2, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Bond	Clark
Alleh	Bonzer	Ellingson
Barnes	Bronson	Gardiner

Messrs.	Messrs.	Messrs.
Gibbens	Lindstrom	Porterfield
Gronvold	Mallough	Rowe
Hamilton	McFadden	Sandstrom
Heckle	McGray	Sikes
Hughes	McLean	Thoreson
Hyland	Nelson, Gr. F'ks.	Trageton
Jacobsen	Nelson, Rich'd	Vail
Kirkeide	Nelson, Rolette	Wartner
Kretschmar	Overson	Young
Leutz	Porter	

Messrs. Paulson and Putnam voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Loftsgaard	Mudgett
Englund	Martin	Murphy
Hoverson	McBride	Steele

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to transmit herewith House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

Which the House has passed as amended by the Conference Committee and your favorable consideration is respectfully requested.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Jacobsen moved that the Senate take a recess of ten minutes, which motion prevailed.

#### AFTER RECESS

#### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 252, the roll was called and there were ayes 33, nays 8, absent and not voting 7, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Nelson, Rolette
Allen	Hughes	Overson
Barnes	Kretschmar	Porter
Bond	Leutz	Porterfield
Bonzer	Mallough	Sandstrom
Clark	McFadden	Sikes
Englund	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Vail
Gronvold	Murphy	Wartner
Hamilton	Nelson, Richl'd	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Kirkeide	Putnam
Ellingson	Lindstrom	Trageton
Hyland	Paulson	

Mr. Jacobsen passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Martin	Nelson, Gr. F'ks.
Hoverson	McBride	Rowe
Loftsgaard		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Nelson of Rolette moved the call of the Senate, which motion prevailed.

### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Heckle	Porter
Barnes	Hyland	Porterfield
Bond	Kirkeide	Putnam
Bonzer	McBride	Rowe
Bronson	McFadden	Sandstrom
Clark	McGray	Sikes
Davis	McLean	Thoreson
Englund	Mudgett	Trageton
Ellingson	Murphy	Vail
Gardiner	Nelson, Richl'd	Wartner
Gibbens	Nelson, Rolette	Young
Hamilton	Paulson	

Those absent were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Martin
Gronvold	Leutz	Nelson, Gr. F'ks.
Hoverson	Lindstrom	Overson
Hughes	Loftsgaard	Steele
Jacobsen	Mallough	

Mr. Clark moved as an amendment to Senate Bill No. 219 as follows:

In line 19, page 2 of the printed bill, after the word "accordingly" insert the words "no county seats situated on Sections 13 and 24", which motion prevailed.

Mr. Gardiner moved as an amendment to the amendment to Senate Bill No. 219, to insert after the word "24" in the amendment of Mr. Clark, the words "provided, further, that this Act shall not effect counties whose county seats have been located for more than thirty years", which motion was lost.

Mr. Mudgett moved the previous question, which motion prevailed.

Mr. Gardiner moved that further consideration of Senate Bill No. 219 be indefinitely postponed, which motion was lost.

### THIRD READING OF SENATE BILLS

The question being on the final passage of Senate Bill No. 219 as amended, the roll was called and there were ayes 26, nays 18, absent and not voting 2, passed 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Nelson, Rolette
Arnes	Kirkeide	Overson
Bond	Kretschmar	Porterfield
Bonzer	Leutz	Steele
Bronson	Lindstrom	Thoreson
Englund	Martin	Trageton
Ellingson	McGray	Vail
Gronvold	Mudgett	Wartner
Hamilton	Nelson, G. F'ks.	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richl'd
Clark	Jacobsen	Porter
Davis	Mallough	Putnam
Gardiner	McBride	Rowe
Gibbens	McLean	Sikes
Heckle	Murphy	Young

Messrs. McFadden, Paulson and Sandstrom passed.

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the bill passed and the title was agreed to.

Mr. Mudgett moved that the vote by which Senate Bill No. 219 passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

### THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill

No. 122, as amended, the roll was called and there were ayes 46, nays 0, absent and not voting 2, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Richl'd
Allen	Jacobsen	Nelson, Rolette
Barnes	Kirkeide	Overson
Bond	Kretschmar	Porter
Bonzer	Leutz	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Davis	Martin	Sandstrom
Englund	McBride	Sikes
Ellingson	McFadden	Steele
Gardiner	McGray	Thoreson
Gibbens	McLean	Trageton
Gronvold	Mudgett	Vail
Hamilton	Murphy	Wartner
Heckle	Nelson, Gr. F'ks.	Young
Hughes		

Mr. Paulson passed.

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the bill passed and the title was agreed to.

The question being on the final passage of House Bill No. 227, the roll was called and there were ayes 36, nays 4, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Overson
Barnes	Kirkeide	Paulson
Bond	Kretschmar	Porterfield
Bronson	Lindstrom	Putnam
Clark	Mallough	Rowe
Englund	Martin	Sandstrom
Ellingson	McBride	Sikes
Gibbens	McGray	Steele
Gronvold	McLean	Thoreson
Heckle	Murphy	Trageton
Hughes	Nelson, Richl'd	Wartner
Hyland	Nelson, Rolette	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Nelson, Gr. F'ks.
Bonzer		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Leutz	Mudgett
Gardiner	Loftsgaard	Porter
Hoverson	McFadden	Vail

Messrs. Hoverson and Loftsgaard being excused

So the bill passed and the title was agreed to.

The question being on the final passage of House Bill No. 106, the roll was called and there were ayes 37, nays 0, absent and not voting 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Paulson
Barnes	Lindstrom	Porter
Bond	Mallough	Porterfield
Bonzer	Martin	Putnam
Bronson	McBride	Rowe
Clark	McGray	Sandstrom
Englund	McLean	Sikes
Ellingson	Mudgett	Steele
Gibbens	Murphy	Thoreson
Gronvold	Nelson, G. F'ks	Trageton
Heckle	Nelson, Rich'l'd	Wartner
Hyland	Overson	Young
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Albrecht	Hoverson	Loftsgaard
Davis	Hughes	McFadden
Gardiner	Kretschmar	Nelson, Rolette
Hamilton	Leutz	Vail

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

## REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee appointed on House Bill No. 230 recommend that the Senate recede from its amendment to the effect that Sec. 5 be stricken out.

W. E. MARTIN,

R. J. GARDINER,

M. L. McBRIDE.

Senate Committee.

## GENERAL ORDERS

Mr. Hughes moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed.

The President called Mr. Bronson to the chair.

## COMMITTEE OF THE WHOLE

When the committee arose it submitted the following report:

*Mr. President:*

Your Committee of the Whole have had under consideration House Bill No. 32, and recommends that another

Conference Committee be appointed consisting of a majority and minority representation.

H. A. BRONSON,  
Chairman.

Mr. Bronson moved that the report be adopted, which motion prevailed.

Mr. Leutz moved that the rules be suspended and that House Bill No. 33 be placed on the calendar for third reading and final passage, which motion prevailed.

Mr. Murphy moved that a Conference Committee be appointed to act on House Bill No. 417, which motion prevailed.

#### GENERAL ORDERS

Mr. Bronson moved that the Senate resolve itself into a Committee of the Whole, which motion prevailed.

The President called Mr. Bronson to the chair.

#### COMMITTEE OF THE WHOLE

When the Committee of the Whole arose it submitted the following report:

*Mr. President:*

Your Committee of the Whole have had under consideration House Bill No. 282 and recommend that it be indefinitely postponed.

Also, House Bill No. 320, and recommend that it be indefinitely postponed.

H. A. BRONSON,  
Chairman.

Mr. Bronson moved that the report be adopted.

The question was asked to be divided.

The question being on adoption of the report indefinitely postponing House Bill No. 282, which report was adopted.

Mr. Bronson moved as an amendment to the report of the Committee of the Whole on House Bill No. 320 as follows:

In line 4, Section 177, strike out the word "farm" and insert in lieu thereof the word "real", which motion prevailed.

Mr. Wartner moved that the report of the Committee of the Whole be not adopted and that House Bill No. 320 recommended for passage as amended, which motion prevailed.

The President appointed as conferees on the part of the Senate to confer with a like committee from the House on House Bill No. 302, Messrs. Allen, Vail and Thoreson.

The President appointed as conferees on the part of the Senate to confer with a like committee from the House on House Bill No. 417, Messrs. Steele, Gibbens and Murphy.

The President appointed as conferees on the part of the Senate to confer with a like committee from the House on House Bill No. 32, Messrs. Bronson, Gronvold and Hughes.

Further consideration of House Bill No. 492 was deferred.

THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 33 as amended, the roll was called and there were ayes 28, nays 12, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Murphy
Barnes	Lindstrom	Nelson, Gr. F'ks.
Bonzer	Mallough	Nelson, Rolette
Englund	Martin	Overson
Gardiner	McBride	Porter
Gronvold	McFadden	Porterfield
Heckle	McGray	Steele
Hyland	McLean	Thoreson
Kirkeide	Mudgett	Vail
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hughes	Rowe
Bronson	Nelson, Richl'd	Sandstrom
Gibbens	Paulson	Trageton
Hamilton	Putnam	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Ellingson	Loftsgaard
Clark	Hoverson	Sikes
Davis	Jacobsen	Wartner

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

The question being on the final passage of House Bill No. 320 as amended, the roll was called and there were ayes 19, nays 24, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Nelson, Richl'd
Barnes	Leutz	Nelson, Rolette
Bond	Mallough	Porterfield
Bronson	Martin	Sandstrom
Englund	McBride	Vail
Gibbens	Nelson, Gr. F'ks.	Wartner
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Paulson
Bonzer	Lindstrom	Porter
Clark	McFadden	Putnam
Gardiner	McGray	Rowe
Gronvold	McLean	Steele
Heckle	Mudgett	Thoreson
Hughes	Murphy	Trageton
Hyland	Overson	Young
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Davis	Hoverson	Loftsgaard
Ellingson	Jacobsen	Sikes

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

The Secretary announced that the President was about to sign House Bill No. 458.

A bill for an Act to amend and re-enact Section 287 of the Compiled Laws of North Dakota for 1913.

Also, House Bill No. 481.

A bill for an Act creating the state historical and museum department and prescribing the duties and powers thereof, and repealing Sections 380, 381, 382, 383, 384 and 385 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 21.

A bill for an Act to authorize changes in the schedule of items to be listed and valued for purposes of taxation.

Also, House Bill No. 411.

A bill for an Act to amend Section 4223 of the Compiled Laws of North Dakota for 1913, relating to the verification of bills, claims, accounts and demands against the county.

Also, House Bill No. 266.

A bill for an Act to amend Section 1147 of the Compiled Laws of North Dakota for the year 1913, relating to the organization of new common school districts.

Also, House Bill No. 197.

A bill for an Act to amend Section 3686 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 425.

A bill for an Act amending and re-enacting Section 7751 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on execution sale, purchaser's rights and the recording of such certificates.

Also, House Bill No. 300.

A bill for an Act to amend and re-enact Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269, 10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323, 10324, 10325, 10326, 10327, of the Compiled Laws of North Dakota for the year 1913, relating to the game and fish laws for the propagation, protection, and preservation of wild birds, wild animals and fish; creating a state game and fish board, game wardens, game and fish commissioners, providing for open seasons for the taking of certain game-birds, game-animals, fur-bearing animals and fish; providing for resident and non-resident licenses and other provisions relating thereto, with penalties for the violation thereof.

Also, House Bill No. 476.

A bill for an Act amending Sections 1531 and 1538 of the Compiled Laws of North Dakota for the year 1913, relating to the state library commission and repealing Section 1532.

Also, House Bill No. 409.

A bill for an Act to provide for the distribution of agricultural publications.

Also, House Bill No. 236.

A bill for an Act to amend Section 4543 of the Compiled Laws of North Dakota for the year 1913, relating to calling of special meetings of corporations.

Also, House Bill No. 30.

A bill for an Act to amend Section 10955 of the Compiled Laws of 1913 relating to the duties and salary of the field officer appointed by the board of trustees of the state penitentiary.

Also, House Bill No. 387.

A bill for an Act to amend and re-enact Subdivision 13 of Section 3376 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 355.

A bill for an Act entitled, "An Act to permit townships through their board of supervisors to build drains

within the township and outlets therefor without the township, and to provide the manner of assessing the cost thereof and provide for its payment.

Also, House Bill No. 472.

A bill for an Act to repeal Section 650 of the Compiled Laws of North Dakota, for the year 1913, relating to appropriation for contingency fund for commissioner of insurance.

Also, House Bill No. 466.

A bill for an Act to amend and re-enact Section 10304 of the Revised Codes of 1905, being Section 11162 of the Compiled Laws of 1913.

Also, House Bill No. 327.

A bill for an Act to amend and re-enact Section 4398 of the Compiled Laws of North Dakota for the year 1913, the same being Section 4067 of the Revised Codes of 1905, relating to the dissolution of marriage.

Also, House Bill No. 363.

A bill for an Act relating to the care of the feeble minded, providing that the cost of keeping patients in the institution for the feeble minded shall be a charge against the county sending such patient; that persons liable to support such defective person shall, when able, pay the expenses of treatment, and amending Section 1717 of the Compiled Laws of 1913 and repealing Section 1718 of the Compiled Laws of 1913.

Also, House Bill No. 200.

A bill for an Act to amend Section 3745 of the Compiled Laws of North Dakota, of 1913.

Also, House Bill No. 239.

A bill for an Act to amend and re-enact Section 1176 of the Compiled Laws of North Dakota, relating to school libraries.

Also, House Bill No. 304.

A bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913, relating to the use of lignite coal in state and county institutions and schools and providing a penalty for the violations of this Act.

Also, House Bill No. 467.

A bill for an Act to amend and re-enact Section 122 of the Revised Codes of 1905, as amended by Chapter 178 of the laws of 1907, being Section 156 of the Compiled Laws of 1913.

Also, House Bill No. 265.

A bill for an Act to amend Section 10117 of the Compiled Laws of 1913 (same being Section 9373 Revised Code 1905) by making more definite the procedure in cases of lease hold premises held under an injunction; providing a means whereby innocent owners may cancel a lease thereof and further providing for the continuing the action for a period of one year and increasing the breadth of the operation of such injunction by making it personal and apply to clerks, servants and agents and to include any place within the state.

Also, House Bill No. 499.

A bill for an Act to amend Section 44 of the Compiled Laws of North Dakota for the year 1913, relating to legislative apportionment.

Also, House Bill No. 360.

A bill for an Act relating to qualifications of signers on petition to county commissioners.

Also, House Bill No. 293.

A bill for an Act to amend and re-enact Section 8203 of the Compiled Laws of North Dakota for 1913, relating to the eminent domain.

Also, House Bill No. 471.

A bill to enact a law permitting a charge of tuition for attendance at any model high, 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. 416.

A bill for an Act creating a board of highway improvements within each county of this state, providing for their election, duties, meetings and compensation.

Also, House Bill No. 426.

A bill for an Act amending and re-enacting Section 8084 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on mortgage foreclosure sale, contents and recording of such certificates.

Also, House Bill No. 344.

A bill for an Act to amend Section 5189 of the Compiled Laws of North Dakota for the year 1913 relating to insolvency of banks and the liquidation of the same by the state examiner.

Also, House Bill No. 216.

A bill for an Act to repeal Section 1821 and Section 1824 of the Compiled Laws of North Dakota for 1913, and to amend and re-enact Section 1821 of the Compiled Laws of 1913.

Also, House Bill No. 335.

A bill for an Act to amend Section 1182 of the Compiled Laws of North Dakota for the year 1913.

Also, House Bill No. 119.

A bill for an Act to provide for the support of needy women who are the mothers of and who are compelled to support one or more children under fourteen years of age.

Also, House Bill No. 439.

A bill for an Act to amend and re-enact Section 2579 of the Compiled Laws of North Dakota of 1913, relating to expense chargeable against the estate of insane persons.

Also, House Bill No. 337.

A bill for an Act making it the duty of the commissioner of university and school lands to have certified copies of patents to indemnify lands recorded in the various counties containing such land.

Also, House Bill No. 345.

A bill for an Act amending Section 1258 of the Compiled Laws of North Dakota for the year 1913, providing for an annual school tax in special school districts.

Also, House Bill No. 346.

A bill for an Act to amend 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 the President signed the same in the presence of the Senate.

Mr. McBride moved that the report of the Conference Committee on House Bill No. 230 be adopted and it be placed on the calendar for third reading and final passage, which motion prevailed.

### THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 230, the roll was called and there were ayes 24, nays 18, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Mudgett
Allen	Lindstrom	Murphy
Bond	Mallough	Nelson, Richland
Englund	Martin	Overson
Gardiner	McBride	Porterfield
Gronvold	McFadden	Putnam
Heckle	McGray	Steele
Hughes	McLean	Vail

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Barnes	Hyland	Rowe
Bonzer	Kirkeide	Sandstrom
Bronson	Nelson, G. F'ks	Thoreson
Clark	Nelson, Rolette	Trageton
Ellingson	Paulson	Wartner
Gibbens	Porter	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Davis	Jacobsen	Loftsgaard
Hamilton	Leutz	Sikes
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill was lost.

Mr. Hughes moved the call of the Senate, which motion prevailed.

#### CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Bronson	Mallough	Putnam
Clark	Martin	Rowe
Englund	McBride	Sandstrom
Ellingson	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Richl'd	Young

Those absent were:

Messrs.	Messrs.	Messrs.
Davis	Jacobsen	Loftsgaard
Hoverson		

The Secretary announced that the President was about to sign Senate Bill No. 48.

A bill for an Act to provide for the examination.

registration and regulation of trained nurses and prescribing penalty for the violation thereof.

Also, Senate Bill No. 214.

A bill for an Act to provide for the punishment of any person carrying concealed weapons or explosives, unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

Also, Senate Bill No. 109.

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

Also, Senate Bill No. 137.

A bill for an Act to amend Sections 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

Also, Senate Bill No. 12.

A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.

Also, Senate Bill No. 176.

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey County.

Also, Senate Bill No. 306.

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

Also, Senate Bill No. 264.

A bill for an Act to amend Section 2588 of the Compiled Laws of 1913, relating to the cost of maintenance of patients in the state tuberculosis sanitarium.

Also, Senate Bill No. 193.

A bill for an Act to amend Section 7793 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

Also, Senate Bill No. 317.

A bill for an Act entitled an Act to define the crime of fornication and providing punishment therefor.

Also, Senate Bill No. 236.

A bill for an Act authorizing the board of county commissioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

Also, Senate Bill No. 163.

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same to county and township officials and others for use in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

Also, Senate Bill No. 127.

A bill for an Act to provide for a county aid to rural graded and consolidated schools.

Also, Senate Bill No. 98.

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanics' liens, the time of commencing suit and limitations thereon.

Also, Senate Bill No. 187.

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

Also, Senate Bill No. 275.

A bill for an Act to provide for the construction of sidewalks in unincorporated towns and villages.

Also, Senate Bill No. 283.

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913 relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.

Also, Senate Bill No. 184.

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

Also, Senate Bill No. 210.

A bill for an Act to amend Chapter 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when

necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

Also, Senate Bill No. 218.

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

Also, Senate Bill No. 151.

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State Penitentiary, and for making permanent improvements and additions thereto.

Also, Senate Bill No. 196.

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Also, Senate Bill No. 64.

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.

Also, Senate Bill No. 308.

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268 of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 of said Compiled Laws.

Also, Senate Bill No. 174.

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made thereof.

Also, Senate Bill No. 156.

A bill for an Act authorizing an appropriation for carrying out the provisions of Sections 711, 712 and 713 of Chapter, 9 of the Compiled Laws of 1913.

Also, Senate Bill No. 260.

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws

of North Dakota for the year 1913, relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

Also, Senate Bill No. 194.

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

Also, Senate Bill No. 279.

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

And the President signed the same in the presence of the Senate.

The question being on the final passage of House Bill No. 492.

Mr. Jacobsen moved the previous question, which motion was withdrawn.

Mr. Bronson moved as an amendment to House Bill No. 492 as follows:

In lines 3 and 4 of the printed bill, strike out the words "two thousand" and insert in lieu thereof the words "thirty-eight thousand five hundred", which motion was lost.

Mr. McGray moved the previous question, which motion prevailed.

Roll call was demanded.

The question being on Mr. Bronson's motion to amend House Bill No. 492, the roll was called and there were ayes 18, nays 28, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Heckle	Paulson
Bonzer	Lindstrom	Putnam
Bronson	Martin	Sikes
Ellingson	Mudgett	Thoreson
Gronvold	Nelson, Gr. F'ks.	Trageton
Hamilton	Nelson, Rolette	Vail

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Richl'd
Allen	Kretschmar	Overson
Barnes	Leutz	Porter
Clark	Mallough	Porterfield
Davis	McBride	Rowe
Englund	McFadden	Sandstrom
Gardiner	McGray	Steele
Gibbens	McLean	Wartner
Hughes	Murphy	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	Kirkeide	Loftsgaard
Messrs. Hoverson and Loftsgaard, being excused.		
So the motion to amend House Bill No. 492 was lost.		

Mr. Bronson moved that further consideration of House Bill No. 492 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone House Bill No. 492, the roll was called and there were ayes 14, nays 33, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bronson	Mudgett	Sandstrom
Hamilton	Nelson, G. F'ks	Sikes
Heckle	Nelson, Rolette	Thoreson
Lindstrom	Paulson	Trageton
Martin	Putnam	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	McLean
Allen	Hughes	Murphy
Barnes	Hyland	Nelson, Richl'd
Bond	Jacobsen	Overson
Bonzer	Kirkeide	Porter
Clark	Kretschmar	Porterfield
Davis	Leutz	Rowe
Englund	Mallough	Steele
Ellingson	McBride	Vail
Gardiner	McFadden	Wartner
Gibbens	McGray	Young

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the motion was lost.

Mr. Paulson moved that the Senate take a recess until 8 o'clock P. M., which motion was lost.

The question being on the final passage of House Bill No. 492, the roll was called and there were ayes 33, nays 14, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Gronvold	McLean
Allen	Hughes	Murphy
Barnes	Hyland	Nelson, Richland
Bond	Jacobsen	Overson
Bonzer	Kirkeide	Porter
Clark	Kretschmar	Porterfield
Davis	Leutz	Rowe
Englund	Mallough	Sandstrom
Ellingson	McBride	Steele
Gardiner	McFadden	Vail
Gibbens	McGray	Wartner

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Mudgett	Sikes
Hamilton	Nelson, G. F'ks.	Thoreson
Heckle	Nelson, Rolette	Trageton
Lindstrom	Paulson	Young
Martin	Putnam	

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the bill passed and the title was agreed to.

Mr. Hyland moved that the vote by which House Bill No. 492 passed, be reconsidered and the motion to reconsider be laid on the table.

Roll call was demanded.

The question being on the motion that the vote by which House Bill No. 492 was passed be reconsidered and the motion to reconsider be laid on the table, the roll was called and there were ayes 34, nays 13, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Murphy
Allen	Hyland	Nelson, Richland
Barnes	Jacobsen	Overson
Bond	Kirkeide	Porter
Bonzer	Kretschmar	Porterfield
Clark	Leutz	Rowe
Davis	Mallough	Sandstrom
Englund	McBride	Steele
Ellingson	McFadden	Vail
Gardiner	McGray	Wartner
Gibbens	McLean	Young
Gronvold		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bronson	Mudgett	Putnam
Hamilton	Nelson, G. F'ks	Sikes
Heckle	Nelson, Rolette	Thoreson
Lindstrom	Paulson	Trageton
Martin		

Absent and not voting, Messrs. Hoverson and Loftsgaard, who were excused.

So the motion to lay on the table prevailed.

Mr. McFadden moved that House Bill No. 315 be returned to the House on its request, which motion prevailed.

Mr. Jacobsen moved that a Conference Committee be appointed to confer with a like committee from the House on House Bill No. 488, which motion prevailed.

The President appointed as conferees on House Bill No. 488, Messrs. Kretschmar, Albrecht and Heckle.

Mr. Mudgett moved that the rules be suspended and that House Bill No. 328 be placed on the Calendar for third reading and final passage, which motion prevailed.

Mr. Wartner moved that the Senate concur in the House Resolution relating to the taking care of the permanent Journal of the House and Senate, which motion prevailed.

Mr. Leutz moved that the rules be suspended and that House Bill No. 179 be placed on the Calendar for third reading and final passage, which motion prevailed.

Mr. Trageton moved that the Senate return Senate Bill No. 36 to the House on its request, which motion prevailed.

Mr. Jacobsen moved that the Senate take a recess until 8:15 P. M., which motion prevailed and the Senate took a recess.

#### AFTER RECESS

#### MESSAGE FROM THE GOVERNOR

OFFICE OF THE GOVERNOR,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

TO THE STATE SENATE,  
Bismarck.

*Gentlemen:*

I have the honor to inform you that I have this day approved and filed with the Secretary of State Senate Bill No. 309, "A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913, relating to parole by board of trustees";

Also, Senate Bill No. 307, "A bill for an Act to repeal Sections 11253, 11254 and 11255 of the Compiled Laws of North Dakota for the year 1913, relating to operation of twine plant";

Also, Senate Bill No. 259, "A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations";

Also, Senate Bill No. 268, "A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies";

Also, Senate Bill No. 238, "A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1912, 1813, 1914 and 1817, all of the Compiled Laws of North Dakota, 1913 and all relating to a uniform system of accounting";

Also, Senate Bill No. 103, "A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases";

Also, Senate Bill No. 129, "A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations";

Also, Senate Bill No. 17, "A Concurrent Resolution for an amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on such lands of the state as may be provided by law, to create a fund to insure owners of growing crops against losses by hail".

I have the honor to be,

Very respectfully yours,

L. B. HANNA,  
Governor.

#### REPORT OF SPECIAL COMMITTEE

*To the Members of the Senate and House of Representatives of the Fourteenth Legislative Assembly, Gentlemen:*

Your sub-committee of the Joint Appropriations Committee, known as the Lathrop Committee, beg leave to make this, their final report.

In a partial report heretofore made we saw fit to make certain recommendations with regard to the establishment of a board of regents. In our opinion the creation of such board would reduce the expense of our higher educational institutions and add to their efficiency. Your honorable bodies have passed such a law.

We recommended the repeal, at least temporarily, of the so-called mill taxes, having in mind that any moneys derived through taxes from an increased valuation of our property would go directly to the state's needs and not proportionately to the institutions, it being necessary

that the state's financial condition be relieved. Your honorable bodies have repealed the so-called mill taxes.

We also recommended that the valuation of this state be increased to such an amount as would, on a four mill levy, take care of the state's current needs and provide funds to pay certain deficits that we had discovered and liquidate the unpaid bills which we found accumulated. The resolution recommending such an increase has been adopted by both Houses.

We also called your attention to the fact that the state's business was not being carried on along the lines of ordinary business procedure, nor was the state, in many instances, receiving fair value for the compensation it gave to those in its employ. We called your attention to a difference of approximately a million dollars for the biennial period between the state's revenue and its expenditures. Since our partial report we have recommended, from time to time, numerous bills tending to cut out the wasteful and uncalled for expenditure of money. The legislature has seen fit to follow our suggestions in practically all of the material recommendations, and the suggestions offered in our report and the bills offered by us, carrying with them in fact our recommendations and our report.

The appropriations, as recommended by this committee, will be exceeded about \$250,000 by the act of this legislature. In the amount appropriated the deficits cared for aggregate approximately \$150,000. We have also re-imbursed the Wolf Bounty Fund, which had been depleted by a transfer irregularly of \$50,000. We have made good the school fund by approximately \$6,000, a loss incurred by the purchase of illegal bonds. We have set aside the sum of \$25,000 for a general contingent fund. We added enough to the general appropriations for our state institutions to bring them all up to an even date of July first of the biennial period, instead of having the appropriations carry from different periods, extending from March first until July first. An item of \$115,000 that appears in this appropriation is appropriated at this time so as to make it possible to add a building at the State Insane Asylum and have it in the course of construction in 1916 so as to be ready for occupancy in 1917, when it will be seriously needed.

We suggested, and the legislature has adopted, a law creating a budget commission, whose duty it will be, prior to the next legislative session, to inquire into,

more fully than time and opportunity has allowed us, as to the income and expenditure of the state, and to make suggestions along the same line as have been made by this committee. It will be the duty of that board to prepare forms that will bring out the true financial condition of each and every state institution and department. Each item of expenditure will be submitted to that board. A balance sheet of each institution will be required so that the covering up or the disregard of a deficit can no longer be withheld from the legislative body.

This report in detail as to the expenditures of all natures, the requests of all classes from each department and institution, together with the recommendations of said budget commission, will be placed in the hands of each member of the legislature not later than the tenth day of the session, which will give each member of the legislature, if he be disposed to study the same, all of the information that your sub-committee has been able to dig out at this time, and in much better and more complete form.

We would recommend that in the event that the street railway, now operated by the state, should not be disposed of to someone other than the state, that the board of control be instructed and ordered by this resolution to inquire into the feasibility of making an arrangement with either the state penitentiary or the power company of this city for the furnishing of power to operate said line, and if such advantageous arrangement can be made, to enter into such contract, as we, your sub-committee, are convinced that an arrangement can be made that will bring about a very considerable saving in the operation of such street-car line.

Your committee feel it is not more than right and proper to call the legislative bodies' attention to the amount of work that has devolved on this committee and ask them to overlook anything that might have been discovered or recommended had we more time and opportunity.

We also, as a committee, feel it to be right and proper that not only this committee but the legislative body should vote a mark of appreciation to the earnest and untiring service in an effort to aid this committee in every way by the auditor of this state.

And your committee make this as their final report and beg that they may be discharged.

Respectfully submitted,  
**TREADWELL TWICHELL,**  
**L. P. SANDSTROM,**  
**P. T. KRETSCHMAR,**  
**L. C. ALBRECHT,**  
**B. A. DICKINSON,**  
**C. E. KNOX.**

### THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 179, the roll was called and there were ayes 43, nays 2, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Jacobsen	Nelson, Rolette
Allen	Kirkeide	Overson
Barnes	Kretschmar	Paulson
Bond	Leutz	Porter
Bonzer	Lindstrom	Porterfield
Clark	Mallough	Putnam
Davis	Martin	Rowe
Englund	McFadden	Sikes
Gardiner	McGray	Steele
Gibbens	McLean	Thoreson
Gronvold	Mudgett	Trageton
Hamilton	Murphy	Vail
Heckle	Nelson, G. F'ks	Wartner
Hughes	Nelson, Rich'd	Young
Hyland		

Messrs. Bronson and Ellingson voted nay.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	McBride	Sandstrom
Loftsgaard		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

The question being on the final passage of House Bill No. 328, the roll was called and there were ayes 41, nays 3, absent and not voting 4, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Davis	Hughes
Allen	Englund	Hyland
Barnes	Ellingson	Jacobsen
Bond	Gardiner	Kirkeide
Bonzer	Gibbens	Kretschmar
Bronson	Gronvold	Leutz
Clark	Heckle	Lindstrom

Messrs.	Messrs.	Messrs.
Mallough	Nelson, Richl'd	Steele
Martin	Nelson, Rolette	Thoreson
McFadden	Porter	Trageton
McGray	Porterfield	Vail
McLean	Putnam	Wartner
Mudgett	Rowe	Young
Murphy	Sikes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Nelson, G. F'ks	Paulson

Mr. Overson passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoverson	McBride	Sandstrom
Loftsgaard		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

Mr. Allen moved that the Senate take a recess of fifteen minutes, which motion prevailed.

#### AFTER RECESS

The Secretary announced that the President was about to sign House Bill No. 227.

A bill for an Act to define co-operative associations and to authorize their incorporation, and to declare an emergency.

Also, House Bill No. 122.

A bill for an Act to limit tax levies during the years 1915 and 1916, to restrict debt limits, and to regulate salaries of officers, and the rights and duties of officials now dependent upon assessed valuation.

And the President signed the same in the presence of the Senate.

Mr. Jacobsen nominated Mr. McLean for Vice President.

Mr. Hyland moved that the Secretary be instructed to cast an unanimous ballot for Mr. McLean for Vice President of the Senate.

The Secretary announced the casting of the unanimous ballot for Mr. McLean for Vice-president of the Senate.

#### REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee to whom was referred House Bill No. 302 beg to report that on motion of

the House Conference Committee the House concurred in the amendments which the Senate had made to the bill. The bill was then placed on third reading and final passage, was lost and the clincher motion was placed behind it. There is, therefore, no action to be taken by the Senate.

For the Senate:

H. W. ALLEN,  
F. W. VAIL,  
MARTIN THORESON.

For the House:

E. C. CARNEY,  
R. K. BATZER,  
P. R. KRINGEN.

March 5th, 1915.

STATE OF NORTH DAKOTA, Dr.

To Grand Pacific Hotel,  
Bismarck, North Dakota.

March 4th, To Room 205, 53 days at \$1.00 per day..\$53.00  
(Senate stenographer) Mrs. Thos. Montgomery.  
(Jan. 11th to March 4th.)

Mr. Hughes moved that this bill be referred to the Committee on Appropriations, which motion prevailed.

By unanimous consent the Senate returned to the Sixth Order of Business.

#### SENATE COMMITTEE OF ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

Also, Senate Bill No. 180.

A bill for an Act providing for salaries for county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500, 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2587, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

Also, Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

And find the same correctly enrolled.

OSCAR LINDSTROM,  
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed.

The Secretary announced that the President was about to sign Senate Bill No. 252.

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

Also, Senate Bill No. 180.

A bill for an Act providing for salaries for county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500 3506, 3508, 3512, 3520 of the Compiled Laws of North Dakota for 1913, the same being Sections 2587, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

Also, Senate Bill No. 219.

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws of 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

And the President signed the same in the presence of the Senate.

The Vice President elect presiding.

Mr. Leutz moved that in consideration of the excellent services rendered by the President he be presented with the presidential chair, which motion was carried unanimously.

The President presiding.

## REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee appointed to consider House Bill No. 321, have had the same under consideration and report disagreement on Senate Amendments thereto, and request that another Conference Committee be appointed.

R. J. GARDINER,  
Chairman, Senate Committee.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March, 5th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 315.

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties.

Which the House has amended as follows:

Strike out all the bill after the words "A bill" and insert "For an Act to amend and re-enact Section 583 of the Compiled Laws of North Dakota of 1913, providing for free passage for the members of the state board of railroad commissioners and their secretary, when in the performance of their duties".

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

Section 1. That Section 583 of the Compiled Laws of North Dakota of 1913 be and the same hereby is amended and re-enacted to read as follows:

Sec. 583. Free Passage.) Such commissioners and their secretary while in their official employment shall, when in the performance of their official duties, have the right to pass free of charge on all railroads, steamers, vessels, and boats and all vehicles employed in or by any railroad or other transportation company engaged in the transportation of freight and passengers within this state.

Sec. 2. Emergency.) An emergency is hereby declared to exist in this, that the law does not now provide for free passage for the railroad commissioners

and their secretary and this Act shall take effect immediately after its passage and approval.

And passed as amended.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Hughes moved that the Senate do not concur in the House amendments to Senate Bill No. 315 and that a Conference Committee be appointed to confer with a like committee from the House on same, which motion prevailed.

The President appointed as conferees on the part of the Senate Messrs. McFadden, Hughes and Wartner.

The President appointed as conferees on the part of the Senate on House Bill No. 321, Messrs. Gibbens, Hamilton and Steele.

Mr. Hughes moved that the Senate take a Recess of thirty minutes, which motion prevailed.

#### AFTER RECESS

#### REPORTS OF SPECIAL COMMITTEES

*Mr. President:*

Your Conference Committee appointed to act with a like Committee of the House for the consideration of House Bill No. 331, beg to report that after free and full conference the following recommendation is made, viz.:

That Section 4 of the Engrossed Bill as amended by the Senate be stricken out and in lieu thereof the following be inserted: "Section 4. Litigated Taxes.) Any assessment of money and credits heretofore made, the legality of which has been placed in litigation and the collection of the tax thereon has been enjoined and is now pending in the court may be compromised and settled by payment at the rate of twenty-five mills on the assessed valuation of such moneys and credits."

For the Senate:

H. P. JACOBSEN,  
J. E. DAVIS,  
E. H. SIKES.

For the House:

C. NESS,  
F. WOLFER,  
H. M. ERICKSON.

Mr. Davis moved that the report be adopted, which motion prevailed.

Mr. Davis moved that House Bill No. 331 be placed on the Calendar for third reading and final passage, which motion prevailed.

Also, Your Conference Committee on House Bill No. 488 have considered the amendment offered by the Senate and beg to recommend that the House concur in said amendment.

For the Senate:

P. T. KRETSCHMAR,

C. O. HECKLE,

L. C. ALBRECHT.

For the House:

C. E. KNOX,

H. J. BLANCHARD,

L. H. BRATTON.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

March 5th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 36.

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

Which the House has indefinitely postponed.

Also, I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 488.

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 Sections 652 and 654 of the Compiled Laws of 1913, and all other Acts and parts of Acts in so far as the same relate to appropriations conflicting herewith, or to appropriations for the same matters or purposes provided for herein.

And has passed the bill as amended.

Also, I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 315, Messrs. Haraldson, Thorne and L. L. Twichell.

Also, I have the honor to transmit herewith the following Concurrent Resolution:

The Lathrop Committee introduced the following Concurrent Resolution:

Authorizing the board of trustees of public property to acquire for the state by purchase or by condemnation proceedings, in the name of the state, additional land for the capitol park site purposes and asking an appropriation therefor out of the capitol building fund.

*Whereas*, There was in the original plat, in the capitol park addition to the capitol grounds at Bismarck, 950 lots; and

*Whereas*, There was sold, for the purpose of securing funds for the erection of the present capitol, therefrom 211 lots; and

*Whereas*, It seems meet and advisable that the State of North Dakota should own and control for capitol purposes the full allotted capitol park addition of Bismarck; and

*Whereas*, the Legislature of the Thirteenth Legislative Assembly did, by Chapter 9 of its session laws, appropriate a sum, to-wit, five thousand dollars in order that the board of trustees of public property may secure by purchase or condemnation proceedings any of the lots of land which have been heretofore sold of the State Capitol Park Addition which in their judgment may be necessary for capitol park and site purposes; and

*Whereas*, The said board of trustees of public property, acting in conformity with the said provisions of Chapter 9 of the Session Laws for the year 1913, have purchased 48 lots for the sum of \$4,510 actual cost and \$463.75 of incidental expense incurred therewith; and

*Whereas*, There now remains 175 lots in the said capitol park addition not owned by the State of North Dakota, and which lots at a fair estimate may be purchased and taken over by the State of North Dakota at an approximate cost of from \$15,000 to \$17,000;

*Now Therefore, Be it Resolved by the House of Representatives, the Senate Concurring:*

That the board of trustees of public property are hereby authorized to secure by purchase or by condemnation proceedings for the state any lots or land which in their judgment might be necessary for the capitol park site purposes.

That there is hereby appropriated out of the capitol building fund the sum of \$5,000 annually, or so much thereof as may be necessary to carry out the provisions of this resolution.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Hughes moved that the Senate concur in the House Concurrent Resolution relating to the capitol grounds, and that the roll be called on the motion, which motion prevailed.

The question being on the Concurrence in the House Concurrent Resolution, relating to the Capitol grounds, the roll was called and there were ayes 25, nays 12, absent and not voting 10, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Kretschmar	Mudgett
Allen	Leutz	Murphy
Bonzer	Lindstrom	Nelson, Gr. F'ks.
Davis	Mallough	Nelson, Rich'd
Englund	Martin	Sandstrom
Gardiner	McFadden	Sikes
Heckle	McGray	Thoreson
Hughes	McLean	Wartner
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Nelson, Rolette	Putnam
Bronson	Paulson	Rowe
Hyland	Porter	Trageton
Kirkeide	Porterfield	Vail

Messrs. Ellingson and Overson passed.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Barnes	Hamilton	McBride
Clark	Hoverson	Steele
Gibbens	Loftsgaard	Young
Gronvold		

Messrs. Hoverson and Loftsgaard being excused.

So the Senate concurred.

The Secretary announced that the President was about to sign House Bill No. 33.

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.

Also, House Bill No. 106.

A bill for an Act to amend Section 370 of the Com-

piled Laws of North Dakota relating to state depositaries.

And the President signed the same in the presence of the Senate.

Mr. Englund moved that further consideration of House Bill No. 331 be indefinitely postponed, which motion prevailed.

Mr. Davis moved the Call of the Senate, which motion prevailed.

CALL OF THE SENATE

Those present were:

Messrs.	Messrs.	Messrs.
Albrecht	Kirkeide	Overson
Allen	Kretschmar	Paulson
Barnes	Leutz	Porter
Bond	Lindstrom	Porterfield
Bonzer	Mallough	Putnam
Bronson	Martin	Rowe
Davis	McBride	Sandstrom
Englund	McGray	Sikes
Ellingson	McLean	Steele
Gardiner	Mudgett	Thoreson
Gibbens	Murphy	Trageton
Hamilton	Nelson, G. F'ks	Vail
Heckle	Nelson, Rich'd	Wartner
Hyland	Nelson, Rolette	Young
Jacobsen		

Those absent were:

Messrs.	Messrs.	Messrs.
Clark	Hoverson	Loftsgaard
Gronvold	Hughes	McFadden

Mr. McGray moved that further proceeding under the call of the Senate be dispensed with, which motion prevailed.

REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee on House Bill No. 417 beg to report that they have had the same under consideration and recommend that the House concur in the Senate Amendments with the exception of the last. Your Committee also recommends that the bill be further amended by striking out from the engrossed bill, all of lines 83 to 97 inclusive.

For the Senate:

ALFRED STEELE,  
P. J. MURPHY,  
A. S. GIBBENS,

For the House:

P. H. KELLY,  
A. M. THOMPSON,  
E. MOECKEL.

Mr. Steele moved that the report be adopted, which motion prevailed.

Mr. Steele moved that the rules be suspended and that House Bill No. 417 be placed on the Calendar for third reading and final passage, which motion prevailed.

### MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House requests the return of Senate Bill No. 284.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Gibbens moved that House Bill No. 284 be returned to the House on its request, which motion prevailed.

Mr. McGray moved that the vote by which House Bill No. 331 was indefinitely postponed be reconsidered and that the motion to reconsider be laid on the table.

Roll call was demanded.

The question being on the motion to reconsider the vote by which House Bill No. 331 was indefinitely postponed and to lay the motion to reconsider on the table, the roll was called and there were ayes 21, nays 24, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Martin	Paulson
Bond	McGray	Porter
Bonzer	McLean	Porterfield
Bronson	Murphy	Putnam
Englund	Nelson, G. F'ks.	Sikes
Hamilton	Nelson, Richland	Trageton
Leutz	Nelson, Rolette	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mudgett
Barnes	Jacobsen	Overson
Davis	Kirkeide	Rowe
Ellingson	Kretschmar	Sandstrom
Gardiner	Lindstrom	Steele
Gibbens	Mallough	Thoreson
Heckle	McBride	Vail
Hughes	McFadden	Wartner

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Hoverson	Loftsgaard
Gronvold		

Messrs. Hoverson and Loftsgaard being excused.  
So the motion was lost.

Mr. Hyland moved that the Senate take a recess of ten minutes, which motion prevailed.

AFTER RECESS  
MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 321.

A bill for an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers. And has passed the bill as amended.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Davis moved that the Senate do now go into executive session, which motion prevailed.

OPEN SESSION

On open session, announcement was made of the following appointment as a member of the state tax commission: Hon. H. H. Steele of Renville County for the unexpired term ending on the first Monday in May, 1915. Also, Hon. H. H. Steele of Renville County, as a member of the state tax commission for a term of six years ending on the first Monday in May, 1921.

Mr. Davis moved that the vote by which House Bill No. 331 was indefinitely postponed be reconsidered.

Mr. Englund moved to lay that motion on the table. Roll call was demanded.

The question being on the motion to lay on the table the motion to reconsider the vote by which House Bill No. 331 was indefinitely postponed, the roll was called and there were ayes 18, nays 28, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	McBride	Nelson, Rolette
Bronson	McGray	Paulson
Englund	McLean	Porter
Hamilton	Murphy	Putnam
Leutz	Nelson, G. F'ks	Sikes
Martin	Nelson, Richl'd	Trageton

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Overson
Allen	Hyland	Porterfield
Barnes	Jacobsen	Rowe
Bond	Kirkeide	Sandstrom
Davis	Kretschmar	Steele
Ellingson	Lindstrom	Thoreson
Gardiner	Mallough	Vail
Gibbens	McFadden	Wartner
Gronvold	Mudgett	Young
Heckle		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Hoverson	Loftsgaard

Messrs. Hoverson and Loftsgaard being excused.  
So the motion to lay on the table was lost.

Mr. Davis moved that House Bill No. 331 be placed on the Calendar for final passage, which motion prevailed.

The question being on the final passage of House Bill No. 331, the roll was called and there were ayes 26, nays 20, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hughes	Overson
Allen	Hyland	Rowe
Barnes	Jacobsen	Sandstrom
Bond	Kirkeide	Steele
Davis	Kretschmar	Thoreson
Ellingson	Lindstrom	Vail
Gardiner	Mallough	Wartner
Gronvold	McFadden	Young
Heckle	Mudgett	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	McBride	Paulson
Bronson	McGray	Porter
Englund	McLean	Porterfield
Gibbens	Murphy	Putnam
Hamilton	Nelson, Gr. F'ks.	Sikes
Leutz	Nelson, Rich'd	Trageton
Martin	Nelson, Rolette	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Hoverson	Loftsgaard

Messrs. Hoverson and Loftsgaard being excused.  
So the bill passed and the title was agreed to.

The question being on the final passage of House Bill No. 417 as amended, the roll was called and there were ayes 42, nays 3, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Hyland	Overson
Allen	Jacobsen	Paulson
Barnes	Kirkeide	Porter
Bond	Kretschmar	Porterfield
Bonzer	Leutz	Putnam
Bronson	Lindstrom	Rowe
Davis	McBride	Sandstrom
Englund	McFadden	Sikes
Ellingson	McGray	Steele
Gardiner	McLean	Thoreson
Gibbens	Mudgett	Trageton
Gronvold	Murphy	Vail
Heckle	Nelson, Richland	Wartner
Hughes	Nelson, Rolette	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Martin	Nelson, G. F'ks
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Clark	Loftsgaard	Mallough
Hoverson		

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

On motion the Senate returned to the Sixth Order of Business.

#### REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

*Mr. President:*

Your Committee on Appropriations to whom was referred Bill of Grand Pacific Hotel.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Mr. Kretschmar moved that the report be adopted, which motion prevailed.

#### REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee appointed upon Senate Bill No. 315 have had the same under consideration and recommends that the House recede from its amendments.

That the engrossed bill be amended in Section 583 yb inserting after the words "such commissioners" in

line 1 of said section the word "and"; by striking out in line 2 of said section the words "and the persons in their official employment": and by inserting in line 3 of said section after the word "official" the word "inspection", and after the word "duties," in the same line, the word "only".

And by striking out all of Section 5 and re-numbering Section 6 as Section 5.

L. L. TWICHELL,  
JOHN THORNE,  
E. A. HUGHES,  
ALOYS WARTNER,  
A. J. MCFADDEN.

Mr. Haraldson of the House Committee dissents from this report.

Mr. McFadden moved that the report be adopted, which motion prevailed.

Mr. McFadden moved that Senate Bill No. 315 be placed on the Calendar for third reading and final passage, which motion prevailed.

### THIRD READING OF HOUSE BILLS

The question being on the final passage of House Bill No. 315, as amended by the Conference Committee, the roll was called and there were ayes 29, nays 14, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Albrecht	Leutz	Nelson, Richland
Allen	Lindstrom	Nelson, Rolette
Barnes	Mallough	Overson
Bonzer	McBride	Porter
Gardiner	McFadden	Putnam
Gronvold	McGray	Rowe
Heckle	McLean	Vail
Hughes	Mudgett	Wartner
Jacobsen	Murphy	Young
Kretschmar	Nelson, G. F'ks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Sandstrom
Bronson	Kirkeide	Sikes
Ellingson	Martin	Steele
Gibbens	Paulson	Trageton
Hamilton	Porterfield	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clark	Englund	Loftsgaard
Davis	Hoverson	Thoreson

Messrs. Hoverson and Loftsgaard being excused.

So the bill passed and the title was agreed to.

## REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee to whom was referred House Bill No. 32 begs to report that after a consideration of the same a majority of the committee recommends that the Senate recede from its amendments.

For the Senate:

F. T. GRONVOLD,  
E. A. HUGHES.

For the House:

L. N. TORSON,  
J. L. HJORT,  
S. HICKLE.

The minority of your Committee recommend that the Senate do not recede from its amendments and that another Conference Committee be appointed with instructions to adhere to its amendments.

Mr. Jacobsen moved that the Conference Committee report on House Bill No. 32 be not adopted and another Conference Committee be appointed, which motion prevailed.

The President appointed as such Committee Messrs. Wartner, Gronvold and Murphy.

## MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,

BISMARCK, NORTH DAKOTA,

March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House declines to concur in the Conference Committee report on House Bill No. 417 and asks for a new Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Watt, Hickle and Baldwin.

Very respectfully,

W. D. AUSTIN,  
Chief Clerk.

Mr. Gibbens moved that the President appoint a new Conference Committee on House Bill No. 417, which motion prevailed.

The President appointed as such Committee, Messrs. Murphy, Steele and Albrecht.

Mr. Barnes moved that the Senate take a recess of ten minutes, which motion prevailed.

AFTER RECESS  
MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the Speaker has appointed as new conferees on the part of the House on House Bill No. 32, Messrs. Converse, Myrhe and McClellan.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee appointed to confer with a like committee of the Senate on House Bill No. 32, have had the same under consideration and recommend that the House do recede from its position and concur in the Senate amendment.

ALOYS WARTNER,  
GEO. M. MCCLELLAN,  
M. G. MYRHE,  
F. T. GRONVOLD,  
P. J. MURPHY,  
C. C. CONVERSE.

Mr. Wartner moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 32.

A bill for an Act to amend the Constitution of the State of North Dakota.

And has passed the bill as amended.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Jacobsen moved that John Gooden, who is clerk for the Committee on Ways and Means and, who is confined in the pest house, be allowed pay for his full time including days of absence, which motion prevailed.

#### REPORT OF SPECIAL COMMITTEE

*Mr. President:*

Your Conference Committee appointed on House Bill No. 417 reports the following:

We recommend that the report of the last Conference Committee be adopted.

P. J. MURPHY,  
ALFRED STEELE,  
L. C. ALBRECHT,  
WM. WATT,  
S. HICKLE,  
A. M. BALDWIN.

Mr. Murphy moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
March 5th, 1915.

*Mr. President:*

I have the honor to return herewith Senate Bill No. 315.

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties.

Which the House has indefinitely postponed.

Also, I have the honor to return herewith Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.

Which the House has passed unchanged.

Also, I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 331 and passed same as amended by the Conference Committee.

Very respectfully,  
W. D. AUSTIN,  
Chief Clerk.

Mr. Davis moved that a committee of three be appointed to wait on the Governor and inform him that the Senate is ready to adjourn and also appoint a like committee to the House, which motion prevailed.

The President appointed as a committee to wait on the Governor, Messrs. Davis, Vail and Porter.

The President appointed as a committee to wait on the House, Messrs. Jacobsen, Steele and Putnam.

The Secretary announced that the President was about to sign House Bill No. 328.

A bill for an Act to amend Section 1990p of the Compiled Laws of 1913, relating to the payment of highway taxes.

Also, House Bill No. 492.

A bill for an Act amending and re-enacting Chapter 279 of the Laws of 1913, known as the mill tax for terminal elevators.

Also, House Bill No. 321.

A bill for an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers.

And the President signed the same in the presence of the Senate.

The courtesies of the floor were extended to Messrs. E. L. Richter and J. J. Wade.

Mr. Wartner moved that the Senate take a recess, subject to a call of the President, which motion prevailed.

#### AFTER RECESS

The President presiding.

By unanimous consent the Senate returned to the Sixth Order of Business.

#### STANDING COMMITTEE REPORTS

##### SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

*Mr. President:*

Your Committee on Enrolled and Engrossed Bills have examined Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund. And find the same correctly enrolled.

The Secretary announced that the President was about to sign Senate Bill No. 284.

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign House Bill No. 179.

A bill for an Act to provide for the maintenance and conservation of the state park at Fort Rice in Morton county and making an appropriation therefor.

House Bill No. 32.

A bill for an Act to amend the Constitution of the State of North Dakota.

House Bill No. 488.

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 Sections 652 and 654 of the Compiled Laws of 1913, and all other Acts and parts of Acts in so far as the same relate to appropriations conflicting herewith, or to appropriations for the same matters or purposes provided for herein.

House Bill No. 331.

A bill for an Act relating to the taxation of personal property known as moneys and credits.

House Bill No. 417.

A bill for an Act to amend and re-enact Section 1433 of the Compiled Laws of North Dakota for the year 1913, relating to high school inspectors and state aid for high schools.

House Concurrent Resolution relating to purchase of additional capitol lots.

And the President signed the same in the presence of the Senate.

Mr. McLean moved that the Senate adjourn sine die, which motion prevailed.

M. J. GEORGE,  
Secretary.

# REVISION AND CORRECTION OF THE JOURNAL

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## JOURNAL OF THE FIFTY-NINTH DAY AFTER RECESS AND SIXTIETH DAY

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The Secretary, represented by E. L. Penn, and the State Printing Commission, represented by Mrs. M. H. Jewell, made the following corrections to the Journal of the Fifty-ninth Day After Recess and the Sixtieth Day.

On page 3, line 12 from bottom thereof, strike out the two commas after the word "person" and insert in lieu thereof a quotation mark ("").

On page 6, line 3 from bottom thereof, insert a quotation mark (") after the word "member".

On page 7, line 4, strike out the words "report as follows" and insert in lieu thereof, the words "submits the following recommendations:". On same page, strike out the second "*Mr. President:*". Insert the word "Also," at the beginning of line 15 from bottom of page, and change "Y" to "y" in the word "your".

On page 13, correct the result of roll call on Senate Bill No. 219 to read "ayes 16, nays 18".

On page 15, strike out line 4. At center of same page, change the year "1913" to "1915"; make same corrections on page 16.

On page 18, begin the word "secretary", in line 4 following roll call, with a capital "S". On same page, line 12 from bottom thereof, after the word "same", insert the word "be".

On page 19, line 19, insert the word "second" after the word "a". In line 22 on same page, insert the word "new" after the word "as".

On page 20, strike out line 6. Correct spelling of the word "forestry" in second line from bottom of page.

On page 21, insert commas after lines 19 and 44.

On page 23, line 13, begin the word "secretary" with a capital "S". Correct spelling of the word "postponed"

in line 16 of said page. In line 15 from bottom of page, change the word "second" to "third".

On page 24, line 6, insert a comma (,) after the word "title". Insert a period (.) after the third initial in the name "A. V. A. Peterson" in the first committee list. In first line following first committee list, on same page, change the word "on" to "of".

On page 29 change the heading at center of page to read "Reports of Special Committees".

On page 30, line 7 from bottom thereof, change the numeral "488" to "32".

On pages 30 and 31, re-arrange the messages from the House covering Senate Bill No. 252, so that the message, announcing appointment of House conferees, beginning with line 11 on page 31, appears in the Journal before the message announcing passage of said bill as amended in conference, as contained in the three paragraphs beginning with line 5 from bottom of page 30 and ending with line 2 on page 31.

On page 31, line 17, change the numeral "147" to "417".

On page 33, change result of roll call on Senate Bill No. 252, at bottom thereof, to read ayes "33", nays "8".

On page 34, second line from bottom thereof, correct spelling of the word "amendment".

On page 35, insert commas after the words "provided" and "further" in lines 6 and 7 respectively.

On page 36, line 1, insert the words "as amended" after the numeral "122".

On page 37, in roll call on House Bill No. 106, strike out the following phrase: "Those voting in the negative were:", and insert in lieu thereof the phrase, "Absent and not voting:"

On page 38, line 3 from bottom thereof, change the word "Mr." to "The".

On page 49, line 28, strike out the syllable "mo-" at the end thereof.

On page 53, paragraph 5, line 1, change the numeral "139" to "129".

On page 55, paragraph 3, line 9, insert a comma (,) after the word "made".

On page 57, correct heading near bottom thereof to read "Report of Special Committee".

On page 59, correct line 6 from bottom thereof, to read "The Vice President elect presiding."

On page 65, insert a comma (,) after the name "P. H. Kelly" in committee list near bottom thereof.

On page 67, correct the result of roll call on House Bill No. 331, near bottom of page, to read ayes "18", nays "28", absent and not voting "3".

On page 68, in roll call on House Bill No. 417, near bottom thereof, insert after the numeral "417", the words "as amended", and correct result of roll call on said bill, to read ayes "42", nays "3", absent and not voting "4".

On page 69, change Mr. Clark from voting "aye" to absent and not voting. On same page in last line thereof, change the word "on" to "in".

On page 71, lines 14 and 6 from bottom thereof, begin the word "committee" with a capital "C". Make same change in the word "conference" in line 13 from bottom of page. Also, before the word "committee" in line 6 from bottom of page, insert the word "Conference".

On page 74, line 25, insert a comma (,) after the word "recess".

Complete Journal by striking out the words "M. J. George, Secretary." on page 74, and inserting in lieu thereof all of pages 1146, 1147 and 1148 of the printed permanent journal, beginning with the heading "After Recess" on page 1146.

All sub-heads between pages 30 and 67, inclusive, should be set in Caps and Small Caps.

M. J. GEORGE, Secretary,  
By E. L. Penn.

WRITTEN AND PRINTED JOURNAL OF THE ENTIRE  
SESSION.

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The Secretary, represented by E. L. Penn, and the State Printing Commission, represented by Mrs. M. H. Jewell, compared the written and printed journals of the entire session and made the following corrections thereto:

On page 7, line 15, change the word "reported" to "announced".

On page 19, insert under roll-call, "Messrs. Sandstrom and Sikes being excused".

On page 27, line 8 of "Fifth Day", after the word "but", insert "Messrs".

On page 27, correct line 20 to read, "the same, and find the same correct".

On page 36, second line from bottom thereof, correct spelling of the first "the".

On page 47, line 3 from bottom thereof, insert quotation mark (") after the word "train".

On page 48, under the heading—"Report of Standing Committees," insert the sub-head "Senate Committee on Enrolled and Engrossed Bills".

On page 52, in roll call on Senate Bill No. 9, change Mr. Rowe from voting "aye" to absent and not voting.

On page 62, under the heading—"Report of Standing Committees", insert the sub-head, "Report of Senate Committee on Appropriations".

On page 63, following line 23, insert the sub-head, "Report of Senate Committee on Enrolled and Engrossed Bills".

On page 65, after the word "Also," in line 8 from bottom thereof, insert "your Committee on Judiciary to whom was referred".

On page 66, transfer the signature "H. McLean, Chairman", to bottom of report on page 67.

On page 72, after the word "Also," in line 11 from the bottom thereof, insert "your Committee on Judiciary to whom was referred".

On page 82, after the word "Also," in lines 8 and 31, insert "your Committee on Judiciary to whom was referred".

On page 103, correct heading near bottom, to read, "First and Second Reading of House Bills". Make same corrections on pages, 111, 128, 137, 151, 168 and 179.

On page 109, following the heading—"Resolution", insert the sentence, "Introduced by Employment Committee".

On page 132, in line 9 of "Eighteenth Day", after the word "moved", insert "that".

On page 134, following the heading—"Report of Special Committee", insert "*Mr. President*".

On page 140, change "those voting in the negative were:" and the two lines following to read, "Mr. Hughes voted nay".

On page 160, line 11 from bottom thereof, change "I" to "i".

On page 164, lines 3 and 9, strike out the word "and".

On page 170, correct heading, near bottom, to read "Messages from the House".

On page 171, second line from bottom thereof, after the word "returned", insert "to".

On page 176, second line from bottom thereof, change the word "upon" to "on".

On page 189, line 9 from bottom thereof, change the word "strike" to "by striking".

On page 192, line 30, strike out the second "the".

On page 215, line 5, change the word "here" to "hereby". On the same page, following line 8, insert the paragraph, "Which the house adopted, and your favorable consideration is respectfully requested".

On page 219 line 10, change the numeral "2139" to "2189".

On page 243, after the word "Also," in lines 1 and 11, insert "your Committee on Judiciary to whom was referred".

On page 252, add "C. E. Knox," to committee list.

On page 277, change the words "*Mr. Speaker*", where they appear, to "*Mr. President*". Make same change on page 287.

On page 301, following line 8, insert the sentence "Was read the third time".

On page 303, strike out "House Bill No. 182" and title of same, and insert in lieu thereof "House Bill No. 102" and its title. On same page, line 14, change the word "Election" to "Elections".

On page 314, correct the second heading to read, "Reference of the Journal".

On page 337, correct the paragraph beginning with the word "Recommend", by changing "R" in said word to "r", and by prefixing thereto the phrase "Have had the same under consideration and".

On page 372, line 4, correct spelling of the word "Section".

On page 383, line 7 from bottom, after the word "and" insert "that". Make same changes in line 2, page 384.

On page 386 following line 8, insert the paragraph "And when so amended recommend the same do pass".

On page 396, correct result of roll call on House Bill No. 39 to read nays "7", absent and not voting "8".

On page 446, lines 3 and 12, change the word "or" to "of". Make same change where ever the word "or" is similarly used on pages 803, 810, 815, 928, 966, 1001, 1047, 1058 and 1072 (Note—Errors were due to a broken "f" in the word "of" on the blank form.)

On page 462, line 6, change the word "reinstated" to "re-inserted". On same page, line 25, strike out the word "any" in the phrase "any person or".

On page 481, line 9, change the numeral "275" to "375".

On page 484, line 32, strike out the word "that". On same page, line 34, strike out the words "be adopted".

On page 504, strike out the words, "*Mr. Speaker*" where they appear, and insert in lieu thereof, the words

*"Mr. President"*. On same page, immediately preceding the sub-head "Report of Conference Committee on Senate Bill No. 14", insert the paragraph, "Mr. Davis moved that the report be adopted, which motion prevailed".

On page 517, strike out the word "Also," in the phrase, "Also, Senate Bill No. 241"; and insert above said phrase, the heading "Third Reading of Senate Bills".

On page 526, at the bottom thereof, reverse the line reading "mend that the same be amended as follows:".

On page 534, line 8 from bottom thereof, strike out the phrase, "laid on the table" and insert in lieu thereof the word "withdrawn".

On page 535, lines 6 and 5 from the bottom thereof, change the word "referred" to "re-referred".

On page 540, line 2, insert the word "concurrent" before the word "resolution".

On page 553, strike out "House Bill No. 369" and the title thereof, and insert in lieu thereof, "House Bill No. 328" and its title.

On page 580, lines 29 and 40, strike out the word "to". Make same change in line 33 page 581, line 10 page 582, line 11 page 584, and line 16 page 585.

On page 592, lines 2 and 1 from the bottom thereof, change the word "referred" to "re-referred".

On page 597, line 5 from the bottom thereof, insert quotation mark (") after the word "its".

On page 600, lines 3 and 4, change the word "referred" to "re-referred".

On page 602, correct result of roll call on Senate Bill No. 14, to read nays "1", absent and not voting "3".

On page 616, line 5, insert quotation mark (") after the word "persons".

On page 619, line 10, correct the numerals "40,00.00" to "40,000.00".

On page 620, line 2 from bottom thereof, strike out the quotation mark (") before the numeral "5,000.00".

On page 677, insert the word "Also," before "House Bill No. 409." On same page, last line of title of House Bill No. 487, change the word "herewith" to "therewith".

On page 683, in the phrase "Also, Senate Bill No. 335", strike out the word "Senate" and insert in lieu thereof the word "House".

On page 703, in the phrase; "Also, Senate Bill No. 354," change the numeral "354" to "254".

On page 738, line 14, insert a quotation mark (") before the numeral "2,000.00".

On page 755, line 23, strike out the word "Senate" and insert in lieu thereof the word "House".

All of page 800 following the heading, "Motions and Resolutions", stricken out by motion of Mr. Murphy, found in fifth paragraph from bottom of page 904.

On page 821, correct the date line at the top thereof, to read "Saturday, February 27, 1915."

On page 843, change the name "Dickson" in the first committee list to "Dickinson."

On page 846, line 1, add "s" to the word "Chapter".

On page 874, line 10, change the figure "1", in the phrase "Sec. 1" to the numeral "10".

On page 892, insert as line 2½ the following: "House Bill No. 361 be placed at the head of the calendar".

On page 912, correct line 10 from bottom thereof to read as follows: "Absent and not voting:".

On page 929, line 20, change the word "county" to "country".

On page 933, strike out the word "are" at end of line 29; also, strike out the word "read" at beginning of line 30.

On page 935, line 1, change the figure "3" to the numeral "17".

On page 941, line 10 should follow line 2.

On page 951, line 3 of paragraph 3, change the word "Appellant" to "Appellate".

On page 955, line 5 of paragraph 3, change the word "bill" to "will".

On page 965, correct roll call on House Bill No. 229 to show Messrs. Gibbens and Hamilton voting nay.

On page 984, strike out the last "S" in the heading "Messages from the House".

On page 997, in line 15 from bottom thereof, after the words "Mr. Nelson", insert the words "of Rolette".

On page 1001, in line 16 from bottom thereof, change the name "Devit" to "Divet".

On page 1004, line 20, correct spelling of the words "the" and "shall" where they appear in said line. On same page, change the word "no" in line 25 to "not".

On page 1005, line 9 from bottom thereof, insert quotation mark (") before the word "except".

On page 1006, line 5, insert a colon (:) after the word "following".

On page 1018, correct spelling of the word "Laws" in line 20.

On page 1019, in report of special committee, after the word "same" in line 3 thereof, change balance to read as follows: "They recommend that the House recede from its amendment in line 35 of printed bill, and that the Senate accept the amendment inserted at end of bill."

On page 1030, line 21, after the word "Sandstrom" insert the words "and Representatives".

On page 1042, line 9 above roll call at bottom thereof change the second "word" to "words".

On page 1046, correct the spelling of the second "the" in line 2 from bottom thereof.

On page 1067, in the phrase "Also, Senate Bill No. 481", strike out the word "Senate" and insert in lieu thereof the word "House".

On page 1078, under the heading "Message from the House" change the year "1913" to "1915".

On page 1086, line 9, strike out the word "a" and insert in lieu thereof the word "another".

On page 1091, line 19, after the word "a" insert the word "second".

On page 1092, line 15 from bottom thereof, strike out the letter "e" in the name "Cassadey".

On page 1093, after line 19, insert a comma (,).

On page 1095, line 7 from bottom thereof, change the word "on" to "of". Make same change in line 28, on page 1096.

On page 1103, line 11, change the word "ask" to "asks".

On page 1110, line 5 from bottom thereof, insert the word "be" before the word "recommended".

On page 1112, correct line 2, following roll call, to read "So the bill was lost."

On page 1141, correct spelling of the word "by" in last line thereof.

On page 1142, in the heading "Third Reading of House Bills", strike out the word "House" and insert in lieu thereof the word "Senate". Make same change in line following heading.

On page 1147, after the paragraph "And find the same correctly enrolled.", insert the following: "Oscar Lindstrom, Chairman." "Mr. Lindstrom moved that the report be adopted, which motion prevailed." On the same page insert the word "Also," before lines 17, 20, 31, 34 and 39.

M. J. GEORGE, Secretary,  
By E. L. Penn.

# INDEX

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## RECORD of BILLS in the SENATE

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### SENATE BILLS

#### Senate Bill No. 1.—(Bronson)

A bill for an Act prescribing the Liability of an Employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, and in regulating procedure for the determination of liability and compensation thereupon in certain cases.

Introduction, first and second reading 19.

Reference 20-93.

Reported back 536.

Indefinitely postponed 688-1005.

Third reading 688.

Passed 711.

Received from the House 1005.

Amended 536.

Amendments adopted 536.

Other action 69-688-689-711.

#### Senate Bill No. 2.—(Bronson)

A bill for an Act to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota relating to the legal rate of interest and the definition of usury.

Introduction, first and second reading 20.

Reported back 41.

Indefinitely postponed 41.

#### Senate Bill No. 3.—(McLean)

A bill for an Act to amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, prescribing lawful rates of interest for any legal indebtedness, defining usury and providing that interest shall be computed from the date of the actual delivery of the principal.

Introduction, first and second reading 20.

Reported back 41.

Indefinitely postponed 41.

**Senate Bill No. 4.—(Gronvold)**

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

Introduction, first and second reading 21.

Reported back 41.

Indefinitely postponed 41.

**Senate Bill No. 5.—(Hoverson)**

A bill for an Act to amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, prescribing lawful rates of interest for any legal indebtedness, defining usury, and providing that interest shall be computed from the actual delivery of the principal.

Introduction, first and second reading 21.

Reported back 41.

Indefinitely postponed 41.

**Senate Bill No. 6.—(Englund)**

A bill for an Act providing for physical connections and point rates between telephone companies, defining the same, prohibiting unnecessary duplications of exchanges, giving the state board of railroad commissioners certain powers in connection therewith and prescribing a penalty for the violation thereof.

Introduction, first and second reading 22.

Reference 23.

Other action 135.

**Senate Bill No. 7.—(Jacobsen)**

A bill amending Section 154 of the Constitution of the State of North Dakota providing for the distribution of interest and income on public school permanent funds.

Introduction, first and second reading 23.

Reference 23-65.

Reported back 65-406.

Indefinitely postponed 365.

Amended 65.

Other action 407.

**Senate Bill No. 8.—(Jacobsen)**

A bill amending Section 150 of the Constitution of the State of North Dakota providing for the choosing of Superintendents of Schools.

Introduction, first and second reading 23.

Reference 23.

Indefinitely postponed 65.

**Senate Bill No. 9.—(Loftsgaard)**

A bill for an Act entitled "An Act amending Section 4659 of the Revised Codes of 1905 prescribing penalties for making false statements or entries as to the condition of Banking Associations."  
Introduction, first and second reading 23.  
Reference 23.  
Reported back 34.  
Third reading 52.  
Passed 52.  
Received from the House 95.  
Amended 52.  
Amendments adopted 52.  
Other action 63-99-102-109.

**Senate Bill No. 10.—(Mudgett)**

•A bill for an Act creating the office of county assessor, prescribing his duties, fixing his compensation, providing for his removal, abolishing the office of district assessor, township assessor, village assessor and city assessor.  
Introduction, first and second reading 23.  
Reference 23.  
Other action 125.

**Senate Bill No. 11.—(McBride)**

A Concurrent Resolution amending Section 216 of the Constitution of the State of North Dakota establishing and locating a State Normal School in the City of Dickinson, County of Stark.  
Introduction, first and second reading 25.  
Reference 25.  
Third reading 68.  
Passed 69-132.  
Received from the House 132.  
Amended 49.  
Amendments adopted 49.  
Other action 63-69.

**Senate Bill No. 12.—(Gronvold)**

A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for the establishment and location of a State Hospital for the Insane.  
Introduction, first and second reading 25.  
Reference 25.  
Reported back 34.  
Third reading 52.  
Passed 168-1033.  
Received from the House 1033.  
Amended 35.  
Amendments adopted 35.  
Other action 52-69-101-106-168.

**Senate Bill No. 13.—(Ellingson)**

A bill for an Act providing for the taxation in this state, of the bills receivable, obligations or credits of non-residents arising out of business done within this state.

Introduction, first and second reading 25.

Reference 26.

Reported back 406.

Indefinitely postponed 406.

Other action 125.

**Senate Bill No. 14.—(Jacobsen)**

A bill for an Act to amend and re-enact Section 28 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8957 of the Compiled Laws of North Dakota for 1913, relating to costs in county courts having increased jurisdiction.

Introduction, first and second reading 26.

Reference 26-74.

Reported back 64-82.

Third reading 96-602.

Passed 96-602.

Received from the House 190.

Amended 64-190.

Amendments adopted 65.

Report of Conference Committee 504.

Other action 92.

**Senate Bill No. 15.—(Jacobsen)**

A bill for an Act fixing the time for answering in county courts having increased jurisdiction and repealing Section 24 of Chapter 80 of the Laws of North Dakota for 1909, the same being Section 8953 of the Compiled Laws of North Dakota for 1913, relating to the answer of garnishees therein.

Introduction, first and second reading 26.

Reference 26.

Indefinitely postponed 40.

**Senate Bill No. 16.—(Martin)**

A bill for an Act to amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, prescribing lawful rates of interest for any legal indebtedness, defining usury and providing that interest shall be computed from the date of the actual delivery of the principal.

Introduction, first and second reading 26.

Reference 26.

Reported back 64.

Indefinitely postponed 64.

**Senate Bill No. 17.—(Thoreson)**

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, providing for the levy of a tax on the tillable acreage of the state to create a fund to insure owners of growing crops against losses by hail.

Introduction, first and second reading 26.

Reference 26.

Reported back 158.

Indefinitely postponed 385.

Third reading 413.

Passed 415-988.

Received from the House 988.

Amended 385.

Other action 127-413.

**Senate Bill No. 18.—(England)**

A bill for an Act providing for one-half merchandise rates to be charged for the transportation of farm machinery and repairs or parts for farm machinery and prescribing a penalty for the violation thereof.

Introduction, first and second reading 26.

Reference 26.

Reported back 157.

Indefinitely postponed 157.

Other action 127.

**Senate Bill No. 19.—(Paulson)**

A bill for an Act to amend Section 2529 of the Compiled Laws of North Dakota for the year 1913, relating to the purchase, sale and management of an Asylum for the poor.

Introduction, first and second reading 32.

Reference 32-111.

Reported back 100.

Third reading 111-137.

Passed 137-190.

Received from the House 190.

Amended 100-123.

Amendments adopted 124.

Other action 100-106.

**Senate Bill No. 20.—(McLean)**

A Concurrent Resolution to amend Section 82 of the Constitution of the State of North Dakota, relating to the election and appointment of state officers.

Introduction, first and second reading 32.

Reference 32.

Indefinitely postponed 72.

**Senate Bill No. 21.—(McLean)**

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the terms of county officers.

Introduction, first and second reading 32.

Reference 32.

Indefinitely postponed 72.

**Senate Bill No. 22.—(McLean)**

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the length and frequency of Legislative Sessions.

Introduction, first and second reading 32.

Reference 32.

Indefinitely postponed 72.

**Senate Bill No. 23.—(McLean)**

A Concurrent Resolution to Amend the Constitution of the State of North Dakota, relating to the number of Senators and Representatives in the Legislative Assembly, their salaries and senatorial districts.

Introduction, first and second reading 32.

Reference 32.

Indefinitely postponed 72.

**Senate Bill No. 24.—(McLean)**

A Concurrent Resolution to Amend the Constitution of the State of North Dakota, relating to the terms of office of state officers and members of the Legislative Assembly.

Introduction, first and second reading 32.

Reference 32.

Reported back 580.

Indefinitely postponed 72-580.

**Senate Bill No. 25.—(Bond)**

A bill for an Act making an appropriation for the Normal School at Minot to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing equipment and maintenance.

Introduction, first and second reading 33.

Reference 33.

Indefinitely postponed 280.

**Senate Bill No. 26.—(McLean)**

A bill for an Act to amend and re-enact Section 1276 of the Compiled Laws of 1913 relating to the levying of taxes in Special school districts for the payment of interest on bonds and warrants and the creating of sinking fund to redeem same.

Introduction, first and second reading 33.

Reference 33.

Third reading 178.

Passed 178.

Received from the House 469.

Other action 125-469.

**Senate Bill No. 27.—(Jacobsen)**

A bill for an Act to amend and re-enact Section 7140 of the Revised Codes of North Dakota, 1905, the same being Section 7754 of the Compiled Laws of North Dakota, 1913, relating to payment and period of redemption from execution sales.

Introduction, first and second reading 36.

Reference 36.

Reported back 82.

Indefinitely postponed 115.

Third reading 96.

Passed 97.

Received from the House 115.

Amended 82.

Amendments adopted 83.

Other action 93.

**Senate Bill No. 28.—(Kirkeide)**

A Concurrent Resolution amending Section 82 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of State officers.

Introduction, first and second reading 36.

Reference 36.

Reported back 225.

Indefinitely postponed 72.

Amended 225.

**Senate Bill No. 29.—(Kirkeide)**

A Concurrent Resolution amending Section 71 of the Constitution of the State of North Dakota relating to the election and duration of term of office of Governor.

Introduction, first and second reading 36.

Reference 36.

Indefinitely postponed 72.

**Senate Bill No. 30.—(Kirkeide)**

A Concurrent Resolution amending Section 91 of the Constitution of the State of North Dakota relating to the term of office of the judges of the Supreme Court.

Introduction, first and second reading 36.

Reference 36-107.

Reported back 40.

Indefinitely postponed 130.

Received from the House 105.

Other action 135.

**Senate Bill No. 31.—(Kirkeide)**

A Concurrent Resolution amending Sections 27, 30, 33, and 55 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of members of the Legislative Assembly and regulate sessions thereof.

Introduction, first and second reading 36.

Reference 36.

Indefinitely postponed 72.

**Senate Bill No. 32.—(Leutz)**

A Concurrent Resolution for amendment to Section 82 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of county officers.

Introduction, first and second reading 36.

Reference 36.

Indefinitely postponed 72.

Received from the House 105.

**Senate Bill No. 33.—(Leutz)**

A Concurrent Resolution for amendment to Section 71 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of Governor.

Introduction, first and second reading 37.

Reference 37.

Indefinitely postponed 72.

**Senate Bill No. 34.—(Leutz)**

A Concurrent Resolution amending Section 173 of the Constitution of the State of North Dakota relating to the election and duration of terms of office of county officers.

Introduction, first and second reading 37.

Reference 37.

Indefinitely postponed 72.

**Senate Bill No. 35.—(Leutz)**

A Concurrent Resolution for amendments to Sections 27, 30, 33 and 55 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of members of the Legislative Assembly and regulate sessions thereof.

Introduction, first and second reading 37.

Reference 37.

Indefinitely postponed 72.

**Senate Bill No. 36.—(Trageton)**

A bill for an Act providing for an excise tax of one-fiftieth of one per cent upon the authorized capital stock of foreign corporations, and for the levying and collection of the same.

Introduction, first and second reading 37.

Reference 37-108.

Reported back 108.

Indefinitely postponed 967.

Third reading 633.

Passed 536.

Received from the House 967.

Amended 108-535-633.

Amendments adopted 536.

Other action 633-1103-1124.

**Senate Bill No. 37.—(Leutz)**

A bill amending Section 91 of the Constitution of the State of North Dakota relating to the election and duration of the terms of office of the Judges of the Supreme Court.

Introduction, first and second reading 43.

Other action 44.

**Senate Bill No. 38.—(Overson)**

A bill for an Act to repeal Section 7846 of the Compiled Laws of North Dakota for 1913, relating to appeals in cases tried without a jury.

Introduction, first and second reading 43.

Reference 43.

Reported back 290-292.

Indefinitely postponed 656.

Third reading 368.

Passed 368.

Other action 127.

**Senate Bill No. 39.—(N. N. Nelson)**

A bill for an Act to appropriate money for the payment of insurance premiums and interest on same on buildings and equipment of the State University and School of Mines at Grand Forks.

Introduction, first and second reading 43.

Reference 43.

Reported back 581.

Indefinitely postponed 581.

**Senate Bill No. 40.—(Hamilton)**

A bill for an Act to amend Section One of Chapter 166 of the Session Laws of North Dakota for the year 1907, relating to liens on future interest.

Introduction, first and second reading 43.

Reference 43.

Indefinitely postponed 100.

**Senate Bill No. 41.—(Hoverson)**

A bill for an Act to provide for the non-partisan nomination and election of county officers.

Introduction, first and second reading 44.

Reference 44.

Indefinitely postponed 117.

**Senate Bill No. 42.—(Committee on Ways and Means)**

A bill for an Act to amend and re-enact Section 5510 and Section 5511 of the Revised Codes of North Dakota for 1912, the same being Sections 6072 and 6073 of the Compiled Laws of North Dakota for 1913, relating to legal rate of interest and usury.

Introduction, first and second reading 44.

Reference 44.

Reported back 64.

Indefinitely postponed 155.

Third reading 78.

Passed 78.

Other action 71-125-155.

**Senate Bill No. 43.—(Martin)**

A bill for an Act authorizing the Board of University and School Lands of the State of North Dakota to deed to the United States Government Section 16, Township 138 North, Range 81 West of the Fifth Principal Meridian.

Introduction, first and second reading 44.

Reference 44.

Third reading 86.

Passed 86-190.

Received from the House 190.

Amended 71.

Amendments adopted 71.

Other action 84.

**Senate Bill No. 44.—(Bronson)**

A bill for an Act to appropriate money for permanent improvements at the State University and School of Mines at Grand Forks.

Introduction, first and second reading 44.

Reference 44.

Reported back 582.

Indefinitely postponed 582.

**Senate Bill No. 45.—(Trageton)**

A bill for an Act to appropriate money for maintenance and equipment of the State University and School of Mines at Grand Forks.

Introduction, first and second reading 44.

Reference 44.

Reported back 581.

Indefinitely postponed 581.

**Senate Bill No. 46.—(Wartner)**

A bill for an Act to authorize a popular vote upon the question of calling a delegate convention to amend and revise the Constitution of the State of North Dakota.

Introduction, first and second reading 44.

Reference 44-278.

Reported back 278-306.

Third reading 333-393.

Passed 393.

Amended 393.

Other action 127-333.

**Senate Bill No. 47.—(Kretschmar)**

A bill for an Act to amend Section 8 of Chapter 214 of the Laws of North Dakota for 1913; the same being Section 3064 of the Compiled Laws for 1913 relating to the duties of oil inspector and fees for such inspection.

Introduction, first and second reading 47.

Reference 47.

Other action 93.

**Senate Bill No. 48.—(Rowe)**

A bill for an Act to provide for the examination, registration and regulation of trained nurses and prescribing penalty for the violation thereof.

Introduction, first and second reading 50.

Reference 50.

Third reading 148.

Passed 149-883-1077.

Received from the House 425-1077.

Amended 117-425-800.

Amendments adopted 122.

Other action 449-800.

**Senate Bill No. 49.—(Hamilton)**

A bill for an Act to amend Section 13 of Chapter 273 of the Session Laws of North Dakota for the year 1913, relating to liens for the service of sires.

Introduction, first and second reading 51.

Reference 51.

Reported back 246.

Third reading 273.

Passed 273.

Received from the House 105-451.

Amended 246.

**Senate Bill No. 50.—(Murphy)**

A bill for an Act to provide for a uniform system of accounting in the county offices of the various counties of North Dakota, and making an appropriation therefor.

Introduction, first and second reading 51.

Reference 51.

Other action 135-167.

**Senate Bill No. 51.—(Wartner)**

A bill for an Act providing for the payment of expenses of district judges when acting outside of the counties of their residence, and to amend Chapter 175 of the Session Laws of 1911.

Introduction, first and second reading 51.

Reference 51.

Indefinitely postponed 132.

Third reading 90.

Passed 90.

Received from the House 132.

Amended 72.

Amendments adopted 72.

**Senate Bill No. 52.—(Bronson)**

A bill for an Act to provide for the celebration of a century of peace among the English speaking people.

Introduction, first and second reading 51.

Reference 51.

Reported back 428.

Amended 73.

Amendments adopted 74.

Other action 90-95.

**Senate Bill No. 53.—(Davis)**

A bill for an Act authorizing hearing upon and review of the rates fixed by any bureau for fire insurance upon property within this state.

Introduction, first and second reading 51.

Reference 51-425-429.

Reported back 428-592.

Indefinitely postponed 427-717.

Other action 429.

**Senate Bill No. 54.—(Davis)**

A bill for an Act to supervise the operations of fire insurance rate-making bureaus, and to provide for their examination by the Commissioner of Insurance.

Introduction, first and second reading 51.

Reference 51-425-429.

Reported back 428-593.

Indefinitely postponed 427-712.

Other action 429.

**Senate Bill No. 55.—(Davis)**

A bill for an Act to require insurance companies to maintain or co-operate in maintaining and operating fire insurance rate-making bureaus.

Introduction, first and second reading 51.

Reference 51-425-429-593.

Reported back 428.

Indefinitely postponed 427-717.

Other action 429.

**Senate Bill No. 56.—(Davis)**

A bill for an Act to provide for an inspection and survey by rating bureaus of all fire insurance risks specifically rated.

Introduction, first and second reading 53.

Reference 53-425-429-593.

Reported back 428.

Indefinitely postponed 428-717.

Other action 429.

**Senate Bill No. 57.—(Davis)**

A bill for an Act relating to agreements between fire insurance companies or any other insurers, with respect to the fixing and collecting of fire insurance rates.

Introduction, first and second reading 53.

Reference 53-425-429-593.

Reported back 428.

Indefinitely postponed 428-717.

Other action 429.

**Senate Bill No. 58.—(Davis)**

A bill for an Act prohibiting discrimination in fixing and collecting fire insurance rates.

Introduction, first and second reading 53.

Reference 53-425-429-593.

Reported back 428.

Indefinitely postponed 428-717.

Other action 429.

**Senate Bill No. 59.—(Rowe)**

A bill for an Act to provide uniformity of school text books in each of the common, independent and special school districts; to regulate the sale and price of same; to provide for selection, adoption and contract by common school district boards of education of independent and special school districts, and the sale of same through purchasing agents of such boards or the purchase direct of such boards and sale at cost or loan free of expense to pupils.

Introduction, first and second reading 54.

Reference 54.

Third reading 369-778.

Passed 369-752-779.

Received from the House 752.

Amended 752.

Other action 127-771.

**Senate Bill No. 60.—(Englund)**

A bill for an Act to amend and re-enact Section 181 of the Compiled Laws of North Dakota for the year 1913, relating to hail insurance adjusters.

Introduction, first and second reading 54.

Reference 54.

Reported back 107.

Indefinitely postponed 107.

Received from the House 105.

**Senate Bill No. 61.—(Nelson)**

A bill for an Act affecting the qualifications for holding office of persons who have been removed from office by the Governor, or by the Courts.

Introduction, first and second reading 67.

Reference 67.

Indefinitely postponed 146.

Other action 127.

**Senate Bill No. 62.—(Jacobsen)**

A bill for an Act fixing the time for answering in county courts, having increased jurisdiction, and amending Sections 8944, 8945, 8952, and 8953 of the Compiled Laws of North Dakota for 1913, relating to the forms of summons and time to answer complaint, and in garnishment proceedings, and providing for the publication and services of summons by publication.

Introduction, first and second reading 68.

Reference 68.

Reported back 81-288.

Third reading 97-551.

Passed 97-551.

Received from the House 189.

Amended 189.

Report of Conference Committee 504.

Other action 82-93.

**Senate Bill No. 63.—(Hughes)**

A bill for an Act to amend and re-enact Section 156 of the Compiled Laws of North Dakota for 1913, relating to the official bond of the state treasurer of North Dakota.

Introduction, first and second reading 68.

Reference 68.

Indefinitely postponed 101.

**Senate Bill No. 64.—(Bond)**

A bill for an Act to amend and re-enact Sections 685, 686, 688, 690, 691, 692, 693, 694 and 695, Compiled Codes of North Dakota, 1913, relating to the removal of public officers by the Governor.

Introduction, first and second reading 68.

Reference 68.

Reported back 573.

Third reading 686.

Passed 686-968-1057-1103.

Received from the House 968-1103.

Amended 573-968.

Report of Conference Committee 1045.

Other action 168-998-999.

**Senate Bill No. 65.—(Nelson)**

A bill for an Act to repeal Sections 1990m, 1990n, 1990o, 1990p, 1990q and 1990r of the Compiled Laws of 1913 and to amend Section 4087 of the Compiled Laws of 1913, relating to overseers of highways and township officers.

Introduction, first and second reading 68.

Reference 68.

Reported back 490.

Indefinitely postponed 490.

**Senate Bill No. 66.—(Hamilton)**

A bill for an Act to fix a tax rate on structures and improvements upon lands other than city and village lots.

Introduction, first and second reading 75.

Reference 75.

Indefinitely postponed 345.

**Senate Bill No. 67.—(Porterfield)**

A bill for an Act to prohibit the illegal sale of dangerous drugs.

Introduction, first and second reading 75.

Reference 75-111.

Reported back 99-177.

Third reading 111-779.

Passed 177-751-779.

Received from the House 751.

Amended 143-751.

Other action 100-106-771.

**Senate Bill No. 68.—(Gronvold)**

A bill for an Act relating to liens on crops on land held under a lease crop contract or contract of sale.

Introduction, first and second reading 75.

Reference 75.

Other action 135.

**Senate Bill No. 69.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution amending Sections 27 and 33 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of members of the Legislative Assembly.

Introduction, first and second reading 75.

Reference 76-107.

Reported back 107-196.

Indefinitely postponed 130.

Other action 135.

**Senate Bill No. 70.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution amending Section 56 of the Constitution of the State of North Dakota, relating to the length of the Legislative Sessions.

Introduction, first and second reading 76.

Reference 76-107.

Reported back 107.

Indefinitely postponed 130.

Other action 135.

**Senate Bill No. 71.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution to amend the Constitution of the State of North Dakota, relating to the number of Senators and Representatives in the Legislative Assembly, and Senatorial Districts.

Introduction, first and second reading 76.

Reference 76-107.

Reported back 107.

Indefinitely postponed 130.

Other action 135.

**Senate Bill No. 72.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution amending Section 71 of the Constitution of the State of North Dakota, relating to the election and duration of term of office of Governor.

Introduction, first and second reading 76.

Reference 76-107.

Reported back 107-196.

Indefinitely postponed 130-751.

Third reading 211.

Passed 211.

Received from the House 751.

Other action 135.

**Senate Bill No. 73.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution amending Section 82 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of State officers.

Introduction, first and second reading 76.

Reference 76-107.

Reported back 107.

Indefinitely postponed 130-751.

Third reading 211.

Passed 212.

Received from the House 751.

Other action 135.

**Senate Bill No. 74.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution amending Section 55 of the Constitution of the State of North Dakota, relating to the frequency of Legislative Sessions.

Introduction, first and second reading 76.

Reference 76-107.

Reported back 107.

Indefinitely postponed 130.

Other action 135.

**Senate Bill No. 75.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution amending Section 45 of the Constitution of the State of North Dakota, relating to the salary of members of the Legislative Assembly.

Introduction, first and second reading 76.

Reference 77-107.

Reported back 107.

Indefinitely postponed 130.

Other action 135.

**Senate Bill No. 76.—(McLean, Kirkeide and Leutz)**

A Concurrent Resolution amending Sections 150 and 173 of the Constitution of the State of North Dakota, relating to the election and duration of terms of office of county officers.

Introduction, first and second reading 77.

Reference 77-107.

Reported back 107-196.

Indefinitely postponed 130-751.

Third reading 212.

Passed 212.

Received from the House 751.

Other action 135.

**Senate Bill No. 77.—(Barnes)**

A bill for an Act making an appropriation for the State Normal and Industrial School at Ellendale, North Dakota, to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing equipment and maintenance.

Introduction, first and second reading 77.

Reference 77.

Reported back 581.

Indefinitely postponed 581.

**Senate Bill No. 78.—(Ellingson)**

A bill for an Act to establish a state bonding department in the office of the Commissioner of Insurance, providing for the maintenance thereof, and creating a reserve therefor; prescribing the duties of the officers connected therewith; providing for the payment of premiums and indemnities for losses; and providing for the disposal of the surplus after said reserve has been created.

Introduction, first and second reading 77.

Reference 77.

Third reading 150.

Passed 151-906.

Received from the House 105-896.

Amended 124-150-896.

Amendments adopted 124.

Other action 904.

**Senate Bill No. 79.—(Bronson)**

A Concurrent Resolution to amend and re-enact Section 104 of the Constitution of the State of North Dakota, providing for judicial districts, the creation thereof and the election of judges therein.

Introduction, first and second reading 77.

Reference 77-186.

Reported back 242.

Third reading 271.

Lost 272.

Amended 186-242.

Other action 135-168-278.

**Senate Bill No. 80.—(Nelson)**

A bill for an Act to amend and re-enact Section 11072 of the Compiled Laws of North Dakota for 1913, relating to compensation for attorneys.

Introduction, first and second reading 77.

Reference 77.

Reported back 107.

Third reading 127.

Passed 128.

**Senate Bill No. 81.—(Rowe)**

A bill for an Act to provide for an annual appropriation for the expenses of the State Board of Health.

Introduction, first and second reading 77.

Reference 78.

Reported back 582.

Indefinitely postponed 582.

**Senate Bill No. 82.—(Murphy)**

A bill for an Act authorizing county courts to accept surety company bonds for executors, administrators and guardians for one-half the amount required when personal bonds are furnished, plus 10 per cent.

Introduction, first and second reading 84.

Reference 84.

Reported back 158.

Third reading 182.

Passed 183.

Received from the House 425.

**Senate Bill No. 83.—(Paulson)**

A bill for an Act making an appropriation for the State Normal School at Mayville, North Dakota, for a training school building and premiums on insurance.

Introduction, first and second reading 84.

Reference 84.

Reported back 581.

Indefinitely postponed 581.

**Senate Bill No. 84.—(Clark)**

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

Introduction, first and second reading 84.

Reference 85.

Indefinitely postponed 452.

Third reading 330.

Passed 330.

Received from the House 452.

**Senate Bill No. 85.—(Clark)**

A bill for an Act to amend Section 1383 of the Compiled Laws of North Dakota for the year 1913, relating to branches to be taught in the public schools.

Introduction, first and second reading 85.

Reference 85.

Indefinitely postponed 284.

**Senate Bill No. 86.—(Wartner)**

A bill for an Act to provide for the incorporation of local lodges or camps of Modern Woodmen of America and other similar fraternal associations not issuing fraternal insurance policies or certificates.

Introduction, first and second reading 85.

Reference 85.

Reported back 624.

Indefinitely postponed 624.

**Senate Bill No. 87.—(Hoverson)**

A bill for an Act to define procedure in county courts in matters not within the scope of increased jurisdiction therein, and in cases of the organization of new counties wherein proceedings have already been had in matters and remain incomplete in the new county acquiring jurisdiction therein.

Introduction, first and second reading 85.

Reference 85.

Indefinitely postponed 223.

**Senate Bill No. 88.—(Lindstrom)**

A bill for an Act to amend and re-enact Section 496 of the Revised Code of North Dakota for 1905, same being Section 790 of the Compiled Laws of North Dakota for 1913, relating to the qualifications of applicants for admission to the Bar of the State of North Dakota.

Introduction, first and second reading 85.

Reference 85.

Indefinitely postponed 146.

**Senate Bill No. 89.—(Rowe)**

A bill for an Act to amend Sections 252, 253, 254, 256 and 258 of Article 10, of the Political Code of 1905, relating to boards of health; establishment of a state department of health consisting of a whole time state health officer and six advisory members; duties; meetings; compensation; vacancies.

Introduction, first and second reading 85.

Reference 85.

Reported back 356-667.

Indefinitely postponed 667.

**Senate Bill No. 90.—(Jacobsen)**

A bill for an Act to provide for the representation of the State of North Dakota at the Panama-Pacific Exposition to be held at San Diego, California, in 1915, and making an appropriation therefor.

Introduction, first and second reading 85.

Reference 86.

Reported back 173.

Indefinitely postponed 173.

**Senate Bill No. 91.—(Albrecht)**

A bill for an Act to amend Section 1252 of the Compiled Laws of North Dakota, relating to supervision of schools in special school districts.

Introduction, first and second reading 86.

Reference 86.

Reported back 108.

Third reading 128.

Passed 128.

Received from the House 266.

**Senate Bill No. 92.—(Bond)**

A Concurrent Resolution to amend Section 185 of the Constitution of the State of North Dakota, relating to agricultural loans, popularly known as "Rural Credits."

Introduction, first and second reading 95.

Reference 95.

Third reading 331.

Passed 332.

Received from the House 749.

**Senate Bill No. 93.—(Porterfield)**

A bill for an Act to appropriate money for maintenance and repairs and new vacuum pumps at the North Dakota Agricultural College.

Introduction, first and second reading 95.

Reference 95.

Reported back 583.

Indefinitely postponed 583.

**Senate Bill No. 94.—(Wartner)**

A bill for an Act limiting actions and defenses to avoid life insurance policies.

Introduction, first and second reading 95.

Reference 95.

Indefinitely postponed 336.

**Senate Bill No. 95.—(Bronson)**

A Concurrent Resolution for an amendment to the Constitution, providing for the elective franchise.

Introduction, first and second reading 95.

Reference 95.

Third reading 392.

Passed 392.

Received from the House 518.

Other action 392-505-549-659.

**Senate Bill No. 96.—(Kretschmar)**

A bill for an Act providing for the inspection of refined petroleum, illuminating oils; providing for ports of entry, appointment of a state inspector of oils and deputies, fixing the salaries of the same, and defining chemical and other tests.

Introduction, first and second reading 95.

Reference 95-174.

Reported back 134.

Third reading 135-356-668.

Passed 141-357-578-668.

Received from House 578.

Amended 134-288.

Other action 135-174-667.

**Senate Bill No. 97.—(Nelson)**

A bill for an Act making an appropriation annually for the support and maintenance of the State Fish Hatchery located in Rolette county, North Dakota.  
Introduction, first and second reading 102.  
Reference 102.  
Reported back 617.  
Third reading 701.  
Passed 701-822.  
Received from the House 822.

**Senate Bill No. 98.—(Bronson)**

A bill for an Act to amend and re-enact Section 6826 of the Compiled Laws of North Dakota for the year 1913, relating to mechanic's liens, the time of commencing suit and limitations thereon.  
Introduction, first and second reading 102.  
Reference 103.  
Third reading 234.  
Passed 234-974-1012.  
Received from the House 974.  
Amended 974.  
Other action 998-1011.

**Senate Bill No. 99.—(Clark)**

A bill for an Act to amend Section 1360 of the Compiled Laws of North Dakota for the year 1913, relating to second-grade elementary certificate of teachers.  
Introduction, first and second reading 103.  
Reference 103.  
Indefinitely postponed 474.  
Third reading 391.  
Passed 392.

**Senate Bill No. 100.—(Vail)**

A bill for an Act amending Section 672 Political Code, Compiled Laws of North Dakota for 1913.  
Introduction, first and second reading 103.  
Reference 103.  
Reported back 162.  
Third reading 182.  
Passed 182.  
Received from the House 302.  
Amended 302.

**Senate Bill No. 101.—(Lindstrom)**

A bill for an Act amending and re-enacting Section 5149 of the Compiled Laws of 1913, relating to banking corporations.  
Introduction, first and second reading 103.  
Reference 103.  
Other action 163.

**Senate Bill No. 102.—(Kirkeide)**

A bill for an Act amending Section 287 of the Compiled Laws of North Dakota for the year 1913, relating to the investment of school funds on farm lands.

Introduction, first and second reading 103.

Reference 103.

Reported back 228.

Indefinitely postponed 228.

**Senate Bill No. 103.—(Englund)**

A bill for an Act to exempt policies of life insurance and annuities from the claims of creditors, in certain cases.

Introduction, first and second reading 103.

Reference 103.

Reported back 226.

Third reading 256.

Passed 257-960.

Received from the House 931.

Amended 226-931.

Other action 933.

**Senate Bill No. 104.—(Hoverson)**

A bill for an Act to repeal Section 2155 of the Compiled Laws of 1913, relating to notice of rates of taxation and time for payment.

Introduction, first and second reading 110.

Reference 110.

Third reading 177.

Passed 177.

**Senate Bill No. 105.—(Leutz)**

A bill for an Act concerning land titles.

Introduction, first and second reading 110.

Reference 110-507.

Reported back 507-598.

Indefinitely postponed 904

Third reading 648.

Passed 649.

Received from the House 904.

Amended 598.

Amendments adopted 599.

Other action 507-649.

**Senate Bill No. 106.—(Porter)**

A bill for an Act to amend and re-enact Section 4870 of the Compiled Laws of the State of North Dakota for the year 1913.

Introduction, first and second reading 110.

Reference 110.

Reported back 223.

Indefinitely postponed 441.

Third reading 258.

Passed 258.

Received from the House 441.

**Senate Bill No. 107.—(Porter)**

A bill for an Act to amend and re-enact Section 4511 of the Revised Codes of the State of North Dakota for the year 1905.

Introduction, first and second reading 110.

Reference 110.

Indefinitely postponed 223.

**Senate Bill No. 108.—(Porter)**

A bill for an Act relative to the issuance of policies of fire insurance, and providing a penalty for its violation.

Introduction, first and second reading 110.

Reference 110.

Indefinitely postponed 428.

**Senate Bill No. 109.—(Porter)**

A bill for an Act to amend and re-enact Section 4449 of the Revised Codes of the State of North Dakota for the year 1905.

Introduction, first and second reading 110.

Reference 110.

Reported back 429.

Third reading 469.

Passed 469-509-1010.

Received from the House 928.

Amended 429-929.

Other action 469-1008.

**Senate Bill No. 110.—(Porter)**

A bill for an Act authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts, and fixing certain fees, and the penalty for violation thereof.

Introduction, first and second reading 110.

Reference 110.

Reported back 488.

Indefinitely postponed 488.

**Senate Bill No. 111.—(Martin)**

A Concurrent Resolution to amend the Constitution of the State of North Dakota so as to abolish the Senate and to provide for a single Legislative body to consist of not more than twenty-five members and to divide the state into twenty-five Legislative districts, and to repeal Sections 26, 27, 28, 30, 31, 32, 35, 52 and 57 of the Constitution.

Introduction, first and second reading 111.

Reference 111.

Reported back 156.

Indefinitely postponed 157.

**Senate Bill No. 112.—(Mudgett)**

A bill for an Act making an appropriation for the State Normal School at Valley City to meet an expenditure for the erection of buildings and permanent improvements necessary in connection therewith, and for furnishing, equipment and maintenance.

Introduction, first and second reading 111.

Reference 111.

Reported back 580.

Indefinitely postponed 580.

**Senate Bill No. 113.—(Putnam)**

A Concurrent Resolution for an amendment to the Constitution providing for the location of the seat of government at New Rockford, Eddy County.

Introduction, first and second reading 112.

Reference 112.

Reported back 227.

Indefinitely postponed 628.

Other action 260-628.

**Senate Bill No. 114.—(Heckle)**

A bill for an Act to amend Section 1779 of the Compiled Laws of North Dakota for the year 1913, relating to the board of trustees of the Soldiers' Home.

Introduction, first and second reading 125.

Reference 125.

Reported back 265.

Third reading 302.

Passed 302-748.

Received from the House 748.

**Senate Bill No. 115.—(Murphy)**

A bill for an Act to provide for granting, selling and conveying lands belonging to the state, described in this bill, to the board of park commissioners of the City of Grafton, North Dakota, for a public park and artificial lake.

Introduction, first and second reading 125.

Reference 125.

Reported back 224.

Third reading 255.

Passed 255.

Received from the House 451.

Amended 224.

**Senate Bill No. 116.—(Englund)**

A bill for an Act creating a state board of chiropractic examiners to regulate the practice of chiropractic in the State of North Dakota, defining chiropractic, providing for licensing chiropractors and to prescribe penalties for the violation of this Act.

Introduction, first and second reading 125.

Reference 125.

Reported back 353.

Third reading 352-375.

Passed 375.

Received from the House 749.

Amended 353-361-375.

Other action 375.

**Senate Bill No. 117.—(Steele)**

A bill for an Act to provide for the disposition of school and institutional lands required for townsite purposes, school house sites, church sites, for other educational or charitable purposes, public parks, fair grounds, public highways, railroad right-of-way, and other railroad uses and purposes, reservoirs for the storage of water for irrigation, drain ditches and irrigation ditches, and lands required for any of the purposes over which the right of eminent domain may be exercised under the Constitution and Laws of this state.

Introduction, first and second reading 125.

Reference 126.

Reported back 387.

Third reading 413.

Passed 413.

Received from the House 749.

Amended 387.

**Senate Bill No. 118.—(Bronson)**

A bill for an Act appropriating moneys to make effective the appropriations heretofore made by Chapter 45 Session Laws of 1913, relating to state fires.

Introduction, first and second reading 126.

Reference 126.

Reported back 586.

Third reading 675.

Passed 675-822.

Received from the House 822.

Amended 586.

Amendments adopted 586.

**Senate Bill No. 119.—(Gardiner)**

A bill for an Act to amend Section 1450 of the Compiled Laws of 1913, relating to the appropriation for state aid to graded, rural and consolidated schools.

Introduction, first and second reading 126.

Reference 126.

Reported back 586.

Indefinitely postponed 586.

**Senate Bill No. 120.—(Trageton)**

A bill for an Act to amend Section 4424 Compiled Laws 1913 (Section 4092 Revised Codes 1905) giving to both father and mother custody of a child in certain cases and providing a method for fixing such custody in either parent in case of dispute.

Introduction, first and second reading 126.

Reference 126.

Reported back 288.

Indefinitely postponed 656.

Third reading 332.

Passed 332.

**Senate Bill No. 121.—(Albrecht)**

A bill for an Act to amend Sections 4518, 4520 and 4522 of the Compiled Laws of 1913, relating to the filing of annual reports by corporations in the office of secretary of state; providing a penalty for failure to file such reports, and providing for the publication of a list of delinquent and cancelled corporations.

Introduction, first and second reading 126.

Reference 126-271.

Reported back 245-316.

Indefinitely postponed 474.

Third reading 353.

Passed 356.

Received from the House 474.

Amended 353.

**Senate Bill No. 122.—(Gibbens)**

A bill for an Act entitled "An Act authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from state and county levies, and authorizing the purchase of such bonds by the counties and the Board of University and School lands.

Introduction, first and second reading 126.

Reference 126.

Indefinitely postponed 364.

**Senate Bill No. 123.—(Nelson)**

A bill for an Act relating to the employment of persons committed to hard labor to jails and the payment of their earnings to those dependent upon them.

Introduction, first and second reading 135.

Reference 135.

Indefinitely postponed 324.

**Senate Bill No. 124.—(Steele)**

A bill for an Act to amend Section 8122 of the Revised Codes of North Dakota for the year 1913, relating to foreclosure of land contracts.

Introduction, first and second reading 135.

Reference 135.

Reported back 243.

Third reading 272.

Passed 273-883.

Received from the House 782.

Amended 243-782.

Other action 844.

**Senate Bill No. 125.—(Thoreson)**

A bill for an Act to amend Section 10088 of the Compiled Laws of 1913, relating to the closing of gates, and to repeal Section 10089 of the Compiled Laws of 1913.

Introduction, first and second reading 136.

Reference 136.

Reported back 226.

Third reading 256.

Passed 256.

Received from the House 451.

**Senate Bill No. 126.—(Mallough)**

A bill for an Act to create the office of the state juvenile and probation officer, and prescribing the duties and powers thereof, and making compensation therefor.  
Introduction, first and second reading 136.  
Reference 136.  
Reported back 522.  
Indefinitely postponed 604.  
Third reading 604.

**Senate Bill No. 127.—(Gardiner)**

A bill for an Act to provide for county aid to rural, graded and consolidated schools.  
Introduction, first and second reading 136.  
Reference 136.  
Third reading 715.  
Passed 715-985-999.  
Received from the House 984.  
Amended 985.  
Other action 998-999.

**Senate Bill No. 128.—(Wartner)**

A bill for an Act to amend Section 129 of the Compiled Laws of 1913, relating to the fees to be collected and charged by the secretary of state.  
Introduction, first and second reading 136.  
Reference 136.  
Third reading 255.  
Passed 256.

**Senate Bill No. 129.—(Albrecht)**

A bill for an Act to amend Section 5238 of the Compiled Laws of 1913, relating to foreign corporations.  
Introduction, first and second reading 136.  
Reference 136.  
Reported back 244.  
Indefinitely postponed 474.  
Third reading 271.  
Passed 271-993.  
Received from the House 474-993.  
Amended 244.  
Other action 816.

**Senate Bill No. 130.—(Overson)**

A bill for an Act to amend and re-enact Sections 5151 and 5152 of the Compiled Laws of 1913, relating to corporations having banking powers, defining what per cent of the capital stock and surplus of such corporations may be invested in banking house, furniture and fixtures, including the lot or parcel of land on which the banking house is located, and defining its powers as to other real estate.

Introduction, first and second reading 136.

Reference 136.

Indefinitely postponed 904.

Third reading 330.

Passed 331.

Received from the House 904.

**Senate Bill No. 131.—(Nelson)**

A bill for an Act providing for reassessment of property when taxes thereon have been set aside by order of the court and when such reassessment would promote the interests of the public; providing the method of reassessment, hearings thereon and spreading of the tax; also for the payment of the expense incident thereto.

Introduction, first and second reading 147.

Reference 147.

Reported back 615.

Indefinitely postponed 615.

Third reading 705.

Passed 705.

Amended 616.

Amendments adopted 616.

Other action 615.

**Senate Bill No. 132.—(Clark)**

A bill for an Act to amend Section 3365 of the Compiled Laws of North Dakota, for the year 1913, relating to the annual statement of county auditors and county treasurers.

Introduction, first and second reading 147.

Reference 147.

Reported back 199.

Indefinitely postponed 379.

Third reading 233.

Passed 233.

Received from the House 379.

**Senate Bill No. 133.—(McFadden)**

A Concurrent Resolution to amend Section 216 of the Constitution of the State of North Dakota, pertaining to public institutions.

Introduction, first and second reading 148.

Reference 148.

Indefinitely postponed 224.

**Senate Bill No. 134.—(Leutz)**

A bill for an Act making an appropriation for the maintenance, deficit, and addition to the building of the experimental station of the School of Mines at Hebron, Morton County.

Introduction, first and second reading 148.

Reference 148.

Reported back 318-580.

Indefinitely postponed 580.

**Senate Bill No. 135.—(Martin)**

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, insurance, purchase of additional land, and equipment for the State Reform School at Mandan.

Introduction, first and second reading 148.

Reference 148.

Reported back 620.

Third reading 698.

Passed 698-824.

Received from the House 824.

Amended 621.

Amendments adopted 621.

**Senate Bill No. 136.—(Leutz)**

A bill for an Act to amend Sections 6073 of the Compiled Laws of the State of North Dakota for 1913, relating to "Usury Defined."

Introduction, first and second reading 148.

Reference 148.

Reported back 243.

Indefinitely postponed 243.

Other action 531.

**Senate Bill No. 137.—(Wartner)**

A bill for an Act to amend Section 852, 854 and 863 of the Compiled Laws of North Dakota for the year 1913, relating to primary elections and the nomination of candidates for the office of United States Senator.

Introduction, first and second reading 148.

Reference 148.

Reported back 389.

Third reading 409.

Passed 409-1005-1010.

Received from the House 1005.

Amended 1005.

Other action 1008.

**Senate Bill No. 138.—(Nelson)**

A bill for an Act making an appropriation for maintenance, deficiency in maintenance appropriation, new buildings, improvements and repairs, general equipment, and farm machinery and live stock for the tuberculosis sanitarium at Dunseith.

Introduction, first and second reading 152.

Reference 152.

Reported back 619.

Third reading 699.

Passed 699-822.

Received from the House 822.

Amended 619.

Amendments adopted 619.

**Senate Bill No. 139.—(England)**

A bill for an Act placing telephone companies under the supervision of the board of railroad commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control constructions and operation of telephone plants, and providing penalties for the violation of orders promulgated by the board of railroad commissioners.

Introduction, first and second reading 152.

Reference 152.

Reported back 232.

Third reading 257.

Passed 257-748.

Received from the House 748.

**Senate Bill No. 140.—(Nelson)**

A bill for an Act to provide for the inspection of steam boilers and steam engines, and for the licensing of steam engineers.

Introduction, first and second reading 152.

Reference 152.

Indefinitely postponed 716.

Lost 7.

**Senate Bill No. 141.—(Murphy)**

A bill for an Act making an appropriation for maintenance, new buildings, improvements and repairs, and equipment for the Institution for the Feeble Minded at Grafton.

Introduction, first and second reading 153.

Reference 153.

Reported back 618.

Third reading 700.

Passed 700-905.

Received from the House 903.

Amended 618-903.

Amendments adopted 618.

Other action 904.

**Senate Bill No. 142.—(Paulson)**

A bill for an Act to repeal Section 720 of the Compiled Laws of 1913, relating to the expenses of the supreme court judges.

Introduction, first and second reading 165.

Reference 165.

Reported back 287.

**Senate Bill No. 143.—(Steele)**

A bill for an Act making an appropriation for new buildings, equipment and improvements and repairs for the Hospital for the Insane at Jamestown.

Introduction, first and second reading 165.

Reference 165.

Reported back 619.

Third reading 698.

Passed 699-932-961.

Received from the House 932.

Amended 620-932.

Amendments adopted 620.

Other action 933.

**Senate Bill No. 144.—(Nelson)**

A bill for an Act making an appropriation for the purpose of taking care of a deficit created by the board of trustees for the Tuberculosis Sanitarium at Dunseith, prior to that institution being turned over to the management of the Board of Control.

Introduction, first and second reading 165.

Reference 166.

Reported back 617.

Third reading 702.

Passed 703-822.

Received from the House 822.

**Senate Bill No. 145.—(Kirkeide)**

A bill for an Act making an appropriation for the maintenance and operation of the Benson County Agricultural and Training School at Maddock.

Introduction, first and second reading 166.

Reference 166.

Reported back 583.

Indefinitely postponed 583.

**Senate Bill No. 146.—(Loftsgaard)**

A bill for an Act making an appropriation for the maintenance of the Walsh County Agricultural and Training School at Park River.

Introduction, first and second reading 166.

Reference 166.

Reported back 584.

Indefinitely postponed 584.

**Senate Bill No. 147.—(Loftsgaard)**

A bill for an Act entitled "An Act to amend Article one, of Chapter 24 of the Political Code of the State of North Dakota, as amended by Chapter 121 of the Session Laws of the year 1913, relating to the support and relief of poor persons, and providing for the county or township system of supervision at the option of the counties."

Introduction, first and second reading 166.

Reference 166.

Reported back 573.

Third reading 645.

Lost 645.

Amended 645.

Amendments adopted 645.

**Senate Bill No. 148.—(Putnam)**

A bill for an Act providing for the appointment of a state business agent, defining his powers and duties and making an appropriation therefor.

Introduction, first and second reading 166.

Reference 166.

Reported back 523.

Indefinitely postponed 523.

**Senate Bill No. 149.—(England)**

A bill for an Act to amend and re-enact Sections 2836, 2844, 2853 and 2854, of the Compiled Laws of North Dakota for the year 1913, relating to the dairy department in the department of agriculture and labor.

Introduction, first and second reading 166.

Reference 166.

Reported back 608.

Third reading 651.

Passed 651-993.

Received from the House 993.

**Senate Bill No. 150.—(Hughes)**

A bill for an Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20th, 1913, to April 1st, 1915.

Introduction, first and second reading 166.

Reference 166.

Reported back 583.

Third reading 638.

Passed 639-822.

Received from the House 822.

**Senate Bill No. 151.—(Hughes)**

A bill for an Act making an appropriation for the current and contingent expenses of the North Dakota State Penitentiary, and for making permanent improvements and additions thereto.

Introduction, first and second reading 167.

Reference 167.

Reported back 621.

Third reading 701.

Passed 702-1056.

Received from the House 930.

Amended 621-931.

Amendments adopted 622.

Other action 997-1040.

**Senate Bill No. 152.—(Hughes)**

A bill for an Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota, 1913, relating to the powers of the board of trustees of public property.

Introduction, first and second reading 167.

Reference 167-232-399.

Reported back 198-263.

Third reading 300.

Passed 300-917.

Received from the House 399-891.

Amended 263-891.

Other action 393-408-905.

**Senate Bill No. 153.—(Steele)**

A bill for an Act making an appropriation for the North Dakota Public Library Commission.

Introduction, first and second reading 172.

Reference 172.

Reported back 582.

Indefinitely postponed 582.

**Senate Bill No. 154.—(Hoverson)**

A bill for an Act to amend and re-enact Sections 1433, 1435, 1436 and 1437 of the Compiled Laws of 1913, relating to state and national high school aid, to appropriation for same, to the appointment of high school inspector and to his salary and expenses, to expenses of administration of state aid, and to powers of state board of education.

Introduction, first and second reading 174.

Reference 174.

Reported back 584.

Indefinitely postponed 584.

**Senate Bill No. 155.—(Martin)**

A bill for an Act amending Section 2106 of the Compiled Laws of North Dakota for the year 1913, relating to the duty of assessors in cases where personal property is liable to be removed from the state or county or disposed of by sale or otherwise.

Introduction, first and second reading 174.

Reference 174.

Reported back 199.

Third reading 233.

Passed 233.

Lost 274.

Received from the House 274.

Other action 274.

**Senate Bill No. 156.—(Vail)**

A bill for an Act authorizing an appropriation for carrying out the provisions of Sections 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913.

Introduction, first and second reading 174.

Reference 174.

Reported back 586.

Third reading 673.

Passed 674-1048.

Amended 586.

Amendments adopted 586.

**Senate Bill No. 157.—(Porterfield)**

A bill for an Act to appropriate Seven Thousand (\$7,000) Dollars for the purpose of studying, investigating and giving information on the marketing, standardizing of farm products; also the study of co-operative organizations among farmers and consumers.

Introduction, first and second reading 175.

Reference 175.

Reported back 585.

Indefinitely postponed 585.

**Senate Bill No. 158.—(Hyland)**

A bill for an Act to amend and re-enact Sections 2762a, 2762b, 2762c, 2762d, 2762f, 2762h and 2762i, relating to the admission of live stock into the State of North Dakota.

Introduction, first and second reading 175.

Reference 175.

Reported back 317.

Third reading 354.

Passed 354-751-918.

Received from the House 750.

Amended 750.

Other action 844-854-876.

**Senate Bill No. 159.—(Porter)**

A bill for an Act to provide for the creation and organization of a state art society, and providing for the appointment of a governing board and prescribing its powers and duties.

Introduction, first and second reading 175.

Reference 175.

Reported back 482.

Indefinitely postponed 776.

Third reading 546.

Passed 546.

Received from the House 776.

**Senate Bill No. 160.—(Hughes)**

A bill for an Act making an appropriation for the maintenance of the North Dakota Industrial Exposition at Bismarck, North Dakota.

Introduction, first and second reading 175.

Reference 175.

Reported back 585.

Indefinitely postponed 585.

**Senate Bill No. 161.—(Bond)**

A bill for an Act to amend Section 1190 of the Compiled Laws of 1913, relating to the conveying of pupils.

Introduction, first and second reading 175.

Reference 175.

Reported back 623.

Indefinitely postponed 623.

**Senate Bill No. 162.—(Porterfield)**

A bill for an Act to appropriate funds to the department of agricultural extension of the North Dakota Agricultural College for agricultural extension work for the years 1915 and 1916.

Introduction, first and second reading 175.

Reference 175.

Reported back 587.

Third reading 643.

Passed 644-822.

Received from the House 822.

Amended 587.

Amendments adopted 587.

**Senate Bill No. 163.—(Lindstrom)**

A bill for an Act to enable the North Dakota Agricultural Experiment Station to procure the necessary supplies, prepare poison, and furnish the same in the systematic extermination of ground squirrels, gophers and prairie dogs, and making an appropriation therefor.

Introduction, first and second reading 176.

Reference 176.

Reported back 343-579.

Indefinitely postponed 824.

Third reading 675.

Passed 675-1007.

Received from the House 824-1007.

Other action 844.

**Senate Bill No. 164.—(Kretschmar)**

A bill for an Act legalizing title to real estate property held by banks, other than that acquired by foreclosure of mortgages.

Introduction, first and second reading 176.

Reference 176.

Indefinitely postponed 609.

**Senate Bill No. 165.—(Kretschmar)**

A bill for an Act legalizing certain conveyances of lands heretofore made.

Introduction, first and second reading 176.

Reference 176.

Reported back 609.

Indefinitely postponed 609.

**Senate Bill No. 166.—(Gronvold)**

A bill for an Act providing that instruction shall be given in the schools concerning the prevention of accidents, and making it the duty of rural district school boards to plow fire breaks around school houses.

Introduction, first and second reading 182.

Reference 182.

Reported back 530.

Indefinitely postponed 364-530.

**Senate Bill No. 167.—(Leutz)**

A bill for an Act to repeal Sections 382 and 383 of the Compiled Laws of 1913, relating to the historical society of North Dakota, and making an appropriation.

Introduction, first and second reading 192.

Reference 192.

Reported back 580.

Indefinitely postponed 580.

**Senate Bill No. 168.—(Nelson)**

A bill for an Act repealing Sections 2540 and 2541 of the Compiled Laws of 1913, relating to a board of visitors whose duty it is each year to visit the asylum and poor farm of each county.

Introduction, first and second reading 193.

Reference 193.

Reported back 487.

Indefinitely postponed 717.

Third reading 545.

Passed 545.

**Senate Bill No. 169.—(Lindstrom)**

A bill for an Act to amend Section 4086 of the Compiled Laws of North Dakota for the year 1913, relating to annual township meeting.

Introduction, first and second reading 193.

Reference 193.

Reported back 529.

Indefinitely postponed 904.

Third reading 632.

Received from the House 904.

Other action 632.

**Senate Bill No. 170.—(Jacobsen)**

A bill for an Act validating certain general and special elections in villages, and bonds and warrants issued by the corporate authorities thereof in pursuance of such elections.

Introduction, first and second reading 193.

Reference 193.

Reported back 566.

Third reading 646.

Passed 646-824.

Received from the House 824.

**Senate Bill No. 171.—(Jacobsen)**

A bill for an Act requiring fire drills in the public schools, providing for fire guards, and prescribing penalties for the violation thereof.

Introduction, first and second reading 193.

Reference 193.

Third reading 391.

Passed 391.

Received from the House 749.

**Senate Bill No. 172.—(Hoverson)**

A bill for an Act to amend Sections 1165 and 1167 of the Compiled Laws of North Dakota for the year 1913, relating to district school treasurer's bond.

Introduction, first and second reading 193.

Reference 193.

Reported back 384.

Indefinitely postponed 890.

Third reading 442.

Passed 443.

Received from the House 890.

Amended 442.

Amendments adopted 442.

**Senate Bill No. 173.—(Bronson)**

A bill for an Act to amend and re-enact Section 8821 of the Compiled Laws of North Dakota for the year 1913, relating to expenses, fees and commissions of executors and administrators and attorneys at law in connection therewith.

Introduction, first and second reading 193.

Reference 193.

Reported back 320.

Third reading 355.

Passed 356-884.

Received from the House 782.

Amended 320-782.

Other action 844.

**Senate Bill No. 174.—(Bronson)**

A bill for an Act relating to settlements of causes of action or cases for damages sustained through personal injuries and contracts of retainer made thereof.

Introduction, first and second reading 193.

Reference 193.

Reported back 537.

Third reading 713.

Passed 715-1004-1056.

Received from the House 1004.

Amended 537-1004.

Amendments adopted 537.

Other action 714-718-1008.

**Senate Bill No. 175.—(Rowe)**

A bill for an Act providing state aid for the department of North Dakota of the Grand Army of the Republic.

Introduction, first and second reading 194.

Reference 194.

Reported back 265.

Third reading 301.

Passed 301-748.

Received from the House 748.

Amended 266.

**Senate Bill No. 176.—(Hyland)**

A bill for an Act appropriating money for care of buildings, protecting timber from fire, improving roads and care of water supply of the state military mobilization grounds in Ramsey County.

Introduction, first and second reading 194.

Reference 194-585-648.

Reported back 487-585-682.

Indefinitely postponed 781.

Third reading 693.

Passed 693-1007.

Received from the House 781-1007.

Amended 487-683.

Amendments adopted 487-683.

Other action 648-844.

**Senate Bill No. 177.—(Gronvold)**

A bill for an Act to determine the rights of parties under farm cropping contracts and farm leases.

Introduction, first and second reading 209.

Reference 209.

Reported back 483.

Indefinitely postponed 483.

**Senate Bill No. 178.—(Gronvold)**

A bill for an Act to protect children and others from accidents resulting from trespassing upon the premises of right of way of railroad companies and giving station agents powers of peace officers in certain cases prohibiting persons not having business with railroad companies from approaching in close proximity to the yards or rolling stock of such companies and providing a penalty.

Introduction, first and second reading 209.

References 209.

Reported back 264.

Third reading 301-373.

Passed 374-891.

Received from the House 891.

Amended 264-301-348-341.

Other action 301-314-341.

**Senate Bill No. 179.—(Allen)**

A bill for an Act permitting assessment life associations heretofore licensed to continue business within the state, and providing a method for valuing their policies.

Introduction, first and second reading 209.

Reference 209.

Indefinitely postponed 824.

Third reading 356-373.

Passed 373.

Received from the House 824.

Other action 356.

**Senate Bill No. 180.—(Senate Committee on Appropriation)**

A bill for an Act providing for salaries for county auditors, county treasurers, registers of deeds, county judges, state's attorneys and assistant, clerks of the district court and sheriffs, and repealing Sections 3492, 3494, 3500, 3506, 3508, 3512, 3520, of the Compiled Laws of North Dakota for 1913, the same being Sections 2587, 2580, 2586, 2592, 2594 and 2598 of the Revised Codes for 1905, with any and all amendments thereto, and also Section 1 of Chapter 275 of the Session Laws of 1911.

Introduction, first and second reading 210.

Reference 210.

Reported back 457.

Indefinitely postponed 1006.

Third reading 511.

Passed 544-1104.

Received from the House 1006-1088.

Amended 458-543.

Amendments adopted 459-543.

Report of conference committee 1095.

Other actions 217-511-1018-1079-1097.

**Senate Bill No. 181.—(Vail)**

A bill for an Act to amend Sections 8734, 8736, 8737, 8741, 8745, 8750, and to repeal Sections 8740, 8742, 8743, 8744, 8747 and 8748, of the Compiled Laws of 1913, relating to the method of presenting and proving claims against the estates of decedents in the county court.

Introduction, first and second reading 210.

Reference 210.

Reported back 597.

Indefinitely postponed 904.

Received from the House 904.

Amended 598.

Amendments adopted 598.

**Senate Bill No. 182.—(Leutz)**

A bill for an Act to amend Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to the transportation of school children.

Introduction, first and second reading 210.

Reference 210.

Reported back 623.

Indefinitely postponed 623.

**Senate Bill No. 183.—(Bronson)**

A bill for an Act to amend and re-enact Section 790 of the Compiled Laws of North Dakota for the year 1913, relating to the qualification of applicants for admission to practice as attorneys and counselors of law.

Introduction, first and second reading 210.

Reference 210.

Reported back 319.

Indefinitely postponed 656.

Third reading 354-687.

Passed 355-687.

**Senate Bill No. 184.—(Hoverson)**

A bill for an Act to define the procedure for a change of venue of probate cases pending in county courts where counties have been formed out of territory composed of organized counties.

Introduction, first and second reading 230.

Reference 230.

Reported back 320.

Third reading 352.

Passed 352-1038.

Received from the House 929.

Amended 929-1036.

Other action 997.

**Senate Bill No. 185.—(Overson)**

A bill for an Act to amend Section 7530 of the Compiled Laws of North Dakota for 1913, relating to the issuance of injunctions.

Introduction, first and second reading 230.

Reference 230.

Third reading 360.

**Senate Bill No. 186.—(Overson)**

A bill for an Act to make an appropriation for the North Dakota Anti-Tuberculosis Association.

Introduction, first and second reading 230.

Reference 230.

Reported back 586.

Indefinitely postponed 586-781.

Third reading 693.

Passed 707-966.

Received from the House 781.

Other action 676-692-693-802.

**Senate Bill No. 187.—(Overson)**

A bill for an Act to amend and re-enact Sections 9566 and 9567 of the Compiled Laws of North Dakota for 1913, defining the crime of rape.

Introduction, first and second reading 230.

Reference 230.

Reported back 596.

Third reading 679.

Passed 679-1004-1019.

Received from the House 1003.

Amended 596-1003.

Amendments adopted 597.

Other action 1015.

**Senate Bill No. 188.—(Hamilton)**

A bill for an Act to require banks to furnish surety bonds so as to insure depositors against loss by insolvency or failure of such banks.

Introduction, first and second reading 230.

Reference 230.

Reported back 284.

Indefinitely postponed 284.

**Senate Bill No. 189.—(Davis)**

A bill for an Act to amend Section 2141 of the Compiled Laws of North Dakota for 1913, relating to the state board of equalization, how constituted.

Introduction, first and second reading 230.

Reference 230.

Reported back 522.

Indefinitely postponed 1047.

Third reading 603.

Passed 604.

Received from the House 1047.

**Senate Bill No. 190.—(Martin)**

A Concurrent Resolution amending Section 202 of the Constitution of the State of North Dakota, relating to the manner of amending said constitution.

Introduction, first and second reading 230.

Reference 230.

Indefinitely postponed 348.

**Senate Bill No. 191.—(Wartner)**

A bill for an Act to amend and re-enact Section 1222 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the annual tax levies in general school districts.

Introduction, first and second reading 231.

Reference 231.

Reported back 459.

Third reading 515.

Passed 515-890.

Received from the House 890.

Amended 460-515.

Amendments adopted 460.

**Senate Bill No. 192.—(Davis)**

A bill for an Act to amend Sections 3703 and 3704 of the Compiled Laws of North Dakota for 1913, relating to the plans, specifications, estimates, resolutions, petitions, and to provide a means whereby the city council or board of city commissioners as the same may be, shall obtain jurisdiction and be authorized to order improvements in improvement districts, and to contract for the same in cities in the State of North Dakota.

Introduction, first and second reading 231.

Reference 231.

Indefinitely postponed 862.

Third reading 704.

Passed 705.

Received from the House 862.

**Senate Bill No. 193.—(Albrecht)**

A bill for an Act to amend Section 7793 of the Compiled Laws of North Dakota for the year 1913, relating to cases in which absolute exemptions are allowed.

Introduction, first and second reading 231.

Reference 231.

- Reported back 287-356.

Third reading 331-290.

Passed 390-1020.

Received from the House 1018.

Amended 1018.

Other action 331-390.

**Senate Bill No. 194.—(Hyland)**

A bill for an Act creating a state board of immigration, prescribing its powers and duties, making an appropriation therefor and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

Introduction, first and second reading 231.

Reference 231.

Reported back 588.

Third reading 673.

Passed 673-1077-1080.

Received from the House 1077.

Amended 588-672-1077.

Amendments adopted 588.

Other action 1078-1080.

**Senate Bill No. 195.—(Overson)**

A bill for an Act to construe and legalize the assigning of mortgages by executors and administrators of estates and decedents and guardians of minors.

Introduction, first and second reading 231.

Reference 231.

Indefinitely postponed 348.

**Senate Bill No. 196.—(Leutz)**

A bill for an Act amending Section 4050 of the Compiled Laws of North Dakota for the year 1913, relating to the disposition of road taxes collected by county treasurers.

Introduction, first and second reading 253.

Reference 253.

Reported back 389.

Third reading 389-468-693.

Passed 468-694-1006-1036.

Received from the House 1005.

Amended 346-443-468-694-1006.

Amendments adopted 443.

Other action 370-443-505-1026.

**Senate Bill No. 197.—(Martin)**

A Concurrent Resolution.

Introduction, first and second reading 253.

Reference 253.

Indefinitely postponed 344.

**Senate Bill No. 198.—(Martin)**

A bill for an Act relating to the taxation of structures and improvements on farm lands.

Introduction, first and second reading 253.

Reference 253.

Indefinitely postponed 345.

**Senate Bill No. 199.—(Bronson)**

A bill for an Act to protect the life and property of the traveling public and the employees of the railroads in the State of North Dakota, by limiting the length of trains and providing for full crews thereon.

Introduction, first and second reading 253.

Reference 253-463.

Reported back 463.

**Senate Bill No. 200.—(McLean)**

A bill for an Act making an appropriation annually for the further support and maintenance of the pure seed laboratory in the conduct of work necessary to proper seed inspection and field crop inspection as called for in Chapters 209 of the Session Laws of 1909 and 229 of the Session Laws of 1913.

Introduction, first and second reading 253.

Reference 253.

Reported back 584.

Indefinitely postponed 584.

**Senate Bill No. 201.—(Nelson)**

A bill for an Act to amend and re-enact Section 1190 of the Compiled Laws of 1913 of the State of North Dakota, relating to the consolidation of schools.

Introduction, first and second reading 254.

Reference 254.

Reported back 623.

Third reading 703.

Passed 704-928.

Received from the House 928.

Amended 623.

Amendments adopted 623.

**Senate Bill No. 202.—(Nelson)**

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913, prohibiting the sale of cattle for breeding purposes unless accompanied by a certificate of health.

Introduction, first and second reading 254.

Reference 254.

Indefinitely postponed 317.

**Senate Bill No. 203.—(Vail)**

A bill for an Act to prevent imposition or fraud in the sale or disposition of certain securities herein defined by requiring an inspection thereof; providing for such inspection, supervision and regulation of the business of any person, association, partnership, or corporation, engaged or intending to engage, whether as principal or agent, in the sale of any such securities in the State of North Dakota, as may be necessary to prevent imposition or fraud in the sale or disposition of said securities, and repealing Chapter 32 of the Compiled Laws of 1913.

Introduction, first and second reading 254.

Reference 254.

Reported back 595.

Third reading 680-691.

Passed 680-691-989.

Received from the House 989.

Amended 595.

Amendments adopted 596.

**Senate Bill No. 204.—(Hyland)**

A bill for an Act appropriating money for enlarging and improving the facilities for handling fish at the state biological station.

Introduction, first and second reading 254.

Reference 254.

Reported back 579.

Third reading 674.

Passed 674-822.

Received from the House 822.

**Senate Bill No. 205.—(Trageton)**

A bill for an Act to provide state aid to county good farming associations.

Introduction, first and second reading 254.

Reference 254.

Reported back 343-579.

Indefinitely postponed 579.

**Senate Bill No. 206.—(Hoverson)**

A bill for an Act to amend Section 7745 of the Compiled Laws of North Dakota for the year 1913, relating to execution sale of real property.

Introduction, first and second reading 267.

Reference 267.

Indefinitely postponed 348.

**Senate Bill No. 207.—(Nelson)**

A bill for an Act to repeal Section 9231 of the Compiled Laws of North Dakota for 1913, relating to theatres open on Sunday being unlawful.

Introduction, first and second reading 267.

Reference 267.

Reported back 484.

Indefinitely postponed 484.

Amended 484.

Amendments adopted 484.

Other action 484.

**Senate Bill No. 208.—(Porterfield)**

A bill for an Act to prohibit the adulteration and misbranding of foods and beverages and the selling of adulterated and unwholesome foods and beverages, and prescribing penalty for failure to comply with the provisions of this Act.

Introduction, first and second reading 267.

Reference 267.

Reported back 523.

Third reading 628.

Passed 988.

Received from the House 988.

Amended 523.

Amendments adopted 524.

Other action 628.

**Senate Bill No. 209.—(Nelson)**

A bill for an Act to amend and re-enact Section 45 of the Compiled Laws of North Dakota for 1913, relating to printing commission.

Introduction, first and second reading 267.

Reference 267.

Reported back 457.

Third reading 510.

Passed 510.

**Senate Bill No. 210.—(Mallough)**

A bill for an Act to amend Section 177 of the Laws of 1911 (same being Sections 11402 to 11428 inclusive, Compiled Laws 1913) entitled "Juvenile Court," by adding thereto certain provisions giving the court power when necessary to appoint district juvenile commissioners, guardians ad litem, and to make rules and regulations prescribing their duties and fixing their compensation; also to enact such other provisions which are best calculated to carry out the purpose of said Chapter 177.

Introduction, first and second reading 267.

Reference 267.

Reported back 482-522.

Third reading 607.

Passed 608-975-1000.

Received from the House 974.

Amended 975.

Other action 998-999.

**Senate Bill No. 211.—(Davis)**

A bill for an Act to amend Section 1122 of the Compiled Laws of North Dakota for the year 1913, relating to the qualifications of county superintendent of schools.

Introduction, first and second reading 268.

Reference 268-409.

Reported back 530.

Indefinitely postponed 530.

Third reading 390.

Amended 390.

Other action 390.

**Senate Bill No. 212.—(Thoreson)**

A bill for an Act to amend Sections 2261 and 2262 of the Compiled Laws of North Dakota for the year 1913, relating to the levy of tax to destroy gophers, prairie dogs, rabbits and crows.

Introduction, first and second reading 268.

Reference 268.

Indefinitely postponed 512.

Third reading 369.

Passed 370.

Received from the House 511-750.

**Senate Bill No. 213.**—(Committee on Public Health)

A bill for an Act regulating maternity hospitals, boarding houses for infants, and providing for their removal; prohibiting the sending of pregnant women to other counties where their children become public dependents and prescribing penalties for violation of this Act.

Introduction, first and second reading 268.

Reference 268.

Reported back 610.

Third reading 689.

Passed 690-891.

Received from the House 891.

Amended 610.

Amendments adopted 612.

**Senate Bill No. 214.**—(Sandstrom)

A bill for an Act to provide for the punishment of any person carrying concealed weapons or explosives, unless such weapon or explosive is carried in the prosecution of a legitimate and lawful purpose.

Introduction, first and second reading 268.

Reference 268.

Reported back 563.

Third reading 679.

Passed 679-689-968-1009.

Received from the House 968.

Amended 564-968.

Amendments adopted 564.

Other action 998-999-1008.

**Senate Bill No. 215.**—(Loftsgaard)

A bill for an Act prohibiting the maintaining and keeping of public pool and billiard halls in basements or in rooms below the level of the street, and prescribing penalties therefor.

Introduction, first and second reading 268.

Reference 268.

Indefinitely postponed 323.

**Senate Bill No. 216.**—(Wartner)

A bill for an Act relating to the liability of common carriers by railroad to their employes in certain cases.

Introduction, first and second reading 268.

Reference 268.

Reported back 524.

Third reading 629.

Passed 629-993.

Received from the House 993.

**Senate Bill No. 217.—(Ellingson)**

A bill for an Act to amend Section 669 of the Compiled Laws of North Dakota for 1913, relating to the bonds of county, township, city, village or school district officers, and repealing Section 664 of the Compiled Laws for 1913, relating to the bonds of county treasurers.

Introduction, first and second reading 269.

Reference 269.

Indefinitely postponed 1006.

Third reading 715.

Passed 716.

Received from the House 1006.

**Senate Bill No. 218.—(Mudgett)**

A bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, relating to the frequency of holding an election for the removal of county seats.

Introduction, first and second reading 269.

Reference 269.

Third reading 370.

Passed 371-1033-1037.

Received from the House 1033.

Amended 1033.

Other action 1035.

**Senate Bill No. 219.—(Mudgett)**

A bill for an Act to amend Section 2361 of the Revised Codes of 1905, as amended by Chapter 61 of the Session Laws of 1907, being Section 3236, Session Laws 1913, of the State of North Dakota, relating to the removal of county seats and prescribing the votes required therefor.

Introduction, first and second reading 269.

Reference 269.

Reported back 389.

Indefinitely postponed 443-890.

Third reading 371-444.

Passed 444-1035-1089-1107.

Received from the House 890-1033-1089.

Amended 349-371-1033-1107.

Amendments adopted 371-444.

Report of conference committee 1085.

Other action 372-443-928-997-1035-1085-1086-1090-1107.

**Senate Bill No. 220.—(Gibbens)**

A bill for an act prohibiting the appointment of wives or husbands of county officers to act as deputies.

Introduction, first and second reading 269.

Reference 269.

Reported back 404.

Indefinitely postponed 404.

**Senate Bill No. 221.—(Gibbens)**

A bill for an Act to provide that certain students taking courses in agriculture, shall be taught how to apply the tuberculin test.

Introduction, first and second reading 269.

Reference 269.

Indefinitely postponed 317.

**Senate Bill No. 222.—(Gibbens)**

A bill for an Act to amend and re-enact Section 308, Article 24, Session Laws of 1911, the same being Section 1421, Article 24, of the Compiled Laws of 1913, legalizing certain Acts.

Introduction, first and second reading 269.

Reference 269.

Third reading 371.

Passed 371-782.

Received from the House 782.

Amended 349.

**Senate Bill No. 223.—(Gibbens)**

A bill for an Act relating to establishing, vacating public roads and repealing Sections 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938 and 1939 of the 1913 Compiled Laws of the State of North Dakota.

Introduction, first and second reading 269.

Reference 269-361.

Reported back 594.

Indefinitely postponed 692.

**Senate Bill No. 224.—(Gibbens)**

A bill for an Act to amend and add Section 2094 of the Compiled Laws of North Dakota for 1913, relating to the listing and assessing of personal property coming into the state intended for sale in the course of trade; and prescribing the manner of taxation and equalization of the same.

Introduction, first and second reading 270.

Reference 270.

Indefinitely postponed 346.

**Senate Bill No. 225.—(Gibbens)**

A bill for an Act to regulate the sale of supplies to school districts and to provide penalties for the violation of the provisions hereof.

Introduction, first and second reading 270.

Reference 270.

Reported back 530.

Third reading 631.

Other action 631.

**Senate Bill No. 226.—(Gibbens)**

A bill for an Act to amend Section 1145 of the Compiled Laws of 1913, relating to the naming of school districts.

Introduction, first and second reading 270.

Reference 270.

Reported back 530.

Third reading 630.

Passed 630-928.

Received from the House 928.

**Senate Bill No. 227.—(Gibbens)**

A bill for an Act to amend and re-enact Section 1372 of the Compiled Laws of 1913, relating to the qualifications of teachers.

Introduction, first and second reading 270.

Reference 270.

Reported back 531.

Indefinitely postponed 824.

Third reading 630.

Passed 631.

Received from the House 824.

Amended 531.

Amendments adopted 531.

**Senate Bill No. 228.—(Wartner)**

A bill for an Act amending Section 1 of Chapter 139 of the Session Laws of 1905, being Section 3173 of the Compiled Laws of the State of North Dakota, 1913.

Introduction, first and second reading 270.

Reference 270.

Reported back 407.

Indefinitely postponed 780.

Third reading 447.

Passed 447.

Received from the House 780.

**Senate Bill No. 229.—(Englund)**

A bill for an Act providing for a maximum rate of fare to be charged and collected by railroads, railroad corporations and common carriers, for the transportation of passengers and baggage on mixed trains which run at an average speed of not more than twenty (20) miles an hour, and providing a penalty for the violation thereof.

Introduction, first and second reading 292.

Reference 292.

Reported back 525.

Indefinitely postponed 526.

**Senate Bill No. 230.—(Porterfield)**

A bill for an Act to amend Sections 6815, 6816 and 6817 of the Compiled Laws of 1913, relating to the filings of mechanic's liens, establishing priorities for such liens, requiring the giving of notice thereof, and providing a penalty for filing unlawful liens.

Introduction, first and second reading 292.

Reference 292.

Reported back 403.

Indefinitely postponed 403.

**Senate Bill No. 231.—(Paulson)**

A bill for an Act enabling the state board of normal school trustees to erect a training school building at the state normal school at Mayville with money from the local incidental and mill tax funds of that institution.

Introduction, first and second reading 292.

Reference 292.

Reported back 585.

Indefinitely postponed 585.

**Senate Bill No. 232.—(Hoverson)**

A bill for an Act to amend Section 7744 of the Compiled Laws of North Dakota for the year 1913, relating to execution sale of personal property.

Introduction, first and second reading 292.

Reference 292.

Reported back 431.

Indefinitely postponed 578.

Third reading 470.

Passed 470.

Received from the House 578.

Amended 431-470.

**Senate Bill No. 233.—(Hoverson)**

A bill for an Act to amend Section 243 of the Compiled Laws of North Dakota for the year 1913, relating to the institutions under the control of the State Board of Control of State Institutions.

Introduction, first and second reading 292.

Reference 292.

Reported back 567.

**Senate Bill No. 234.—(Wartner)**

A bill for an Act creating and defining the Thirteenth Judicial District of the State of North Dakota, defining the boundaries thereof, providing for the appointment and election of a judge, and fixing the terms of court therein.

Introduction, first and second reading 293.

Reference 293.

Reported back 565.

Indefinitely postponed 684.

Third reading 687.

Passed 687.

Other action 684.

**Senate Bill No. 235.—(Porterfield)**

A bill for an Act requiring municipal provision by taxation for municipal waterworks plants according to classified water requirements; creating waterworks fund and other subsidiary funds therefrom, designating officials and providing regulations with reference thereto.

Introduction, first and second reading 293.

Reference 293.

Reported back 569.

Indefinitely postponed 569.

**Senate Bill No. 236.—(Sikes)**

A bill for an Act authorizing the board of county commissioners to convey land, which has been donated to the county for a specific purpose, back to the donors, their heirs and assigns, if such land is not used for such purpose.

Introduction, first and second reading 293.

Reference 293.

Reported back 486.

Third reading 544.

Passed 545-1007.

Received from the House 1007.

**Senate Bill No. 237.—(Vail)**

A bill for an Act to amend Section 375 of the Compiled Laws of North Dakota for 1913, relating to the state auditing board and its duties.

Introduction, first and second reading 293.

Reference 293.

Reported back 481.

Third reading 547.

Passed 547-824.

Received from the House 824.

Amended 481.

Amendments adopted 481.

**Senate Bill No. 238.—(Vail)**

A bill for an Act to repeal Sections 1807b, 1807c, 1807d, 1812, 1813, 1814, and 1817, all of the 1913 Compiled Laws of North Dakota, and all relating to a uniform system of accounting.

Introduction, first and second reading 293.

Reference 293.

Reported back 481.

Third reading 548.

Passed 548-988.

Received from the House 988.

**Senate Bill No. 239.—(Vail)**

A bill for an Act to amend Section 657 of the Compiled Laws of North Dakota for 1913, relating to the manner in which claims against the state shall be filed and verified.

Introduction, first and second reading 293.

Reference 293.

Reported back 537.

Third reading 635.

Passed 635-781.

Received from the House 781.

Amended 537.

Amendments adopted 537.

**Senate Bill No. 240.—(Nelson)**

A bill for an Act amending Sections 3135, 3136 and 3137 of the Compiled Laws of North Dakota for the year 1913, relating to reports to be made by owners and operators of elevators, warehouses and grain stations.

Introduction, first and second reading 294.

Reference 294.

Reported back 570.

Indefinitely postponed 570.

**Senate Bill No. 241.—(Trageton)**

A bill for an Act to amend and re-enact Section 2212 of the Compiled Laws of North Dakota for 1913, relating to the duty of the county auditor and the requirements of the transfer of real property as to taxes, deeds and other instruments of conveyance.

Introduction, first and second reading 294.

Reference 294.

Reported back 460.

Third reading 517.

Passed 517.

Received from the House 749.

**Senate Bill No. 242.—(Gibbens)**

A Concurrent Resolution to amend the Constitution of the State of North Dakota relating to taxation and revenue; providing for a general property, license, franchise, gross revenue, excise income taxes and graduated inheritance, registration, production of business and other specific taxes; to defray the expense of the state and to pay the interest on the state debt; also providing a limit not to exceed a four mill levy on the dollar of the assessed valuation.

Introduction, first and second reading 294.

Reference 294.

Reported back 599.

Indefinitely postponed 599.

**Senate Bill No. 243.—(Gibbens)**

A Concurrent Resolution amending Sections 26, 29, 32 and 35 of Article "2" of the Constitution of North Dakota, relating to the number of senators and representatives and to senatorial districts.

Introduction, first and second reading 294.

Reference 294.

Reported back 490.

Indefinitely postponed 490-928.

Third reading 602.

Passed 603.

Received from the House 928.

Amended 602.

Amendments adopted 602.

Other action 549.

**Senate Bill No. 244.—(Gibbens)**

A bill for an Act entitled 'An act, authorizing and empowering boards of trustees of county agricultural and training schools to borrow money and issue negotiable bonds to pay outstanding warrants, to meet the current expenses of maintaining the schools in anticipation of funds to be derived from the state and county levies, and authorizing the purchase of such bonds by the counties and the board of university and school lands.

Introduction, first and second reading 294.

Reference 294.

Reported back 589.

Third reading 688.

Passed 688-781.

Received from the House 781.

Amended 589.

Amendments adopted 592.

**Senate Bill No. 245.—(Sandstrom)**

A bill for an Act to amend Sections 904, 905 and 906 of the Compiled Laws of North Dakota for the year 1913 to provide for the non-partisan nomination and election of county judges.

Introduction, first and second reading 295.

Reference 295.

Reported back 388.

Indefinitely postponed 862.

Third reading 410.

Passed 410.

Received from the House 862.

**Senate Bill No. 246.—(McBride)**

A bill for an Act to amend and re-enact Section 2702 of the Compiled Laws of the State of North Dakota for 1913, reimbursement of owners of tubercular cattle.

Introduction, first and second reading 295.

Reference 295.

Reported back 404.

Third reading 446.

Passed 446.

Received from the House 749.

**Senate Bill No. 247.—(Nelson)**

A bill for an Act to permit the sale of pure tobacco products to persons except minors.

Introduction, first and second reading 295.

Reference 295.

Reported back 457.

Indefinitely postponed 457.

**Senate Bill No. 248.—(Jacobsen)**

A bill for an Act relating to the qualifications of persons to hold two or more elective, or an elective and an appointive office or clerkship under the state or any county or city in the state.

Introduction, first and second reading 295.

Reference 295.

Reported back 528.

Indefinitely postponed 528.

**Senate Bill No. 249.—(Loftsgaard)**

A bill for an Act entitled; "An Act to provide for an annual appropriation to pay the state's share of the cost of maintaining the county agricultural schools.

Introduction, first and second reading 295.

Reference 295.

Reported back 582.

Indefinitely postponed 582.

**Senate Bill No. 250.—(Loftsgaard)**

A bill for an Act entitled; "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools, for the year 1914.

Introduction, first and second reading 295.

Reference 295.

Reported back 583.

Indefinitely postponed 780.

Third reading 637.

Passed 638.

Received from the House 780.

**Senate Bill No. 251.—(Albrecht)**

A bill for an Act to amend Section 3206 of the Compiled Laws of North Dakota for the year 1913, relating to the division of counties.

Introduction, first and second reading 296.

Reference 296.

Reported back 616.

Indefinitely postponed 616.

**Senate Bill No. 252.—(Albrecht)**

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce.

Introduction, first and second reading 296.

Reference 296.

Reported back 535.

Third reading 632.

Passed 632-1077-1103-1105.

Received from the House 1077-1103.

Amended 535-1077.

Amendments adopted 535.

Report of conference committee 1084.

Other action 1077.

**Senate Bill No. 253.—(Gronvold)**

A bill for an Act to amend Section 10125 of the Compiled Laws of North Dakota for the year 1913, relating to permit to sell intoxicating liquors.

Introduction, first and second reading 296.

Reference 296.

Reported back 571.

Indefinitely postponed 967.

Third reading 648.

Passed 648.

Received from the House 967.

**Senate Bill No. 254.—(Gronvold)**

A bill for an Act to provide for state insurance on public buildings and making an appropriation therefor.

Introduction, first and second reading 296.

Reference 296.

Reported back 617.

Third reading 703.

Passed 703-932-961.

Received from the House 932.

Amended 932.

Other action 933.

**Senate Bill No. 255.—(Lindstrom)**

A bill for an Act to amend Section 2984 of the Compiled Laws of 1913, relating to the equipment and sanitary conditions of hotels, restaurants and rooming houses.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 467.

Passed, 510.

Received from the House, 749.

**Senate Bill No. 256.—(Thoreson)**

A bill for an Act to protect the life and property of the traveling public and the employees of the railroads in the State of North Dakota by limiting the number of miles of track assigned to each section foreman and providing for the minimum number of men to be employed thereon.

Introduction, first and second reading 296.

Reference, 296.

Reported back 465.

Indefinitely postponed 465.

**Senate Bill No. 257.—(Hughes)**

A bill for an Act amending Section 4915 of the Compiled Laws of North Dakota for the year 1913, relating to the publication of insurance statements.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 488, 563.

Indefinitely postponed, 488, 563.

**Senate Bill No. 258.—(Nelson)**

A bill for an Act to require a re-insurance reserve for mutual fire insurance companies.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 488.

Indefinitely postponed, 488.

**Senate Bill No. 259.—(Albrecht)**

A bill for an Act to amend Section 5005 of the Compiled Laws of 1913, relating to non-profit corporations.

Introduction, first and second reading, 297.

Reference, 297, 510.

Reported back, 430.

Indefinitely postponed, 509.

Third reading 470, 639.

Passed, 639, 928.

Received from the House, 928.

Amended, 509, 600.

Amendments adopted, 600, 639.

Other action, 470.

**Senate Bill No. 260.—(Mudgett)**

A bill for an Act to amend Sections 2348, 2352, 2358, 2358a, 2366, 2402, 2411 and 2422 of the Compiled Laws of North Dakota for the year 1913 relating to the national guard, and making it a misdemeanor to show discrimination against any person wearing the uniform of the army, navy, marine corps, or revenue cutter service of the United States or of the national guard of this state.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 461.

Third reading, 513.

Passed, 514, 969, 1007.

Received from the House, 969.

Amended, 461, 969.

Amendments adopted, 461.

Other action, 998, 1001.

**Senate Bill No. 261.—(Heckle)**

A bill for an Act to amend and re-enact Chapter 303 of the Session Laws of 1911, being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the year 1913, relating to a permanent non-partisan tax commission, and abolishing said commission, and creating the office of tax commissioner.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 588.

Third reading, 649.

Passed, 650.

Amended, 588.

Amendments adopted, 588.

**Senate Bill No. 262.—(Rowe)**

A bill for an Act to amend and re-enact Sections 2724, 4038 and 4039 of the Revised Codes of 1905 and Sections 4361, 4363 and 4364 of the Compiled Codes of 1913.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 595.

Indefinitely postponed, 862.

Third reading, 678.

Passed, 678.

Received from the House, 862.

Amended, 595.

Amendments adopted, 595.

**Senate Bill No. 263.—(Nelson)**

A bill for an Act to require the use of union label on state printing and to provide a penalty for the violation thereof.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 625.

Indefinitely postponed, 625.

**Senate Bill No. 264.—(Nelson)**

A bill for an Act to amend Section 2588 of the Compiled Laws of 1913, relating to the cost of maintenance of patients in the state tuberculosis sanitarium.  
Introduction, first and second reading, 297.  
Reference, 297.  
Reported back, 481.  
Third reading, 550.  
Passed, 550, 1027.  
Received from the House, 930.  
Amended, 482, 930.  
Amendments adopted, 482.  
Other action, 997, 1026.

**Senate Bill No. 265.—(Martin)**

A bill for an Act to amend Sections 1244 and 1245 of the Compiled Laws of North Dakota for the year 1913.  
Introduction, first and second reading, 298.  
Reference, 298.

**Senate Bill No. 266.—(Martin)**

A bill for an Act to amend and re-enact Article 18 of Chapter 5, Compiled Laws of 1913, relating to the licensing of osteopaths and chiropractors.  
Introduction, first and second reading, 298.  
Reference, 298.  
Reported back, 609.  
Indefinitely postponed, 609.

**Senate Bill No. 267.—(Lindstrom)**

A bill for an Act to amend Section 3851 of the Compiled Laws of North Dakota for 1913, relating to the election of village officers.  
Introduction, first and second reading, 298.  
Reference, 298.  
Reported back, 529.  
Indefinitely postponed, 862.  
Third reading, 713.  
Passed, 713.  
Received from the House, 862.

**Senate Bill No. 268.—(Albrecht)**

A bill for an Act in reference to declaring churches and church societies extinct and disposing of the property of extinct churches and church societies.  
Introduction, first and second reading, 298.  
Reference, 298.  
Reported back, 526.  
Third reading, 628.  
Passed, 628, 928.  
Received from the House, 928.  
Amended, 526.  
Amendments adopted, 526.

**Senate Bill No. 269.—(Putnam)**

A bill for an Act to amend Section 10136 of the Compiled Laws of 1913, regulating the transportation, receiving, storing and delivery of intoxicating liquors, and providing a penalty for the violation thereof.

Introduction, first and second reading, 298.

Reference, 298.

Reported back, 622.

Indefinitely postponed, 623.

**Senate Bill No. 270.—(Overson)**

A bill for an Act to amend and re-enact Sections 719 and 720 of the Compiled Laws of North Dakota for the year 1913, relating to the salaries and expenses of the supreme court judges.

Introduction, first and second reading, 298.

Reference, 298.

Reported back, 387.

Indefinitely postponed, 776.

Third reading, 411.

Passed, 411.

Received from the House, 776.

**Senate Bill No. 271.—(Overson)**

A bill for an Act entitled an Act amending Section 8960, Compiled Laws 1913, relating to appeals from county courts.

Introduction, first and second reading, 298.

Reference, 298.

Reported back, 430.

Indefinitely postponed, 430.

**Senate Bill No. 272.—(Bronson)**

A bill for an Act to require a deposit with the state treasurer of cash, or securities, by all foreign corporations before carrying on the business in this state of plate glass, accident, employer's liability, live stock, health, burglary, steam boiler, credit or casualty insurance.

Introduction, first and second reading, 299.

Reference, 299.

Reported back, 488.

Indefinitely postponed, 489.

**Senate Bill No. 273.—(McFadden)**

A bill for an Act to amend Section 3316 of the Compiled Laws of 1913, relating to proposals for deposits of county funds.

Introduction, first and second reading, 299.

Reference, 299.

Reported back, 563.

Indefinitely postponed, 563.

**Senate Bill No. 274.—(McFadden)**

A bill for an Act providing for the making and keeping of tax receipts and repealing all Acts and parts of Acts inconsistent with the provisions of this Act. Introduction, first and second reading, 299.  
Reference, 299.  
Reported back, 482, 614.  
Indefinitely postponed, 1006.  
Third reading, 700.  
Passed, 701.  
Received from the House, 1006.  
Amended, 614.  
Amendments adopted, 615.

**Senate Bill No. 275.—(Overson)**

A bill for an Act to provide for the construction of sidewalks in unincorporated towns and villages. Introduction, first and second reading, 299.  
Reference, 299.  
Reported back, 483.  
Third reading, 600.  
Passed, 601, 1006.  
Received from the House, 1006.

**Senate Bill No. 276.—(Albrecht)**

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of 1913, relating to laying out, altering or discontinuing roads. Introduction, first and second reading, 299.  
Reference, 299.  
Reported back, 489, 594.  
Indefinitely postponed, 1006.  
Third reading, 678.  
Passed, 678.  
Received from the House 1006.  
Other action, 594, 999.

**Senate Bill No. 277.—(Nelson)**

A bill for an Act to amend and re-enact Section 3506 of the Compiled Laws of 1913. Introduction, first and second reading, 299.  
Reference, 299.  
Reported back, 567.

**Senate Bill No. 278.—(McFadden)**

A bill for an Act providing for the keeping of an accurate and uniform record of documents required to be deposited in the office of the county auditor, and repealing all Acts and parts of Acts inconsistent with the provisions of this Act. Introduction, first and second reading, 299.  
Reference, 299.  
Reported back, 562.

**Senate Bill No. 279.—(Davis)**

A bill for an Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the board of control of state institutions, and to provide for transfer of inmates from one institution to another institution.

Introduction, first and second reading, 300.

Reference, 300.

Reported back, 565.

Passed, 1005, 1011.

Received from the House, 1005.

Amended, 1005.

Other action, 684.

**Senate Bill No. 280.—(Steele)**

A bill for an Act to cancel uncollected personal property taxes assessed for 1900 and prior years.

Introduction, first and second reading, 300.

Reference, 300.

Reported back, 404.

Third reading, 446.

Passed, 447, 824.

Received from the House, 824.

**Senate Bill No. 281.—(Gronvold, Young and Bond)**

A bill for an Act to amend Section 34 of the Compiled Laws of 1913, relating to legislative officers and employees.

Introduction, first and second reading, 306.

Reference, 306, 604.

Reported back, 522.

Indefinitely postponed, 904, 1076.

Third reading, 604.

Passed, 606.

Received from the House, 904, 1076.

Amended, 605.

Amendments adopted, 606.

Other action, 1005, 1008.

**Senate Bill No. 282.—(Overson)**

A bill for an Act to amend Section 11281 of the Compiled Laws of 1913, relating to the commitment of minors, who have been convicted of felonious crimes, to the reform school during good behavior.

Introduction, first and second reading, 306.

Reference, 306.

Reported back, 456.

Third reading, 513.

Passed, 513, 884.

**Senate Bill No. 283.—(Nelson)**

A bill for an Act to amend Sections 46, 54, 67 and 77 of the Compiled Laws of 1913, relating to public printing and the manner of distribution of the Legislative Manual, known as the North Dakota Blue Book.  
Introduction, first and second reading, 306.  
Reference, 306.  
Reported back, 531, 626.  
Third reading, 706.  
Passed, 713, 1022, 1048.  
Received from the House, 993.  
Amended, 626, 993.  
Amendments adopted, 628.  
Other action, 706, 997.

**Senate Bill No. 284.—(Gibbens)**

A bill for an Act to amend and re-enact Sections 1503, 1506, 1508, 1513 and 1515 of the Compiled Laws of 1913, relating to the Teachers' Insurance and Retirement Fund.  
Introduction, first and second reading, 306.  
Reference, 306.  
Third reading, 631.  
Passed, 717, 932, 1145.  
Lost, 632.  
Received from the House, 932.  
Report of Conference Committee, 1090.  
Other action, 632, 1071.

**Senate Bill No. 285.—(Bronson)**

A bill for an Act entitled "An Act providing that the appraisers mentioned in fire insurance policies shall be residents of this state".  
Introduction, first and second reading, 306.  
Reference, 307.  
Reported back, 487.  
Indefinitely postponed, 750.  
Third reading, 546.  
Passed, 546.  
Received from the House, 750.

**Senate Bill No. 286.—(Martin)**

A bill for an Act to authorize county treasurers to accept unpaid road bills against the county, for taxes, when counties have exceeded the levy made for road purposes, and warrants to cover cannot be issued until July when a new levy is made.  
Introduction, first and second reading, 307.  
Reference, 307.  
Reported back, 455.  
Indefinitely postponed, 750.  
Third reading, 512.  
Passed, 512.  
Received from the House, 750.

**Senate Bill No. 287.—(Paulson)**

A bill for an Act to amend Section 7792, Compiled Laws of 1913, relating to attorney fees in proceedings to foreclose liens and mortgages upon real and personal property.  
 Introduction, first and second reading, 307.  
 Reference, 307, 468.  
 Reported back, 433.  
 Indefinitely postponed, 781.  
 Third reading, 634.  
 Passed, 635.  
 Received from the House, 781.  
 Amended, 433, 468, 537.  
 Amendments adopted, 433, 468.

**Senate Bill No. 288.—(The Committee on State Affairs)**

A bill for an Act prescribing the duties of all state officers relating to funds which may come into their possession in an official way, specifying as to the disposition of such funds and prescribing penalties for the violation of the provisions of this Act.  
 Introduction, first and second reading, 308.  
 Reference, 308.  
 Reported back, 565.  
 Third reading, 669.  
 Passed, 669, 890.  
 Received from the House, 890.  
 Amended, 669.  
 Amendments adopted, 669.

**Senate Bill No. 289.—(Jacobsen)**

A bill for an Act to provide for the payment of district judges when acting outside of their judicial districts, and to repeal Chapter 175, of the Session Laws of North Dakota for 1911.  
 Introduction, first and second reading, 308.  
 Reference, 308.  
 Reported back, 535.  
 Indefinitely postponed, 750.  
 Third reading, 633.  
 Passed, 634.  
 Received from the House, 750.

**Senate Bill No. 290.—(Gronvold)**

A bill for an Act to amend Section 2565 of the Compiled Laws of North Dakota for the year 1913, relating to salaries and fees of commissioners of insanity.  
 Introduction, first and second reading, 308.  
 Reference, 308.  
 Reported back, 483.  
 Indefinitely postponed, 483.

**Senate Bill No. 291.—(Nelson)**

A bill for an Act defining who may not practice as attorneys in a court of record, or give legal advice and providing a penalty therefor.

Introduction, first and second reading, 308.

Reference, 308.

Reported back, 466.

Indefinitely postponed, 656.

Third reading, 514.

Passed, 514.

**Senate Bill No. 292.—(Gibbens)**

A bill for an Act relating to the participation of employees, clerks and deputies of state boards and commissions and of state offices in political campaigns and prescribing penalties therefor.

Introduction, first and second reading, 308.

Reference, 308.

Reported back, 529.

Indefinitely postponed, 529.

**Senate Bill No. 293.—(Gibbens)**

A bill for an Act to amend Section 236 of the Compiled Laws of 1913, relating to the Board of Control of charitable and penal institutions, and the appointment of said board.

Introduction, first and second reading, 308.

Reference, 308.

Reported back, 566.

Indefinitely postponed, 691.

**Senate Bill No. 294.—(Bronson)**

A bill for an Act to amend and re-enact Section 1372 of the Revised Codes of North Dakota of 1905, as amended by Chapter 122 of the Session Laws of 1913, being Section 1945 of the Compiled Laws of North Dakota of 1913, relating to county road funds.

Introduction, first and second reading, 309.

Reference, 309.

Reported back, 624.

Indefinitely postponed, 624.

**Senate Bill No. 295.—(Allen)**

A bill for an Act to amend Section 873 of the Compiled Laws of 1913, relating to the statement of the canvassing board, contests and publication of an abstract of the votes in an official newspaper of the county.

Introduction, first and second reading, 309.

Reference, 309.

Reported back, 407.

Indefinitely postponed, 578.

Third reading, 448.

Passed, 448.

Received from the House, 578.

Amended, 407.

**Senate Bill No. 296.—(McFadden)**

A bill for an Act relating to the compensation of township officers for the posting of notices for which no compensation is now provided by law.

Introduction, first and second reading, 309.

Reference, 309.

Reported back, 562.

Indefinitely postponed, 862.

Third reading, 644.

Passed, 644.

Received from the House, 862.

**Senate Bill No. 297.—(Allen)**

A bill for an Act to amend Sections 918, 925 and 927 of the Compiled Laws of 1913, relating to the time the assessors must complete the work of party registration, the rates to be charged per page to candidates advertising in the publicity pamphlet, and to the form in which the lists of voters are to be sent by the county auditor to the secretary of state.

Introduction, first and second reading, 309.

Reference, 309.

Reported back, 625.

Indefinitely postponed, 825.

Third reading, 706.

Passed, 706.

Received from the House, 825.

Amended, 625.

Amendments adopted, 626.

**Senate Bill No. 298.—(Gibbens)**

A Concurrent Resolution amending the Constitution of the State of North Dakota so as to provide for the submission to the electors of the state for approval or rejection decisions of the supreme court wherein legislative enactments are declared unconstitutional.

Introduction, first and second reading, 309.

Reference, 309.

Reported back, 256.

Indefinitely postponed, 256.

**Senate Bill No. 299.—(Wartner)**

A bill for an Act to regulate and bond collection agencies, doing business in this state, and prescribing penalties for violation thereof.

Introduction, first and second reading, 309.

Reference, 309.

Reported back, 489.

Third reading, 601.

Passed, 602.

Indefinitely postponed, 776.

Received from the House, 776.

Amended, 489.

Amendments adopted, 489.

**Senate Bill No. 300.**—(The Committee on Judiciary)

A bill for an Act creating the office of public defender defining his powers and duties, and making an appropriation therefor.

Introduction, first and second reading, 310.

Reference, 310.

Reported back, 394.

Indefinitely postponed, 967.

Third reading, 662.

Passed, 662.

Received from the House, 967.

Amended, 595.

Amendments adopted, 595.

**Senate Bill No. 301.**—(The Sub-committee appointed from Committee on Judiciary and State Affairs.)

A bill for an Act to amend Sections 11230, and 11231 of the Compiled Laws of North Dakota for 1913, relating to parole of persons confined in the penitentiary.

Introduction, first and second reading, 310.

Reference, 310.

Reported back, 566.

Third reading, 668.

Passed 668, 890.

Received from the House, 890.

**Senate Bill No. 302.**—(Bronson)

A bill for an Act to amend and re-enact Section 984 of the Compiled Laws of North Dakota for the year 1913, relating to who is entitled to vote and providing for equal suffrage.

Introduction, first and second reading, 310.

Reference, 310.

Other action, 350.

**Senate Bill No. 303.**—(Trageton)

A bill for an Act to amend Section 3511 of the Compiled Laws of the State of North Dakota for 1913, to read as follows:

Introduction, first and second reading, 310.

Reference, 310.

Reported back, 568.

Indefinitely postponed, 967.

Third reading, 680.

Passed, 680.

Received from the House, 967.

Amended, 569.

Amendments adopted, 569.

**Senate Bill No. 304.**—(Trageton)

A bill for an Act to amend Section 2125 of the Compiled laws of 1913, pertaining to assessors' districts vacancies, compensation and qualifications of assessors.

Introduction, first and second reading, 310.

Reference, 310.

Reported back, 460, 564.

Indefinitely postponed, 460.

**Senate Bill No. 305.—(England)**

A bill for an Act to amend and re-enact Section 2761 of the Compiled Laws of the State of North Dakota for the year 1913, prohibiting the sale of pure bred cattle, or cattle represented to be pure bred, scrub or grade bulls, for any purposes except slaughter, unless accompanied by a certificate of health, providing a penalty for violation thereof.

Introduction, first and second reading, 310.

Reference, 310.

Reported back, 608.

Third reading, 650.

Passed, 650, 891.

Received from the House, 891.

Amended, 608.

Amendments adopted, 609.

**Senate Bill No. 306.—(The Sub-committee appointed from the Committee on Judiciary and State Affairs)**

A bill for an Act to amend Section 10948 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the board of experts.

Introduction, first and second reading, 311.

Reference, 311.

Reported back, 564.

Third reading, 681.

Passed, 681, 1037.

Received from the House, 931.

Amended, 564, 931.

Amendments adopted, 565.

Other action, 1026.

**Senate Bill No. 307.—(The Sub-committee appointed from the Committees on Judiciary and State Affairs)**

A bill for an Act to repeal Sections 11253, 11254 and 11255 of the Compiled Laws of North Dakota for the year 1913.

Introduction, first and second reading, 311

Reference, 311.

Reported back, 567.

Third reading, 670.

Passed, 670, 928.

Received from the House, 928.

**Senate Bill No. 308.—(The Sub-committee appointed from the Committees on Judiciary and State Affairs)**

A bill for an Act to amend Sections 11261, 11262, 11263, 11264, 11265, 11266, 11267, 11268 of the Compiled Laws of North Dakota for the year 1913, relating to the employment, care, treatment and compensation of prisoners confined in the state penitentiary, and to repeal Section 11269 of said Compiled Laws.

Introduction, first and second reading, 311.

Reference, 311.

Reported back, 564.

Third reading, 665.

Passed, 665, 1003, 1020.

Received from the House, 1001.

Amended, 1001.

Other action, 1015.

**Senate Bill No. 309.—(The Sub-committee appointed from Committees on Judiciary and State Affairs)**

A bill for an Act to repeal Section 11229 of the Compiled Laws of the State of North Dakota for the year 1913.

Introduction, first and second reading, 311.

Reference, 311.

Reported back, 566.

Third reading, 670.

Passed, 670, 928.

Received from the House, 928.

Amended, 567.

Amendments adopted, 567.

**Senate Bill No. 310.—(The Sub-committee appointed from Committees on Judiciary and State Affairs)**

A bill for an Act to amend Sections 11270 and 11273 of the Compiled Laws of North Dakota for 1913, relating to the employment of the inmates of the penitentiary, and the sale of its products, under the direction of the board of control and disposition of the receipts of the brickyard.

Introduction, first and second reading, 311.

Reference, 311.

Reported back, 564.

Third reading, 666.

Passed, 666, 890.

Received from the House, 890.

**Senate Bill No. 311.—(Davis)**

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, relating to real estate taxes due and delinquent, when due, penalty and interest.

Introduction, first and second reading, 312.

Reference, 312.

Reported back, 572.

Indefinitely postponed, 903.

Third reading, 684.

Passed, 684.

Received from the House, 903.

**Senate Bill No. 312.—(Davis)**

A bill for an Act to amend Section 2166 of the Compiled Laws of North Dakota, 1913, relating to delinquent personal property taxes, when due, penalty and interest.

Introduction, first and second reading, 312.

Reference, 312.

Reported back, 572.

Indefinitely postponed, 903.

Third reading, 686.

Passed, 686.

Received from the House, 903.

**Senate Bill No. 313.—(Nelson)**

A bill for an Act to amend Section 1383 of the Compiled Laws of 1913, relating to branches to be taught in the common schools.

Introduction, first and second reading, 312.

Reference, 312.

Reported back, 530.

Indefinitely postponed, 530.

**Senate Bill No. 314.—(Committee on Judiciary)**

A bill for an Act to amend and re-enact Sections 3188, 3189 and 3190 of the Compiled Laws of the State of North Dakota for 1913.

Introduction, first and second reading, 440.

Reference, 440.

Reported back, 626.

Indefinitely postponed, 626.

**Senate Bill No. 315.—(McFadden)**

A bill for an Act to re-enact Section 583 of the Compiled Laws of 1913, providing for free passage for the members of the state board of railroad commissioners and their employees, and permitting free passage to the commissioner of immigration and the immigration agent, or agents, when in the performance of their duties.

Introduction, first and second reading, 441, 449.

Reference, 449.

Reported back, 524.

Indefinitely postponed, 1006, 1145.

Third reading, 629.

Passed, 1142.

Received from the House, 1006.

Amended, 524, 663, 1141.

Amendments adopted, 525, 664.

Other action, 629, 1133, 1141.

**Senate Bill No. 316.—**

A bill for an Act to amend Section 1955 of the Compiled Laws of North Dakota of 1913, relating to bridges.

Introduction, first and second reading, 508.

Reference, 509.

Reported back, 624.

Indefinitely postponed, 706.

**Senate Bill No. 317.—(Judiciary)**

A bill for an Act entitled an Act to define the crime of fornication and providing punishment therefor.

Introduction, first and second reading, 587.

Reference, 587.

Reported back, 600.

Third reading, 671.

Passed, 671, 1026.

Received from House, 1025.

Amended, 1025.

Other action, 1025.

## HOUSE BILLS

### House Bill No. 2.—(Everson)

A bill for an Act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, relating to legal rate of interest and usury.

Received from the House, 80.

First and second reading, 90.

Reference, 90.

Reported back, 116.

Passed, 140.

### House Bill No. 6.—(Noyes)

A bill for an Act to provide for the sanitation, disinfection, and cleaning of railway cars used for transportation of live stock, and prescribing penalties for the violation thereof.

Received from the House, 114.

First and second reading, 128.

Reference, 128.

Reported back, 176.

Passed 334.

### House Bill No. 7.—(Carney)

A bill for an Act to amend Section 2185 of the Compiled Laws of North Dakota, 1913, providing when real estate taxes shall become due and delinquent and for penalty and interest in the event of delinquency thereof.

Received from the House, 170.

First and second reading, 179.

Reference, 179.

Reported back, 440.

Amended, 440.

### House Bill No. 8.—(Torfin)

A bill for an Act to provide for and regulate the leasing of school rooms and school buildings and equipment by boards of education of special school districts in certain cases.

Received from the House, 138.

First and second reading, 151.

Reference, 151.

Reported back, 836.

Passed, 979.

### House Bill No. 10.—(Smith)

A Concurrent Resolution for amendment to the Constitution of the State of North Dakota, relating to the voting privilege of members of co-operative corporations.

Received from the House, 187.

First and second reading, 194.

Reference, 194.

Reported back, 246.

Passed, 275.

**House Bill No. 11.—(Burnett)**

A bill for an Act defining the taxation of real estate mortgages, and providing penalties for the violation thereof.

Received from the House, 114.

First and second reading, 128.

Reference, 128.

**House Bill No. 19.—(Tallack)**

A bill for an Act providing for the taxation of the franchise of foreign corporations for the benefit of the state. All relating to Revenue and Taxation.

Received from the House, 692.

First and second reading; 730.

Reference, 730

Reported back, 784, 834.

Indefinitely postponed, 834.

**House Bill No. 20.—(Pettersen)**

A bill for an Act to amend and re-enact Section 950 of the Compiled Laws of North Dakota for the year 1913 relating to the designating of voting places at general elections.

Received from the House, 114.

First and second reading, 129.

Reference, 129.

Reported back, 162.

Passed, 184.

**House Bill No. 21.—(Westdal)**

A bill for an Act to authorize changes in the schedule of items to be listed and valued for purposes of taxation.

Received from the House, 80.

First and second reading, 91.

Reference, 91.

Reported back, 935.

Amended, 935.

Passed, 1064.

**House Bill No. 30.—(McQuillan)**

A bill for an Act to amend Section 10955 of the Compiled Laws of 1913 relating to the duties and salary of the field officer appointed by the board of trustees of the state penitentiary.

Received from the House, 105.

First and second reading, 111.

Reference, 111, 420.

Reported back, 764.

Passed, 807, 1068.

**House Bill No. 31.—(Stinger)**

A bill for an Act reinstating and validating the charters of corporations that have been cancelled for failure to make reports as required by and under Section 4518 of the Revised Codes of 1913.

Received from the House, 80.

First and second reading, 91.

Reference, 91.

Reported back, 245.

Passed, 276.

**House Bill No. 32.—(Hendrickson)**

A bill for an Act to amend the Constitution of the State of North Dakota.  
Received from the House, 105.  
First and second reading, 111.  
Reference, 111, 312.  
Reported back 277, 306.  
Amended, 360.  
Passed, 395.  
Indefinitely postponed, 277.  
Other action, 439.

**House Bill No. 33.—(Torson)**

A bill for an Act prescribing and limiting the punishment for the crime of murder in the first degree and prescribing the conditions under which such punishment may be relieved from by way of pardon, and repealing laws in conflict therewith.  
Received from the House, 153, 399.  
First and second reading, 168.  
Reference, 168, 398.  
Reported back, 320, 507.  
Amended, 320, 507.  
Passed, 857, 1111.  
Indefinitely postponed, 378, 507.  
Recalled, 393.

**House Bill No. 37.—(Stinger)**

A bill for the amendment of Section 1867 of the Revised Codes of North Dakota for 1913, relating to county fairs.  
Received from the House, 98.  
First and second reading, 103.  
Reference, 103, 219.  
Amended, 342, 473.  
Passed, 473.

**House Bill No. 39.—(McClintock)**

A bill for an Act defining the powers of village boards relating to the purchase, leasing and operation of electric light and power plants or gas works.  
Received from the House, 131.  
First and second reading, 137.  
Reference, 137, 305.  
Reported back, 264.  
Passed, 396.

**House Bill No. 40.**

A bill for an Act amending Section 3530 of the Compiled Laws of North Dakota for the year 1913, relating to fees of the justice of the peace.  
Received from the House, 98.  
First and second reading, 103.  
Reference, 104.  
Reported back, 286.  
Passed, 336.

**House Bill No. 45.—(Rott, Jr.)**

A bill for an Act to amend and re-enact Section 2261 of the Compiled Laws of 1913 of North Dakota, relating to the levying of a gopher tax.

Received from the House, 115.

First and second reading, 129.

Reference, 129.

Reported back, 162.

Indefinitely postponed, 162.

**House Bill No. 49.—(Bratton)**

A bill for an Act to amend Section 2 of Chapter 220 of the Session Laws of North Dakota for the year 1913 relating to publication of delinquent tax list.

Received from the House, 105.

First and second reading, 111.

Reference, 112, 240.

Reported back, 191.

Passed, 395.

Deferred, 219.

**House Bill No. 50.—(Thompson of Sargent)**

A bill for an Act to amend Section 404 of the Compiled Laws of North Dakota for the year 1913, relating to the County Board of Health, and how composed.

Received from the House, 98.

First and second reading, 104.

Reference, 104.

Reported back, 122.

Passed, 138.

**House Bill No. 56.—(Twichell, L. L.)**

A bill for an Act to amend Section 2199 of the Compiled Laws of the State of North Dakota for the year 1913.

Received from the House, 81.

First and second reading, 91.

Reference, 91.

Passed, 170.

**House Bill No. 57.—(Moeckel)**

A bill for an Act to amend and re-enact Section 685 of the Compiled Laws of 1913, North Dakota, relating to removal of officers.

Received from the House, 115.

First and second reading, 129.

Reference, 129.

Reported back, 157.

Indefinitely postponed, 157.

**House Bill No. 58.—(Everson)**

A bill for an Act stating the duties of certain county, township, city, village or town officials and prescribing penalty for refusal or failure to act thereon.

Received from the House, 139.

First and second reading, 151.

Reference, 151.

Amended, 344.

Passed, 378.

**House Bill No. 59.—(Lathrop)**

A bill for an Act to amend Section 7754 of the Compiled Laws of North Dakota, 1913, providing for a change in the interest rate on real estate mortgages during period of redemption.

Received from the House, 139.

First and second reading, 151.

Reference, 151, 194.

Reported back, 157, 431.

Amended, 157, 432.

Passed, 742, 1061.

**House Bill No. 60.—(Lathrop)**

A bill for an Act regulating the receiving or receipting for intoxicating liquor, prohibiting such under fictitious name of appellation and fixing penalty for violation thereof.

Received from the House, 105.

First and second reading, 112.

Reference, 112.

Reported back, 788.

Amended, 788, 860.

Passed, 860.

**House Bill No. 62.—(Twichell, L. L.)**

A bill for an Act to amend Section 2215 of the Compiled Laws of 1913 being Section 98 of Chapter 126 of the Session Laws of 1897, relating to the abbreviations, characters, symbols, letters, and figures which may be used in land description taxation proceedings, and declaring their meaning in relation thereto.

Received from the House, 115.

First and second reading, 129.

Reference, 129.

Passed, 238.

**House Bill No. 67.—(Dixon)**

A bill for an Act to amend and re-enact Section 2659. of the Compiled Laws of the State of North Dakota, 1913, relating to the official estray paper.

Received from the House, 115.

First and second reading, 129.

Reference, 129.

Reported back, 191.

Passed, 218.

**House Bill No. 68.—(Blanchard)**

A bill for an Act entitled an Act to amend Sections 1 and 2 of Chapter 206 of Laws of 1907 now known as Sections 10046 and 10047 Compiled Laws of North Dakota, 1913.

Received from the House, 139.

First and second reading, 151.

Reference, 151.

Reported back, 226.

Lost, 275.

**House Bill No. 71.—(Moses)**

A bill for an Act creating the office of state enforcement commissioner, defining his duties and powers, appropriating funds for the salary and expenses of his office, providing for costs in certain cases and repeal of Article 27, Section 611 to 622 inclusive of Chapter 5 of the Political Code of 1913.

Received from the House, 412.

First and second reading, 418.

Reference, 418.

Reported back, 570.

Amended, 570.

Indefinitely postponed, 772.

**House Bill No. 73.—(Hjort)**

A bill for an Act to amend Chapter 154 of the Session Laws of 1907, relating to the salary of officers of Life insurance companies.

Received from the House, 139.

First and second reading, 151.

Reference, 151

Reported back, 222.

Passed, 275.

**House Bill No. 75.—(Ness)**

A bill for an Act to amend and re-enact Section 9838 of the Compiled Laws of 1913, the same being Section 9112 of the Revised Codes of 1905, relating to the duties of auctioneers, regulating the manner of making sales and providing for protection of the public against the loss of taxes assessed or due on property sold.

Received from the House, 154.

First and second reading, 168.

Reference, 168.

Reported back, 483.

Indefinitely postponed, 483.

**House Bill No. 76.—(Carey)**

A bill for an Act to amend Section 1190 of the Compiled Laws of 1913, relating to consolidation of schools.

Received from the House, 238.

First and second reading, 258.

Reference, 258.

Reported back, 837.

Indefinitely postponed, 837.

**House Bill No. 78.—(Stinger),**

A bill for an Act to amend Section 10193 of the Compiled Laws of North Dakota 1913.

Received from the House, 105.

First and second reading, 112.

Reference, 112.

Passed, 170.

**House Bill No. 85.—(Bratton)**

A bill for an Act to amend Sections 2, 4 and 5 of Chapter 129 of the Session Laws of 1911 and to repeal 226 of the Session Laws of 1913, relating to the publicity pamphlet.

First and second reading, 129.

Received from the House, 115.

Reference, 129.

Reported back, 161.

Indefinitely postponed, 196.

**House Bill No. 87.—(Twichell, L. L.)**

A bill for an Act relating to certain words occurring in instruments now or hereafter filed.

Received from the House, 139.

First and second reading, 152.

Reference, 152.

Reported back, 227.

Indefinitely postponed, 227.

**House Bill No. 88.—(Baldwin)**

A bill for an Act to amend Section 7949 of the Compiled Laws of 1913, relating to continuance.

Received from the House, 139.

First and second reading, 152.

Reference, 152.

Indefinitely postponed, 216.

**House Bill No. 92.—(Watt)**

A bill for an Act to amend and re-enact Section 1916 of the Compiled Laws of North Dakota for the year 1913, relating to Mother's Day.

Received from the House, 139.

First and second reading, 152.

Reference, 152.

Reported back, 163.

Passed, 195.

**House Bill No. 96.—(Purcell)**

A bill for an Act to amend and re-enact Section 14 of an Act entitled an Act to amend an Act providing a board of education for the City of Fargo and regulating the management of the public schools therein, approved March 4, 1885, and to repeal Section 24 of the same Act.

Received from the House, 131.

First and second reading, 137.

Reference, 137.

Passed, 180.

**House Bill No. 102.—(Hjelmstad)**

A bill for an Act to amend Sections 1013 and 1015 of the Compiled Laws of 1913, relating to the forwarding of abstract of votes by county auditor and the meeting of the state canvassing board.

Received from the House, 279.

**House Bill No. 103.—(Isaac)**

A bill for an Act amending Section 10298 of the Compiled Laws of North Dakota for 1913, relating to the seasons for killing deer.  
Received from the House, 131.  
First and second reading, 138.  
Reference, 138.  
Reported back, 200.  
Passed, 237.

**House Bill No. 106.—(Hoghaug)**

A bill for an Act to amend Section 370 of the Compiled Laws of North Dakota relating to state depositaries.  
Received from the House, 445.  
First and second reading, 450.  
Reference, 450.  
Reported back, 804.  
Amended, 804.  
Passed, 914, 1109.

**House Bill No. 108.—(Ployhar)**

A bill for an Act making the drawing of a bank check without funds in the bank to protect the same a felony, prescribing a penalty therefor.  
Received from the House, 154.  
First and second reading, 169.  
Reference, 169.  
Reported back, 218.  
Passed, 259.  
Deferred, 239.

**House Bill No. 110.—(Peterson)**

A bill for an Act to amend Section 2523 of the Compiled Laws of North Dakota 1913, providing for the compensation of overseers of the poor.  
Received from the House, 171.  
First and second reading, 179.  
Reference, 179.  
Indefinitely postponed, 362.

**House Bill No. 114.—(Smith of Kidder)**

A bill for an Act defining the crime of bootlegging and fixing the punishment therefore and repealing Sections 10144 and 10145 of the Compiled Laws of North Dakota for 1913, being Chapter 60 Session Laws of 1913.  
Received from the House, 153.  
First and second reading, 169.  
Reference, 169, 398.  
Reported back, 435.  
Amended 435, 743.  
Passed, 743.  
Indefinitely postponed, 435.

**House Bill No. 115.—(McClellan)**

A bill for an Act amending Chapter 93 of the Session Laws of 1909 of the State of North Dakota, relating to the compensation of election officers.  
Received from the House, 399.  
First and second reading, 416.  
Reference, 416.  
Reported back, 786.  
Passed, 858.

**House Bill No. 118.—(Harris)**

A bill for an Act to amend and re-enact Section 1946 of the Compiled Laws of North Dakota for 1913, relating to the expenditure of money by contract for road improvements and road machinery by the county commissioners.  
First and second reading, 358.  
Reference, 358.  
Reported back, 562.  
Passed, 774.

**House Bill No. 119.—(Lathrop)**

A bill for an Act to provide for the support of needy women who are the mothers of and who are compelled to support one or more children under fourteen years of age.  
Received from the House, 445.  
First and second reading, 450.  
Reference, 450.  
Reported back, 882. ;  
Amended, 882.  
Passed, 1039. ;

**House Bill No. 122.—(Twichell, L. L.)**

A bill for an Act to limit tax levies during the years 1915 and 1916, to restrict debt limits, and to regulate salaries of officers, and the rights and duties of officials now dependent upon assessed valuation.  
Received from the House, 658.  
First and second reading, 724.  
Reference, 724.  
Reported back, 937.  
Amended, 937.  
Passed, 1108.  
Indefinitely postponed, 1012.

**House Bill No. 128.—(Twichell, L. L.)**

A bill for an Act to repeal Section 2736 of the Compiled Laws of North Dakota of 1913, having to do with a tax to provide a glandered horse fund.  
Received from the House, 375.  
First and second reading, 376.  
Reference, 376.  
Passed, 775.

**House Bill No. 133.—(McClintock)**

A bill for an Act to amend and re-enact Section 4672 of the Revised Codes of 1905, being Section 5187 of the Compiled Laws of 1913.

Received from the House, 171.

First and second reading, 179.

Reference, 179.

Reported back, 217.

Passed, 240.

**House Bill No. 134.—(Carey)**

A bill for an Act to amend Section 2649 of the Compiled Laws of North Dakota for the year 1913, relating to the notification of the State Live Stock Sanitary Board when live stock is affected or believed to be affected with any contagious disease.

Received from the House, 228.

First and second reading, 235.

Reference, 235.

Passed, 398.

**House Bill No. 135.—(Bratton)**

A bill for an Act to amend Section 406 of the Compiled Laws of North Dakota for the year 1913, relating to the compensation of county superintendent of health.

Received from the House, 326.

First and second reading, 333.

Reference, 333.

Reported back, 467.

Indefinitely postponed, 467.

**House Bill No. 136.—(Williams)**

A bill for an Act to amend Sections 509 and 510 of the Compiled Laws of North Dakota for the year 1913, relating to the practice of dentistry.

Received from the House, 187.

First and second reading, 194.

Reference, 194.

Passed, 421.

**House Bill No. 140.—(Leonard)**

A bill for an Act to amend and re-enact Section 7574 of the Compiled Laws of North Dakota for the year 1913, relating to affidavit denying liability in garnishment proceedings.

Received from the House, 171.

First and second reading, 179.

Reference, 179.

Passed, 305.

**House Bill No. 141.—(Purcell)**

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.

Received from the House, 171.

First and second reading, 179.

Reference, 179.

Reported back, 227.

Passed, 259.

**House Bill No. 143.—(Twichell, T.)**

A Concurrent Resolution amending Section 183 of the Constitution of the State of North Dakota, relating to increasing the county debt limit for the construction, improvements and maintenance of public highways.

Received from the House, 229.  
First and second reading, 235.  
Reference, 235.  
Reported back, 319.  
Passed, 471.

**House Bill No. 144.—(Sandbeck)**

A bill for an Act to amend and re-enact Section 1346 of the Compiled Laws of 1913, relating to medical inspection of pupils in the public schools.

Received from the House, 194.  
First and second reading, 194.  
Reference, 199.  
Passed, 237.

**House Bill No. 146.—(Homan)**

A bill for an Act to amend Section 3771 of the Compiled Laws of North Dakota for the year 1913, entitled, an Act to provide for a commission system of government in cities which shall adopt the provisions of this Act.

Received from the House, 517.  
First and second reading, 554.  
Reference, 554.  
Reported back, 838.  
Passed, 892.

**House Bill No. 147.—(Hjort)**

A bill for an Act to amend Section 4904 of the Compiled Laws of the State of North Dakota for the year 1913, relating to fidelity insurance and corporate suretyship.

Received from the House, 692.  
First and second reading, 730.  
Reported back, 761.  
Indefinitely postponed, 761.

**House Bill No. 148.—(Myhre)**

A bill for an Act to amend Section 2465 of the Compiled Laws of the state of North Dakota for the year 1913, relating to drains.

Received from the House, 280.  
First and second reading, 303.  
Reference, 303.  
Reported back, 402.  
Amended, 402, 740.  
Passed, 778.

**House Bill No. 149.—(Judiciary Committee)**

A bill for an Act declaring that the courts of this state shall take judicial notice of a publication of the laws of this state commonly known and entitled "The Revised Codes of North Dakota, 1905," and a publication of the laws of this state commonly known and entitled, "Compiled Laws of North Dakota, 1913," and that amendments thereof and enactment of other laws referring thereto shall be deemed to refer to the laws of the state as appearing in such publications.

Received from the House, 171.

First and second reading, 179.

Reference, 179.

Reported back, 217.

Passed, 239

**House Bill No. 154.—(Gunthorpe)**

A bill for an Act to amend Section 4646 of the Compiled Laws of the state of North Dakota for the year 1913, relating to the duty of railroads to build and maintain fences.

Received from the House, 326.

First and second reading, 333.

Reference, 333, 430.

Passed. 476.

**House Bill No. 159.—(Odland)**

A bill for an Act to compel railroad companies to maintain suitable stockyards for the convenience of the public; to restrain any person from using the stockyards for any other purpose than shipping; and to provide a penalty for the violation thereof.

First and second reading, 358.

Reference, 358.

Reported back, 461.

Amended, 461, 462.

Passed. 776.

**House Bill No. 160.—(Converse)**

A bill for an Act to amend sub-division two of Section 5743, of the Compiled Laws of North Dakota, 1913, relating to the order of succession.

Received from the House, 229.

First and second reading, 235.

Reference, 236.

Amended, 350.

Passed. 397.

**House Bill No. 163.—(Hjelmstad)**

A bill for an Act to amend Sections 874 and 876 of the Compiled Laws of 1913, relating to the forwarding of abstract of votes by county auditors and the meeting of the state canvassing board for primary elections.

Received from the House, 229.

First and second reading, 236.

Reference, 236.

Reported back, 389.

Passed, 475.

**House Bill No. 165.—(Liudahl)**

A bill for an Act providing for the organization, regulation and general management of county and district mutual fire, lightning and cyclone insurance companies, and repealing Acts and parts of Acts in conflict therewith.

First and second reading, 333.

Reference, 333.

Amended, 539.

Passed, 754, 1061.

**House Bill No. 166.—(Burgett)**

A bill for an Act to amend Section 5170 of the Compiled Laws of North Dakota, for the year 1913, (Section 4655 of the Revised Codes of 1905) relating to the legal reserve fund of banking corporations.

Received from the House, 229.

First and second reading, 236.

Reference, 236.

Passed, 335.

**House Bill No. 167.—(Leonard)**

A bill for an Act to amend Section 10598 of the Compiled Laws of 1913.

Received from the House, 376.

First and second reading, 377.

Reference, 377.

Reported back, 386.

Amended, 423.

Passed, 423.

**House Bill No. 168.—(Fraser)**

A bill for an Act to amend Section 8127 relating to sales of chattels in foreclosure proceedings.

Received from the House, 229.

First and second reading, 236.

Reference, 236.

Reported back, 287.

**House Bill No. 171.—(Morrison)**

A bill for an Act making an appropriation for improvements and repairs, and equipment for the school for the deaf at Devils Lake.

Received from the House, 708.

First and second reading, 732.

Reference, 732.

Reported back, 829.

Passed, 852.

**House Bill No. 172.—(Lange)**

A bill for an Act to amend Section 6074 of the Compiled Laws of 1913, relating to the legal rate of interest.

Received from the House, 238.

First and second reading, 258.

Reference, 258.

Indefinitely postponed, 652.

**House Bill No. 175.—(Williams)**

A bill for an Act authorizing and directing the Board of University and School Lands and the state treasurer to allow counties, cities, towns, villages and school districts that have sold their bonds at par to the state, to redeem one or more of said bonds when sufficient funds have accumulated in their sinking fund at par with the accrued interest.

Received from the House, 280.

First and second reading, 303.

Reference, 303.

Amended, 419.

Passed, 419.

**House Bill No. 176.—(Wiley)**

A bill for an Act to amend and re-enact Section 3533 of the Compiled Laws of North Dakota for 1913, relating to compensation and office hours of county commissioners.

Received from the House, 280.

First and second reading, 303.

Reference, 303.

Passed, 747.

**House Bill No. 179.—(Wiley)**

A bill for an Act to provide for the care, maintenance and conservation of the state park at Fort Rice in Morton County and making an appropriation therefor.

Received from the House, 676.

First and second reading, 728.

Reference, 728.

Reported back, 940.

Passed, 1128.

Indefinitely postponed, 940.

**House Bill No. 185.—**

A bill for an Act to amend Section 1009 of the Compiled Laws of North Dakota, 1913, relating to canvass of votes, abstract of votes, certificates of election, decision in case of tie, and publication of abstract of votes.

Received from the House, 302.

First and second reading, 304.

Reference, 304.

Reported back, 388.

Amended, 421.

Passed, 422.

**House Bill No. 192.—(McClellan)**

A bill for an Act to repeal Section 3365 of the Revised Codes of 1913.

Received from the House, 412.

First and second reading, 417.

Reference, 417.

Reported back, 837.

Indefinitely postponed, 837.

**House Bill No. 193.—(Wiley)**

A bill for an Act to amend and re-enact Section 3512 of the Compiled Laws of 1913, fixing and determining the salaries of county officers.  
Received from the House, 376.  
First and second reading, 377.  
Reference, 377.  
Reported back, 625.  
Indefinitely postponed, 625.

**House Bill No. 195.—(Moore)**

A bill for an Act to amend Subdivision Five of Section 4059 of the Compiled Laws of North Dakota, of 1913.  
Received from the House, 280.  
First and second reading, 303.  
Reference, 303.  
Reported back, 485.  
Indefinitely postponed, 485.

**House Bill No. 196.—(Twichell, L. L.)**

A bill for an Act to amend Section 3870 of the Compiled Laws of North Dakota, of 1913.  
Received from the House, 280.  
First and second reading, 304.  
Reference, 304.  
Reported back, 485.  
Amended, 486, 744.  
Passed, 744.

**House Bill No. 197.—(Twichell, L. L.)**

A bill for an Act to amend Section 3686 of the Compiled Laws of 1913.  
Received from the house, 326.  
First and second reading, 333.  
Reference, 333.  
Reported back, 933.  
Amended, 933.  
Passed, 1065.

**House Bill No. 198.—(Twichell, L. L.)**

A bill for an Act relating to the liability of municipalities for injuries caused by accumulation of snow or ice on sidewalks.  
Received from the House, 555.  
First and second reading, 720.  
Reference, 720.  
Reported back, 837.  
Passed, 984.

**House Bill No. 200.—(Moore)**

A bill for an Act to amend Section 3745 Compiled Laws of North Dakota, of 1913.  
Received from the House, 280,  
First and second reading, 304.  
Reference, 304.  
Reported back, 839.  
Amended, 839.  
Passed, 987.

**House Bill No. 201.—(Purcell)**

A bill for an Act to amend Section 6832 of the Compiled Laws of North Dakota, of 1913.  
Received from the House, 329.  
First and second reading, 334.  
Reference, 334.  
Reported back, 867.  
Passed, 991.

**House Bill No. 203.—(Ployhar)**

A bill for an Act to amend and re-enact Section 1473 of the Compiled Laws of North Dakota for the year 1913, relating to depositaries.  
Received from the House, 326.  
First and second reading, 333.  
Reference, 333.  
Indefinitely postponed, 366.

**House Bill No. 208.—(Fraser)**

A bill for an Act to amend Section 7744 of the Compiled Laws of 1913, relating to the fees of assessors the sale of personal property under execution.  
Received from the House, 376.  
First and second reading, 376.  
Reference, 376.  
Reported back, 775.  
Amended, 775, 819.  
Passed, 820.

**House Bill No. 209.—(Dickinson of Dunn)**

A bill for an Act to amend Section 1901 of the Compiled Laws of 1913, relating to the fees of assessors when acting as census enumerators.  
Received from the House, 329.  
First and second reading, 333.  
Reference, 334.  
Reported back, 406.  
Passed, 472.

**House Bill No. 210.—(Cooper)**

A bill for an Act to provide that townships may contribute to the support of district fair associations.  
Received from the House, 280.  
First and second reading, 304.  
Reference, 304.  
Passed, 754.

**House Bill No. 213.—(Purcell)**

A bill for an Act to amend and re-enact Section 1402 of the Compiled Laws of North Dakota for the year 1913, relating to establishment of free kindergartens, payment of cost thereof, government thereof, and duty of superintendent of public instruction.  
Received from the House, 411.  
First and second reading, 417.  
Reference, 417.  
Reported back, 789.  
Passed, 885.

**House Bill No. 216.—(Smith)**

A bill for an Act to repeal Section 1821 and Section 1824 of the Compiled Laws of North Dakota for 1913, and to amend and re-enact Section 1821 of the Compiled Laws of 1913.

Received from the House, 677.  
First and second reading, 728.  
Reference, 728.  
Reported back, 882.  
Amended, 882, 1040.  
Passed, 1041.

**House Bill No. 219.—(Twichell, L. L.)**

A bill for an Act authorizing and empowering city councils, city commissions, village trustees and township supervisors to pay the rental of halls or auditoriums when used for public purposes, and to provide by taxation therefore.

Received from the House, 280.  
First and second reading, 304.  
Reference, 304.  
Reported back, 486.  
Amended, 486, 745.  
Passed, 745.

**House Bill No. 221.—(Converse)**

A bill for an Act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, relating to capital stock of state banks.

First and second reading, 358.  
Reference, 358.  
Reported back, 517.  
Amended, 405.  
Passed, 518.  
Lost, 473.

**House Bill No. 227.—(Wiley)**

A bill for an Act to define co-operative associations and to authorize their incorporation, and to declare an emergency.

Received from the House, 399.  
First and second reading, 416.  
Reference, 416.  
Reported back, 793.  
Amended, 793.  
Passed, 913, 1108.

**House Bill No. 228.—(Johnson)**

A bill for an Act to amend Section 2150 of the Compiled Laws of North Dakota for the year 1913 relating to the county bridge tax.

Received from the House, 280.  
First and second reading, 304.  
Reference, 304.  
Passed, 379.

**House Bill No. 229.—(Pitkin)**

A bill for an Act to amend and re-enact Section 1923 of the Compiled Laws of North Dakota for the year 1913, relating to laying out, altering and discontinuing roads.

Received from the House, 692.

First and second reading, 730.

Reference, 730.

Reported back, 832.

Passed, 965.

**House Bill No. 230.—(Purcell)**

A bill for an Act to provide for the appointment of a commission of seven members to study and report upon the causes of crime in North Dakota, defining its powers, prescribing its duties and making an appropriation to carry out the purposes of this Act.

Received from the House, 718.

First and second reading, 734.

Reference, 734.

Reported back, 866.

Amended, 1044.

Passed, 1044.

Indefinitely postponed, 866, 1116.

**House Bill No. 236.—(Steenon)**

A bill for an Act to provide for the erection of a terminal elevator at St. Paul in the State of Minnesota, or Superior in the State of Wisconsin, directing the railroad commissioners to have general supervision of the construction and operation of the same, and appropriating the state terminal elevator fund for the purpose of carrying out the provision of this Act.

Received from the House, 614.

First and second reading, 723.

Reference, 723.

Reported back, 834.

Amended, 834.

Passed, 925.

**House Bill No. 237.—(Moore)**

A bill for an Act to punish the making or use of false statements for the purpose of obtaining property or credit, and providing a penalty therefor.

Received from the House, 412.

First and second reading, 417.

Reference, 417.

Reported back, 934.

Amended, 934, 1065.

Indefinitely postponed, 1065.

**House Bill No. 239.—(Stinger)**

A bill for an Act to amend and re-enact Section 1176 of the Compiled Laws of North Dakota, relating to school libraries.

First and second reading, 358.

Reference, 358.

Reported back, 789.

Amended, 789.

Passed, 908.

**House Bill No. 248.—(Roble)**

A bill for an Act to amend Section 2263 of the Compiled Laws of North Dakota for the year 1913, relating to county aid for the promotion of diversified farming.

Received from the House, 658.

First and second reading, 725.

Reference, 725.

Reported back, 835.

Indefinitely postponed, 835.

**House Bill No. 251.—(Naramore)**

A bill for an Act to amend and re-enact Sections 2764, 2766 and 2774 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the public service of stallions.

First and second reading, 358.

Reference, 358.

Reported back, 405.

Amended, 404.

**House Bill No. 260.—(Stinger)**

A bill for an Act requiring owners of stock brands to furnish the commissioner of agriculture and labor with an exact reprint impression or outline of such stock brands, and giving location of brand of animals.

Received from the House, 516.

First and second reading, 553.

Reference, 553.

Reported back, 786, 865.

Passed, 987.

Indefinitely postponed, 787.

**House Bill No. 264.—(Carey)**

A bill for an Act to amend and re-enact Section 1369 of the Compiled Laws of North Dakota for 1913, relating to the accrediting of high school diplomas as second grade elementary certificates.

Received from the House, 399.

First and second reading, 416.

Reference, 416.

Reported back, 836.

Passed, 981.

**House Bill No. 265.—(McMillan)**

A bill for an Act to amend Section 10117 of the Compiled Laws of 1913 (same being Section 9373 Revised Code 1905) by making more definite the procedure in cases of lease hold premises held under an injunction; providing a means whereby innocent owners may cancel a lease thereof and further providing for the continuing the action for a period of one year and increasing the breadth of the operation of such injunction by making it personal and apply to clerks, servants and agents and to include any place within the state.

Received from the House, 376.

First and second reading, 377.

Reference, 377.

Reported back, 791.

Amended, 792.

Passed, 918.

**House Bill No. 266.—(Johnson)**

A bill for an Act to amend Section 1147 of the Compiled Laws of North Dakota for the year 1913, relating to the organization of new common school districts

Received from the House, 516.

First and second reading, 553.

Reference, 553.

Reported back, 888.

Amended, 888.

Passed, 1041.

**House Bill No. 269.—(Dickinson)**

A bill for an Act to amend Section 1008 of the Compiled Laws of North Dakota for the year 1913, relating to election returns.

Received from the House, 658.

First and second reading, 725.

Reported back, 761.

Indefinitely postponed, 761.

**House Bill No. 271.—(Ness)**

A bill for an Act to amend Section 2157 of the Compiled Laws of North Dakota for 1913 providing for specifications and numbering of tax receipts.

Received from the House, 555.

First and second reading, 719.

Reference, 719.

Reported back, 833.

Indefinitely postponed, 926.

**House Bill No. 273.—(Committee on Education)**

A bill for an Act to amend and re-enact Section 1423 of the Compiled Laws of North Dakota for the year 1913, and to repeal Section 1424 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of education.

Received from the House, 516.

First and second reading, 553.

Reference, 553.

Reported back, 790.

Indefinitely postponed, 909.

**House Bill No. 274.—(Ployhar)**

A bill for an Act to amend and re-enact Section 2813 of the Compiled Laws of North Dakota for 1913, relating to bounties for tree planting.

Received from the House, 329.

First and second reading, 334.

Reference 334.

Amended, 753.

Passed, 753.

**House Bill No. 276.—(Bratton)**

A bill for an Act to amend Section 926 of the Compiled Laws of North Dakota for the year 1913, relating to the printing of publicity pamphlet by the secretary of state.

Received from the House, 445.

First and second reading, 450.

Reference, 450.

Reported back, 868.

Indefinitely postponed, 868.

**House Bill No. 278.—(Hendrickson)**

A bill for an Act to amend Section 4380 of the Compiled Laws of North Dakota for the year 1913, relating to causes for divorce and providing for the procedure in cases where the cause for divorce is insanity.

Received from the House, 613.  
First and second reading, 721.  
Reference, 721.  
Reported back, 791.  
Indefinitely postponed, 791.

**House Bill No. 280.—(Moore)**

A bill for an Act to amend Section 7741 of the Compiled Laws of 1913 relating to partnership exemptions.

Received from the House, 399.  
First and second reading, 416.  
Reference, 416.  
Reported back, 829.  
Passed, 916.

**House Bill No. 282.—(Axvig)**

A bill for an Act providing for the construction and maintenance of sidetracks by railways at points near the international boundary

Received from the House, 658.  
First and second reading, 724.  
Reported back, 866.  
Indefinitely postponed, 1110.

**House Bill No. 283.—(Leonard)**

A bill for an Act to amend Section 4059 of the Compiled Laws of North Dakota for the year 1913, relating to powers of city park commission.

Received from the House, 516.  
First and second reading, 553.  
Reference, 553.  
Reported back, 839.  
Passed, 983.

**House Bill No. 286.—(Smith)**

A bill for an Act to regulate the sale and exchange of stallions and jacks when guarantee of virility is made a part of the contract.

Received from the House, 555.  
First and second reading, 719.  
Reference, 719.  
Reported back, 787.  
Indefinitely postponed, 787.

**House Bill No. 287.—(Committee on Education)**

A bill for an Act to amend and re-enact Section 1342 of the Compiled Laws of North Dakota for the year 1913, relating to compulsory attendance, school age and the transportation of pupils.

Received from the House, 516.  
First and second reading, 553.  
Reference, 553.  
Reported back, 790.  
Passed, 909.

**House Bill No. 290.—(Lange)**

A bill for an Act to amend Section 7758 of the Compiled Laws of North Dakota for the year 1913, relating to the maximum rate of interest to be paid by judgment debtor when effecting a redemption.

Received from the House, 474.  
 First and second reading, 477.  
 Reference, 477.  
 Reported back, 738.  
 Indefinitely postponed, 738.

**House Bill No. 293.—(Haraldson)**

A bill for an Act to amend and re-enact Section 8203 of the Compiled Laws of North Dakota for 1913, relating to the eminent domain.

Received from the House, 398.  
 First and second reading, 416.  
 Reference, 416.  
 Reported back, 871.  
 Passed, 1024.

**House Bill No. 296.—(Thorne)**

A bill for an Act relating to the White Stone Hill Memorial Park and making an appropriation therefor.

Received from the House, 691.  
 First and second reading, 729.  
 Reference, 729.  
 Reported back, 939.  
 Indefinitely postponed, 939.

**House Bill No. 298.—(Twichell, L. L.)**

A bill for an Act to amend and re-enact Section 2248 of the Compiled Laws of North Dakota for 1913, relating to the making by corporations of annual statements to the state auditor.

Received from the House, 556.  
 First and second reading, 721.  
 Reference, 721.  
 Reported back, 787.  
 Passed, 893.

**House Bill No. 300.—(Committee on Game and Fish)**

A bill for an Act to amend and re-enact Sections 10262, 10263, 10264, 10264a, 10265, 10266, 10267, 10268, 10269, 10270, 10271, 10272, 10273, 10274, 10275, 10276, 10277, 10278, 10279, 10280, 10281, 10282, 10283, 10284, 10285, 10286, 10287, 10288, 10289, 10290, 10291, 10292, 10293, 10294, 10295, 10296, 10297, 10298, 10299, 10300, 10301, 10302, 10303, 10304, 10305, 10306, 10307, 10308, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10316, 10317, 10318, 10319, 10320, 10321, 10322, 10323, 10324, 10325, 10326, 10327, of the Compiled Laws of North Dakota for the year 1913, relating to the game and fish laws for the propagation, protection, and preservation of wild birds, wild animals, and fish; creating

a state game and fish board, game wardens, game and fish commissioners, providing for open seasons for the taking of certain game-birds, game-animals, fur-bearing animals and fish; providing for resident and non-resident licenses and other provisions relating thereto, with penalties for the violation thereof.

Received from the House, 708.

First and second reading, 734.

Reference, 735.

Reported back, 873.

Amended, 873, 996.

Passed, 996.

**House Bill No. 301.—(Ness)**

A bill for an Act to appropriate a sum of money for the maintenance and conservation of the state park at Fort Abercrombie.

Received from the House, 684.

First and second reading, 726.

Reference, 726.

Reported back, 939.

Indefinitely postponed, 939.

**House Bill No. 302.—(Westdal)**

A bill for an Act to amend Sections 2141 and 2142 of the Compiled Laws of 1913, and to provide for the transfer of records and papers pertaining to assessment and taxation from the office of the state auditor to the office of the state tax commission.

Received from the House, 657.

First and second reading, 723.

Reference, 723.

Reported back, 935.

Amended, 935.

Passed, 1073.

**House Bill No. 304.—(Hendrickson)**

A bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913, relating to the use of lignite coal in state and county institutions and schools and providing a penalty for the violations of this Act.

Received from the House, 445.

First and second reading, 450.

Reference, 450.

Reported back, 944.

Amended, 944.

Passed, 1070.

**House Bill No. 309.—(Bratton)**

A bill for an Act authorizing clerks of the District Court to retain fees for naturalization papers collected prior to January 1st, 1915.

Received from the House, 676.

First and second reading, 727.

Reference, 727.

Reported back, 760.

Amended, 760.

Passed, 803.

**House Bill No. 313.—(Twichell, L. L.)**

A bill for an Act to amend and re-enact Section 3945 of the Compiled Laws of 1913 of the State of North Dakota.

Received from the House, 398.

First and second reading, 416.

Reference, 416.

Reported back, 838.

Passed, 987.

**House Bill No. 317.—(Harris)**

A bill for an Act to amend Section 1905 of the Compiled Laws of North Dakota for 1913, relating to statistics.

Received from the House, 398.

First and second reading, 416.

Reference, 416.

Reported back, 480.

Passed, 741.

**House Bill No. 320.—(Langedahl)**

A Concurrent Resolution amending the constitution of the State of North Dakota, relating to the taxation of improvements on land.

Received from the House, 445.

First and second reading, 449.

Reference, 449.

Reported back, 792, 940.

Amended, 940, 1110.

Indefinitely postponed, 1111.

**House Bill No. 321.—(Dean)**

A bill for an Act to amend Section 1990m of the Compiled Laws of 1913, relating to township road overseers.

Received from the House, 614.

First and second reading, 723.

Reference, 723.

Reported back, 868.

Amended, 869.

Passed, 1071.

**House Bill No. 327.—(Wiley)**

A bill for an Act to amend and re-enact Section 4398 of the Compiled Laws of North Dakota for the year 1913, the same being Section 4067 of the Revised Codes of 1905, relating to the dissolution of marriage.

Received from the House, 555.

First and second reading, 720.

Reference, 720.

Reported back, 871.

Amended, 872.

Passed, 1023.

**House Bill No. 328.—(Dean)**

A bill for an Act to amend Section 1990p of the Compiled Laws of 1913, relating to the payment of highway taxes.

Received from the House, 516.

First and second reading, 553.

Reference, 553.

Reported back, 870.

Passed, 1070, 1128.

**House Bill No. 331.—(Burgett and Westdal)**

A bill for an Act relating to the taxation of personal property known as moneys and credits.

Received from the House, 614.

First and second reading, 722.

Reference, 722.

Reported back, 785.

Passed, 887, 1140.

**House Bill No. 332.—(Everson)**

A bill for an Act to amend and re-enact Sections 236, 237 and 239 of the Compiled Laws of 1913, of North Dakota, relating to the Board of Control.

Received from the House, 555.

First and second reading, 719.

Reference, 719.

Reported back, 829.

Indefinitely postponed, 830.

**House Bill No. 335.—(Leonard)**

A bill for an Act to amend Section 1182 of the Compiled Laws of North Dakota for the year 1913,

Received from the House, 683.

First and second reading, 725.

Reference, 725.

Reported back, 936.

Amended, 936.

Passed, 1063.

**House Bill No. 337.—(Hoghaug)**

A bill for an Act making it the duty of the commissioner of university and school lands to have certified copies of patents to indemnify lands recorded in the various counties containing such land.

Received from the House, 614.

First and second reading, 722.

Reference, 722.

Reported back, 789.

Amended, 789.

Passed, 907.

**House Bill No. 340.—(Twichell, L. L.)**

A bill for an Act to prohibit insurance companies and their agents from rebating, discriminating and twisting, and providing a penalty therefore.

Received from the House, 683.

First and second reading, 725.

Reference, 725.

Reported back, 761.

Indefinitely postponed, 762.

**House Bill No. 344.**

A bill for an Act to amend Section 5189 of the Compiled Laws of North Dakota for the year 1913, relating to insolvency of banks and the liquidation of the same by the state examiner.  
 Received from the House, 692.  
 First and second reading, 729.  
 Reference, 729.  
 Reported back, 805.  
 Amended, 805.  
 Passed, 915.

**House Bill No. 345.—(Hedalen)**

A bill for an Act amending Section 1258 of the Compiled Laws of North Dakota for the year 1913, providing for an annual school tax in special school districts.  
 Received from the House, 707.  
 First and second reading, 731.  
 Reference, 731.  
 Reported back, 936.  
 Amended, 936.  
 Passed, 1062.

**House Bill No. 346.—(Dean)**

A bill for an Act to amend 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.  
 Received from the house, 676.  
 First and second reading, 727.  
 Reference, 727.  
 Reported back, 941.  
 Amended, 1066.  
 Passed, 1080.

**House Bill No. 353.—(Odland)**

A bill for an Act to amend and re-enact Section 1137 of the Compiled Laws of North Dakota for the year 1913, providing for the salary and expenses of the county superintendent of schools.  
 Received from the House, 614.  
 First and second reading, 722.  
 Reference, 722.  
 Reported back, 830.  
 Indefinitely postponed, 830.

**House Bill No. 355.—(Ness)**

A bill for an Act entitled, "An Act to permit townships through their board of supervisors to build drains within the township and outlets therefor without the township, and to provide the manner of assessing the cost thereof and provide for its payment.  
 Received from the House, 683.  
 First and second reading, 725.  
 Reference, 725.  
 Reported back, 827.  
 Passed, 1012.

**House Bill No. 356.—(Harty)**

A bill for an Act prescribing the manner in which rates to be charged by persons, firms or corporations for light, heat or power may be regulated and placing such regulation under control of the board of railroad commissioners.

Received from the House, 312.

First and second reading, 417,

Reference, 417.

Reported back, 765.

Amended, 765, 846.

Passed, 847.

**House Bill No. 357.—(Twichell, L. L.)**

A bill for an Act providing for the certification of City Specials and the division thereof by the city auditor and the city assessment commission in cities having a population of two thousand and over; providing certain duties of the county auditor in respect to special assessments, and for a form of record to be used, and to repeal Section 3729 of the Compiled Laws of North Dakota of 1913.

Received from the House, 613.

First and second reading, 722.

Reference, 722.

Reported back, 838.

Passed, 985.

**House Bill No. 358.—(Bass)**

A bill for an Act to amend and re-enact Section 3855 of the Compiled Laws of North Dakota for 1913, relating to election of village officers.

Received from the House, 613.

First and second reading, 722.

Reference, 722.

Reported back, 760.

Passed, 801.

**House Bill No. 359.—(Leonard)**

A bill for an Act to amend Section 4414 of the Compiled Laws of 1913 relating to separate and mutual rights and liabilities of the husband and wife.

Received from the House, 412.

First and second reading, 417.

Reference, 417.

Reported back, 738.

Passed, 777.

**House Bill No. 360.—(Dixon of Rolette)**

A bill for an Act relating to qualifications of signers on petition to county commissioners.

Received from the House, 573.

First and second reading, 724.

Reference, 724.

Reported back, 837.

Amended, 837.

Passed, 1013.

**House Bill No. 361.—(Committee on Education)**

A bill for an Act creating a board of regents for the state university, the state agricultural college, the normal schools, the school of science, the normal and industrial school, the school of forestry, and such state educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for the management and control of the state educational institutions, to provide an appropriation to carry out the purposes of the Act, and repealing all Acts or parts of Acts in conflict or inconsistent therewith.

Received from the House, 478.

First and second reading, 552.

Reference, 552.

Reported back, 737.

Amended 746.

Passed, 747, 892.

**House Bill No. 363.—(Tallack)**

A bill for an Act relating to the care of the feeble minded, providing that the cost of keeping patients in the institution for the feeble minded shall be a charge against the county sending such patient; that persons liable to support such defective person shall, when able, pay the expense of treatment, and amending Section 1717 of the Compiled Laws of 1913 and repealing Section 1718 of the Compiled Laws of 1913.

Received from the House, 411.

First and second reading, 417.

Reference, 417.

Reported back, 867.

Amended, 867.

Passed, 992.

**House Bill No. 373.—(Hjelmstad)**

A bill for an Act entitled, "An Act to provide an appropriation to pay the deficiency in the appropriation to pay the state's share of the cost of maintaining the county agricultural and training schools for the year 1914.

Received from the House, 657.

First and second reading, 723.

Reference, 723.

Reported back, 828.

Passed, 850.

**House Bill No. 378.—(McQuillan)**

A bill for an Act to provide for the immediate payment of court certificates upon presentation to the county treasurer.

Received from the House, 474.

First and second reading, 477.

Reference, 477.

Reported back, 871.

Indefinitely postponed, 871.

**House Bill No. 383.—(Thompson)**

A bill for an Act to repeal Section 11246 of the Compiled Laws of North Dakota for 1913, which section relates to the sinking fund of the Twine Plant.  
Received from the House, 515.  
First and second reading, 552.  
Reference, 552.  
Reported back, 830.  
Passed, 919.

**House Bill No. 384.—(Thompson)**

A bill for an Act to repeal Section 646 of the Compiled Laws of North Dakota for 1913, relating to filing and numbering of vouchers and warrants.  
Received from the House, 516.  
First and second reading, 552.  
Reference, 552.  
Reported back, 830.  
Passed, 920.

**House Bill No. 386.—(Harris)**

A bill for an Act to amend and re-enact Section 7738 of the Compiled Laws of North Dakota for the year 1913, relating to notice to debtor and time allowed for claiming exemptions in cases where personal property is levied upon.  
Received from the House, 556.  
First and second reading, 721.  
Reference, 721.  
Reported back, 760.  
Amended, 760.  
Passed, 802.

**House Bill No. 387.—(Wiley)**

A bill for an Act to amend and re-enact Subdivision 13 of Section 3376 of the Compiled Laws of North Dakota for the year 1913.  
Received from the House, 473.  
First and second reading, 477.  
Reference, 477.  
Reported back, 834.  
Amended, 835.  
Passed, 925.

**House Bill No. 396.—(Torson)**

A bill for an Act to provide for the sale of the State capital trolley car line and franchise, and prescribing method by which the sale may be made and the minimum price therefor.  
Received from the House, 677.  
First and second reading, 727.  
Reference, 727.  
Reported back, 830.  
Amended, 831.  
Passed, 920.

**House Bill No. 398.—(Grow)**

A bill for an Act to amend Section 4510 of the Compiled Laws of North Dakota for the year 1913, relating to corporations.  
 Received from the House, 555.  
 First and second reading, 720.  
 Reference, 720.  
 Reported back, 788.  
 Passed, 894.  
 Lost, 859.

**House Bill No. 407.—(Thompson, of Sargent)**

A bill for an Act to amend Section 369 of the Compiled Laws of North Dakota for 1913, relating to the membership of and duties of the state board of auditors.  
 Received from the House, 516.  
 First and second reading, 552.  
 Reference, 552.  
 Reported back, 832.  
 Passed, 921.

**House Bill No. 408.—(Pettersen)**

A bill for an Act to repeal Sections 2269, 2270, 2271, 2272 and 2275 of the Compiled Laws of North Dakota for the year 1913, all relating to the adjustment of delinquent taxes due the state from counties.  
 Received from the House, 683.  
 First and second reading, 725.  
 Reference, 725.  
 Reported back, 786.  
 Passed, 894.

**House Bill No. 409.—(McClellan)**

A bill for an Act to provide for the distribution of agricultural publications.  
 Received from the House, 677.  
 First and second reading, 726.  
 Reference, 726.  
 Reported back, 868.  
 Passed, 1014.

**House Bill No. 411.—(Pettersen)**

A bill for an Act to amend Section 4223 of the Compiled Laws of North Dakota for 1913, relating to the verification of bills, claims, accounts and demands against the county.  
 Received from the House, 515.  
 First and second reading, 552.  
 Reference, 552.  
 Reported back, 867.  
 Passed, 867.  
 Lost, 1068.  
 Finally postponed, 994.

**House Bill No. 416.—(Morrison)**

A bill for an Act creating a board of highway improvements within each county of this state, providing for their election, duties, meetings and compensation.

Received from the House, 683.  
First and second reading, 726.  
Reference, 726.  
Reported back, 833.  
Amended, 962.  
Passed, 962.

**House Bill No. 417.—(Hickle)**

A bill for an Act to amend and re-enact Section 1433 of the Compiled Laws of North Dakota for the year 1913, relating to high school inspectors and state aid for high schools.

Received from the House, 707.  
First and second reading, 731.  
Reference, 731.  
Reported back, 937.  
Amended, 938.  
Passed, 1063, 1140.

**House Bill No. 421.—(Converse)**

A bill for an Act to amend and re-enact Section 2122 of the Compiled Laws of North Dakota, 1913, relating to assessment of property.

Received from the House, 516.  
First and second reading, 553.  
Reference, 553.  
Reported back, 784.  
Indefinitely postponed, 784.

**House Bill No. 425.—(Blanchard)**

A bill for an Act amending and re-enacting Section 7751 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on execution sale, purchaser's rights and the recording of such certificates.

Received from the House, 556.  
First and second reading, 720.  
Reference, 720.  
Reported back, 791.  
Amended, 791.  
Passed, 912.

**House Bill No. 426.—(Blanchard)**

A bill for an Act amending and re-enacting Section 8084 of the Compiled Laws of North Dakota for the year 1913, relating to sheriff's certificates on mortgage foreclosure sale, contents and recording of such certificates.

Received from the House, 555.  
First and second reading, 720.  
Reference, 720.  
Reported back, 790.  
Amended, 791.  
Passed, 911.

**House Bill No. 428.—(Pettersen)**

A bill for an Act to amend Section 2274 of the Compiled Laws of North Dakota for 1913, relating to what accounts shall be carried as "consolidated tax accounts."

Received from the House, 692.  
First and second reading, 729.  
Reference, 729.  
Reported back, 786.  
Passed, 895.

**House Bill No. 439.—(Grow)**

A bill for an Act to amend and re-enact Section 2579 of the Compiled Laws of North Dakota of 1913 relating to expense chargeable against the estate of insane persons.

Received from the House, 556.  
First and second reading, 720.  
Reference, 720.  
Reported back, 872.  
Amended, 872.  
Passed, 1015.

**House Bill No. 441.—(Williams)**

A bill for an Act defining what the word *coal* means when used in the laws and resolutions of the legislative assembly of the State of North Dakota.

Received from the House, 452.  
First and second reading, 551.  
Reference, 551.  
Reported back, 589.  
Amended, 755.  
Passed, 755.

**House Bill No. 443.—(Burgett)**

A bill for an Act to amend Section 6501 of the Compiled Laws of North Dakota for 1913, relating to representation in an application for insurance.

Received from the House, 677.  
First and second reading, 728.  
Reference, 728.  
Reported back, 761.  
Indefinitely postponed, 761.

**House Bill No. 449.—(Committee on Taxes and Tax Laws)**

A bill for an Act providing a franchise tax to be assessed against corporations on their right to be and exist as a corporation or exercise corporate power within the state. Prescribing the manner of making such assessment, the rate of such taxation, the manner of collecting the same, and requiring corporations to report on matters pertaining to such a tax, and prescribing the duties of public officers with relation thereto.

Received from the House, 677.  
First and second reading, 727.  
Reference, 727.  
Reported back, 870  
Amended, 870, 1083, 1094.  
Indefinitely postponed, 1094.

**House Bill No. 450.—(Judiciary Committee)**

A bill for an Act to amend and re-enact Section 734 of the Compiled Laws of North Dakota for 1913, relating to delivery of decisions of the Supreme Court to reporters.  
Received from the House, 555.  
First and second reading, 720.  
Reference, 720  
Reported back, 835.  
Passed, 923.

**House Bill No. 455.—(Converse)**

A bill for an Act to amend and re-enact Section 7520 of the Compiled Laws of 1913 relating to exceptions by defendant to undertaking in claim and delivery actions.  
Received from the House, 676.  
First and second reading, 728.  
Reference, 728.  
Reported back, 835.  
Passed, 924.

**House Bill No. 458.—(McQuillan)**

A bill for an Act to amend and re-enact Section 287 of the Compiled Laws of North Dakota for 1913.  
Received from the House, 691.  
First and second reading, 729.  
Reference, 729.  
Reported back, 806.  
Amended, 806.  
Passed, 915.

**House Bill No. 463.—(Turner and Westdal)**

A bill for an Act to designate the glandered horse fund as the glanders and dourine fund, and to provide for the appraisement of animals and indemnification to owners for animals destroyed for dourine, and the payment therefor.  
Received from the House, 515.  
First and second reading, 552.  
Reference, 552.  
Reported back, 787.  
Passed, 859.

**House Bill No. 465.—(Lathrop Committee)**

A bill for an Act amending Section 176 of the Compiled Laws of North Dakota for the year 1913, relating to the duties of the insurance commissioner in connection with the hail insurance department.  
Received from the House, 657.  
First and second reading, 723.  
Reference, 723,  
Reported back, 832.  
Passed, 921.

**House Bill No. 466.—(Lathrop Committee)**

A bill for an Act to amend and re-enact Section 10304 of the Revised Codes of 1905, being Section 11162 of the Compiled Laws of 1913.  
Received from the House, 613.  
First and second reading, 721.  
Reference, 721.  
Reported back, 832.  
Amended, 832.  
Passed, 922.

**House Bill No. 467.—(Lathrop Committee)**

A bill for an Act to amend and re-enact Section 122 of the Revised Codes of 1915, as amended by Chapter 178 of the laws of 1907, being Section 156 of the Compiled Laws of 1913.  
Received from the House, 613.  
First and second reading, 721.  
Reference, 721.  
Reported back, 934.  
Amended, 934.  
Passed, 1066.

**House Bill No. 468.—(Lathrop Committee)**

A bill for an Act repealing Section 649 of the Compiled Laws of North Dakota for the year 1913, providing an appropriation for the commissioner of agriculture and labor for the purpose of promoting immigration.  
Received from the House, 676.  
First and second reading, 728.  
Reference, 728.  
Reported back, 763.  
Passed, 808.

**House Bill No. 469.—(Lathrop Committee)**

A bill for an Act repealing Section 328 of the Compiled Laws of North Dakota for the year 1913, relating to collection fees of county treasurers, in connection with state lands.  
Received from the House, 613.  
First and second reading, 721.  
Reference, 721.  
Reported back, 831.  
Passed, 923.

**House Bill No. 470.—(Lathrop Committee)**

A bill for an Act relating to the expenses and method of transportation of prisoners and patients, and repealing section 3515 of the Compiled Laws of North Dakota for the year 1913.  
Received from the House, 657.  
First and second reading, 724.  
Reference, 724.  
Reported back, 866.  
Passed, 991.

**House Bill No. 471.—(Lathrop Committee)**

A bill to enact a law permitting a charge of tuition for attendance at any model high, 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.

Received from the House, 657.

First and second reading, 724.

Reference, 724.

Reported back, 836.

Amended, 836.

Passed, 982.

**House Bill No. 472.—(Lathrop Committee)**

A bill for an Act to repeal Section 650 of the Compiled Laws of North Dakota for the year 1913, relating to appropriation for contingency fund for commissioner of insurance.

Received from the House, 613.

First and second reading, 721.

Reference, 721.

Reported back, 881.

Passed, 1038.

**House Bill No. 475.—(Lathrop Committee)**

A bill for an Act relating to appropriation for the glandered horse and dourine fund.

Received from the House, 676.

First and second reading, 727.

Reference, 727.

Reported back, 763.

Amended, 763.

Passed, 809.

**House Bill No. 476.—(Lathrop Committee)**

A bill for an Act amending Sections 1531 and 1538 of the Compiled Laws of North Dakota for the year 1913, relating to the state library commission and repealing Section 1532.

Received from the House, 707.

First and second reading, 731.

Reference, 731.

Reported back, 881.

Passed, 1040.

**House Bill No. 477.—(Lathrop Committee)**

A bill for an Act to amend and re-enact Section 3185 of the Compiled Laws of 1913, providing an appropriation for the burial and erection of headstones for deceased soldiers.

Received from the House, 691.

First and second reading, 729.

Reference, 729.

Reported back, 763.

Passed, 807.

**House Bill No. 478.—(Lathrop Committee)**

A bill for an Act to repeal Section 1417 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, and to amend Section 1415 of the Compiled Laws of 1913, and Sections 1416, 1418, and 1419 of the Compiled Laws of 1913 as amended by Chapter 148 of the Laws of 1913, relating to maintenance of state educational institutions, and commonly known as the mill tax.

Received from the House, 677.

First and second reading, 726.

Reference, 726.

Reported back, 762.

Amended, 762, 811.

Passed, 811.

**House Bill No. 480.—(Lathrop Committee)**

A bill for an Act making an appropriation for the per diem and expenses of the boards of experts and parol officers of the state of North Dakota State Penitentiary.

Received from the House, 658.

First and second reading, 725.

Reference, 725.

Reported back, 762.

Amended, 762, 809.

Passed, 809.

**House Bill No. 481.—(Lathrop Committee)**

A bill for an Act creating the state historical and museum department and prescribing the duties and powers thereof, and repealing Sections 380, 381, 382, 383, 384 and 385 of the Compiled Laws of North Dakota for the year 1913.

Received from the House, 710.

First and second reading, 731.

Reference, 731.

Reported back, 940.

Amended, 940.

Passed, 1067.

**House Bill No. 482.—(Lathrop Committee)**

A bill for an Act to amend and re-enact Section 11302 of the Compiled Laws of 1913, relating to the payment of expenses of inquests and burial of deceased convicts and providing an appropriation therefore.

Received from the House, 657.

First and second reading, 723.

Reference, 723.

Reported back, 796.

Passed, 855.

**House Bill No. 484.—(Lathrop Committee)**

A bill for an Act providing for the preparation of the State Budget; creating a State Budget Board, prescribing its powers and duties; making an appropriation to defray the expenses of said board; and repealing Sections 708, 709, and 710 of the Compiled Laws of North Dakota for the year 1913.

Received from the House, 683.

First and second reading, 726.

Reference, 726.

Reported back, 764.

Amended, 764.

Passed, 806.

**House Bill No. 485.—(Lathrop Committee)**

A bill for an Act to amend and re-enact Section 18120 of the Compiled Laws of North Dakota 1913, relating to flags upon public institutions and to provide for an appropriation therefore.

Received from the House, 684.

First and second reading, 726.

Reference, 726

Reported back, 795.

Passed, 855.

**House Bill No. 486.—(Lathrop Committee)**

A bill for an Act appropriating money for the listing of any taxable land as required by law.

Received from the House, 658.

First and second reading, 724.

Reference, 724.

Reported back, 784.

Passed, 852.

**House Bill No. 487.—(Lathrop Committee)**

A bill for an Act to amend and re-enact Section 2652 of the Compiled Laws of 1913, relating to the duties of the state board of equalization with respect to the wolf bounty fund, and repealing all Acts and parts of Acts in conflict herewith.

Received from the House, 677.

First and second reading, 726.

Reference, 726.

Reported back, 829.

Passed, 851.

**House Bill No. 488.—(Lathrop Committee)**

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 Sections 652 and 654 of the Compiled Laws of 1913, and all other Acts and parts of Acts in so far as the same relate to appropriations conflicting herewith, or to appropriations for the same matter or purposes provided for herein.

Received from the House, 709.

First and second reading, 734.

Reference, 734.

Reported back, 1016.

Amended, 1017, 1058.

Passed, 1060.

**House Bill No. 489.—(Lathrop Committee)**

A bill for an Act appropriating money for public printing not properly chargeable to any of the several departments of the state government from July 1st, 1915 to July 1st, 1917 and repealing all Acts and parts of Acts in so far as the same relate to appropriations for the same purposes.

Received from the House, 692.  
First and second reading, 730.  
Reference, 730.  
Reported back, 799.  
Passed, 854.

**House Bill No. 491.—(Lathrop Committee)**

A bill for an Act appropriating money to reimburse the common school fund of the State of North Dakota for loss occasioned through the purchase of illegal bonds.

Received from the House, 658.  
First and second reading, 724.  
Reference, 724.  
Reported back, 798.  
Passed, 853.

**House Bill No. 492.—(Lathrop Committee)**

A bill for an Act amending and re-enacting Chapter 279 of the Laws of 1913 known as the mill tax for terminal elevators.

Received from the House, 707.  
First and second reading, 731.  
Reference, 731.  
Reported back, 798, 872.  
Amended, 1042, 1043.  
Passed, 1043, 1122.

**House Bill No. 493.—(Lathrop Committee)**

A bill for an Act to appropriate money for the maintenance, care, and repair of the old settlers' and historical park at Walhalla in Pembina County, North Dakota.

Received from the House, 676.  
First and second reading, 728.  
Reference, 728.  
Reported back, 939.  
Indefinitely postponed, 939.

**House Bill No. 495.—(Lathrop Committee)**

A bill for an Act appropriating money for the maintenance and repair of the capitol, executive mansion, state trolley line and state grounds, and repealing all Acts and parts of Acts relating to appropriations of money for the purpose herein set out.

Received from the House, 708.  
First and second reading, 732.  
Reference, 732.  
Reported back 827.  
Passed, 850.

**House Bill No. 497.—(Lathrop Committee)**

A bill for an Act to appropriate money for the period from July 1st, 1915, to July 1st, 1917, for the care and maintenance of patients in the state hospital for the insane, required to be maintained at the expense of the state pursuant to Section 2576 of the Compiled Laws of 1913, and Section 261 of the Compiled Laws of 1913.

Received from the House, 691.

First and second reading, 729.

Reference, 729.

Reported back, 827.

Passed, 849.

**House Bill No. 498.—(Lathrop Committee)**

A bill for an Act to provide a state contingency fund to be placed at the disposal of the state emergency commission, and to appropriate money therefore.

Received from the House, 677.

First and second reading, 728.

Reference, 728.

Reported back, 828.

Passed, 848.

**House Bill No. 499.—(Committee on Apportionment)**

A bill for an Act to amend Section 44 of the Compiled Laws of North Dakota for the year 1913, relating to legislative apportionment.

Received from the House, 709.

First and second reading, 733.

Reference, 733.

Reported back, 793.

Amended, 794.

Passed, 907.

**House Bill No. 500.—(Lathrop Committee)**

A bill for an Act to appropriate a sum of money for the investigation by the board of railroad commissioners of proposed increases of interstate freight rates, especially grain rates, asked by western railroad companies, and to resist and defend against such proposed increases of rates before the interstate commerce commission.

Received from the House, 708.

First and second reading, 732.

Reference, 732.

Reported back, 828.

Passed, 847.

**House Bill No. 501.—(Lathrop Committee)**

A bill for an Act to amend Section 5179 of the Compiled Laws of North Dakota for the year 1913 relating to the department of the state examiner.

Received from the House, 709.

First and second reading, 732.

Reference, 732.

Reported back, 794.

Passed, 913.

**House Bill No. 502.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the per diem and expenses trustees agricultural college account, as shown on the books of the state auditor on December 31st, 1914.

Received from the House, 709.

First and second reading, 733.

Reference, 733.

Reported back, 797.

Passed, 813.

**House Bill No. 503.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the board of experts penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

Received from the House, 709.

First and second reading, 733.

Reference, 733.

Reported back, 796.

Passed, 812.

**House Bill No. 504.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the trustees live stock sanitary board account, as shown on the books of the state auditor on December 31st, 1914.

Received from the House, 710.

First and second reading, 733.

Reference, 733.

Reported back, 796.

Passed, 814.

**House Bill No. 505.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the transportation convicts to reform school account, as shown on the books of the state auditor on December 31st, 1914.

Received from the House, 710.

First and second reading, 733.

Reference, 734.

Reported back, 795.

Passed, 814.

**House Bill No. 506.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the salary and expense accounts of the state examiner, as shown on the books of the state auditor on December 31st, 1914.

Received from the House, 710.

First and second reading, 734.

Reference, 734.

Reported back, 795.

Passed, 816.

**House Bill No. 507.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the public printing account, shown on the books of the state auditor on December 31st, 1914.

Received from the House, 709.  
First and second reading, 733.  
Reference, 733.  
Reported back, 796.  
Passed, 816.

**House Bill No. 508.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the maintenance of capital account, shown on the books of the state auditor on December 31st, 1914.

Received from the House, 710.  
First and second reading, 730.  
Reference, 730  
Reported back, 797.  
Passed, 813.

**House Bill No. 509.—(Lathrop Committee)**

A bill for an Act to appropriate money to cover the deficiency in the transportation of convicts to penitentiary account, as shown on the books of the state auditor on December 31st, 1914.

Received from the House, 708.  
First and second reading, 732.  
Reference, 732.  
Reported back, 795.  
Passed, 817

**House Bill No. 510.—**

A bill for an Act to amend and re-enact Section 2710 of the Compiled Laws of 1913, relating to bovine tuberculosis fund.

Received from the House, 710.  
First and second reading, 730  
Reference, 730.  
Reported back, 798.  
Passed, 818.

**House Bill No. 511.—(Lathrop Committee)**

A bill for an Act amending Sections 398 and 401 of the Compiled Laws of North Dakota for the year 1913, relating to the state board of health.

Received from the House, 710.  
First and second reading, 730.  
Reference, 731.  
Reported Back, 865.  
Indefinitely postponed, 865.

**House Bill No. 512.—(Lathrop Committee)**

A bill for an Act to appropriate \$1,152 to reimburse the Florence Crittenton Home at Fargo for deficit in the annual appropriation for such home pursuant to a decision of the supreme court reducing such appropriations.

Received from the House, 709.

First and second reading, 733.

Reference, 733.

Reported back, 797.

Passed, 818.

**House Bill No. 513.—(Lathrop Committee)**

A bill for an Act appropriating \$960.00 to cover the deficit in the annual appropriation for the Missouri Slope Agricultural Fair Association of Mandan pursuant to the decision of the supreme court requiring the reduction of appropriations.

Received from the House, 709.

First and second reading, 732.

Reference, 732.

Reported back, 798.

Passed, 819.

**House Bill No. 514.—(Lathrop Committee)**

A bill for an Act requiring the secretary of the state to purchase all postage, furniture and fixtures, office supplies and printing for all officers and departments of the state government, and repealing all Acts and parts of Acts inconsistent herewith.

Received from the House, 710.

First and second reading, 731.

Reference, 731.

Reported back, 939.

Indefinitely postponed, 939.

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904, 1027, 1040, 1090, 1109, 1117, 1130, 1133,  
1136.  
Resolutions—209, 739.  
Conference Committee Reports—1141, 1143.

## HYLAND—

Bills—175, 194, 231, 254.  
Committees—844, 861, 998, 1083.  
Motions—150, 174, 261, 271, 272, 279, 301, 340, 353,  
462, 510, 539, 577, 604, 612, 671, 672, 687, 704,  
844, 856, 926, 1026, 1044, 1072, 1074, 1080, 1123,  
1139.  
Conference Committee Reports—876, 945, 1026,  
1089.  
Chair—356, 648.

## JACOBSEN—

Bills—23, 26, 36, 68, 85, 193, 295, 308.  
 Committees—999, 1008, 1078, 1095, 1146.  
 Committee Reports—41, 64, 107, 116, 227, 228, 232, 286, 287, 324, 344, 361, 365, 378, 482, 483, 573, 760, 866, 867, 944.  
 Motions—27, 33, 38, 62, 69, 113, 125, 154, 155, 168, 181, 186, 187, 217, 219, 339, 366, 372, 374, 378, 380, 384, 390, 505, 519, 534, 547, 549, 574, 575, 576, 577, 578, 659, 684, 843, 844, 894, 965, 992, 997, 1026, 1027, 1105, 1121, 1124, 1143, 1145.  
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## KIRKEIDE—

Bills—36, 103, 166.  
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 Motions—211, 212, 252, 392, 419, 645, 962.  
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## KRETSCHMAR—

Bills—47, 95, 176.  
 Committees—70, 1124.  
 Committee Reports—62, 172, 173, 247, 579, 580, 581, 582, 583, 584, 585, 586, 587, 589, 617, 618, 619, 620, 621, 622, 682, 762, 763, 764, 795, 796, 797, 798, 799, 827, 828, 829, 939, 940, 1016, 1017, 1018, 1097, 1141.  
 Motions—91, 93, 135, 400, 415, 420, 421, 440, 442, 476, 517, 533, 648, 651, 658, 666, 667, 693, 743, 809, 812, 847, 926, 933, 989, 991, 997, 1014, 1015, 1019, 1041, 1048, 1058, 1059, 1083.  
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## LEUTZ—

Bills—36, 37, 43, 110, 148, 192, 210, 253.  
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 Committee Reports—435, 589, 769.  
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## LINDSTROM—

Bills—85, 103, 176, 193, 296, 298.  
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 Committee Reports—48, 63, 71, 84, 93, 99, 106, 123, 133, 148, 156, 173, 192, 197, 224, 243, 264, 281, 318, 319, 341, 342, 362, 384, 401, 426, 454, 479, 520, 521, 559, 560, 561, 635, 653, 682, 695, 737, 748, 755, 783, 825, 864, 942, 1030, 1097.  
 Motions—25, 92, 150, 163, 240, 415, 719, 856, 913, 1059.  
 Resolutions—147.  
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 Chair—412.

## LOFTSGAARD—

- Bills—23, 166, 268, 295.
- Committees—408, 844.
- Committee Reports—143, 153, 246, 282, 316, 317, 318, 404, 608, 616, 786, 787, 865.
- Motions—575, 861.
- Resolutions—329.
- Conference Committee Reports—876.

## MALLOUGH—

- Bills—136, 267.
- Committees—1058, 1078, 1082.
- Motions—604, 989, 998, 999, 1074.
- Conference Committee Reports—1102, 1104.
- Chair—420.

## MARTIN—

- Bills, 26, 44, 111, 148, 174, 230, 253, 298, 307,
- Committees—933, 1048, 1091, 1095.
- Motions—462, 672, 1091, 1094.
- Resolutions—42.
- Conference Committee Reports—997, 1079, 1109.

## McBRIDE—

- Bills—25, 295.
- Committees—439, 806, 861, 997, 1008, 1048, 1091, 1095.
- Committee Reports—71, 322, 789, 805.
- Motions—30, 38, 352, 505, 506, 514, 533, 1048, 1116.
- Conference Committee Reports—571, 885, 945, 1015, 1079, 1109.

## McFADDEN—

- Bills—148, 299, 309, 449.
- Committees—127, 1133.
- Motions—127, 421, 441, 473, 551, 629, 663, 664, 857, 926, 1124, 1141.
- Resolutions—112.
- Conference Committee Reports—1102, 1141.

## McGRAY—

- Committees—372, 933, 1036, 1058, 1082.
- Committee Reports—25, 27, 33, 39, 48, 62, 70, 80, 92, 98, 106, 114, 132, 141, 153, 181, 188, 197, 220, 262, 314, 340, 381, 400 424, 451, 478, 519, 665, 612, 652, 719, 735, 756, 780, 823, 863, 876, 942, 1028, 1086.
- Motions—279, 359, 413, 711, 933, 998, 1014, 1070, 1072, 1121, 1137, 1138.
- Resolution—67.
- Conference Committee Reports—997, 1085, 1104.

## McLEAN—

- Bills—32, 33, 75, 76, 253.
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- Motions—22, 35, 41, 67, 127, 366, 526, 575, 1028, 1086, 1148.
- Resolutions—575.

## MUDGETT—

Bills—23, 111, 269, 297.  
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 1001, 1090, 1107, 1124.  
 Resolutions—393.  
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## MURPHY—

Bills—51, 84, 125, 153.  
 Committees—815, 1073, 1082, 1111, 1143.  
 Committee Reports—222, 223, 322, 336, 427, 428, 429,  
 487, 488, 489, 538, 624, 761.  
 Motions—135, 168, 186, 272, 419, 664, 711, 717, 904,  
 1008, 1110.  
 Conference Committee Reports—876, 1091, 1101,  
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## NELSON, N. N.—

Bills—43, 68, 152, 297, 312.  
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 Motions—132, 141, 155, 381.  
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## NELSON, E. M.—

Bills—67, 135, 147, 193, 294, 299.  
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## NELSON, A. L.—

Bills—77, 102, 152, 165, 254, 267, 295, 297, 306,  
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 Committees—997, 1036.  
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 626, 868.  
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## OVERSON—

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 Committees—997, 1048, 1078.  
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 Resolutions—24.  
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## PAULSON—

Bills—32, 84, 165, 292, 307.  
Committees—815.  
Committee Reports—480.  
Motions—140, 163, 174, 422, 470, 511, 534, 549,  
576, 652, 756, 962, 1122.  
Conference Committee Reports—876.

## PORTER—

Bills—110, 175.  
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## PORTERFIELD—

Bills—75, 95, 175, 267, 292, 293.  
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## PUTNAM—

Bills—112, 166, 298.  
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788.  
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## ROWE—

Bills—50, 54, 77, 85, 194, 297.  
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Resolutions—801.  
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## SANDSTROM—

Bills—268, 295.  
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Motions—419, 443, 645, 682, 692, 998, 999, 1008.  
Conference Committee Reports—532, 1125.

## SIKES—

Bills—293.  
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Motions—449, 1082.  
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1133.

## STEELE—

Bills—125, 135, 165, 172, 300.  
Committees—449, 844, 861, 1082, 1111, 1133, 1143,  
1146.  
Committee Reports—46, 346, 485, 486, 569, 654, 837,  
838, 839, 941.  
Motions—305, 575, 576, 844, 962, 990, 1066, 1073,  
1082, 1101, 1138.  
Conference Committee Reports—800, 945, 1101,  
1137, 1145.  
Chair—747.

## THORESON—

Bills—26, 136, 268, 296.  
Committees—1082, 1083, 1110.  
Committee Reports—466, 570.  
Motions—140, 415, 694, 718.  
Conference Committee Reports—1089, 1101, 1129.

## TRAGETON—

Bills—37, 44, 126, 254, 294, 310.  
Committees—1082.  
Committee Reports—365.  
Motions—43, 79, 213, 351, 359, 421, 424, 578, 633, 673,  
706, 717, 718, 772, 820, 822, 909, 910, 1092, 1095,  
1124.  
Resolutions—905.  
Conference Committee Reports—1091.  
Chair—167.

## VAIL—

Bills—103, 174, 210, 254, 293.  
Committees—408, 810, 843, 942, 1048, 1079, 1110,  
1146.  
Committee Reports—217, 218, 284, 285, 286, 366, 405,  
433, 434, 435, 794, 804, 805.  
Motions—150, 229, 232, 304, 352, 408, 467, 474, 491,  
669, 740, 744, 745, 843, 905, 933, 996, 1012, 1075,  
1079, 1083, 1094, 1097.  
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Conference Committee Reports—843, 875, 1009, 1075,  
1095, 1096, 1129.  
Chair—467, 470.

## WARTNER—

Bills—44, 51, 85, 95, 136, 148, 231, 268, 270, 293, 309.  
Committees—408, 998, 1083, 1133, 1143.  
Committee Reports—117, 161, 388, 389, 527, 528,  
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Motions—23, 70, 138, 172, 209, 261, 305, 312, 314,  
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1124, 1146.  
Conference Committee Reports—1026, 1089, 1141,  
1144.  
Chair—962.

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