

Board of Pharmacy, South Dakota.....	\$	14.00
Superintendent of Education, North Dakota.....		187.00
Secretary of Education.....		125.00
South Dakota Fair as per statement.....		60.00

\$ 1,967.50

Respectfully submitted,

HENRY NEILL, } Committee.
E. W. CAMP. }

Which report was adopted.

The Committee on Public Library made a verbal report recommending that each section of the Joint Commission submit sealed proposals for the library, and the section bidding the highest be entitled to the same.

Which report was adopted.

The Committee on Militia Property reported progress and asked time for further consideration.

Which request was granted.

The Committee on Claims and Accounts due the Territory reported that they could find no record of claims on file against the territory, and on motion was granted further time for consideration.

The Committee on Federal Appropriations to the Agricultural College and Experimental Station made a verbal report, and on motion were granted further time to prepare a written report.

Mr. Scott moved that the members of the commission from North Dakota, and the members of the commission from South Dakota each make a proposition in writing for a settlement of all matters except the public records.

Which motion prevailed.

Commission adjourned until 10 a. m., July 25.

BISMARCK, July 25.

Commission met with Mr. Camp in the chair.

Members all present expect Mr. Spalding.

The following propositions were presented and read:

PROPOSITION OF SOUTH DAKOTA COMMITTEE.

PUBLIC INSTITUTIONS.

Each state shall take the institutions located within its boundaries, with its appurtenances, furniture, etc., and shall assume the payment of all indebtedness against the territory, on account of each institution, respectively. That any unexpended balances, either from bonds or direct appropriations, remaining in the territorial treasury at the date of dissolution of the territorial government, shall follow the institution on whose account such bonds were issued or appropriation made, and go to the state which takes such institution.

MISCELLANEOUS PROPERTY.

All other items and articles of personal property, except the Territorial Library and records, shall be divided equally between North and South Dakota.

TERRITORIAL LIBRARY.

Each Commission shall submit a sealed proposition stating a sum certain at which it is willing to take said library, including such books, records and volumes as may be added thereto up to the time of the dissolution of the territorial government, and the library as aforesaid shall go to the section whose bid as above provided, is the highest, and at the amount so bid, and such sum shall be accounted for in the settlement to be made by the Joint Commission.

(This disposition shall also include library in the Auditor's office.)

An arrangement shall be made by this Commission with the Territorial Auditor by which he shall keep and abstract the assessment returns from the several counties of the Territory in two classes or groups, putting and keeping the counties of North Dakota in one class, and the counties of South Dakota in another class, and such distinction and separation shall be maintained and preserved through the Auditor's and Treasurer's office, to the end that all taxes paid into the Territorial Treasurer, from such assessment, by the counties of North Dakota and South Dakota respectively, shall be kept separate and distinct from each other. Any and all claims of the Territory against counties on account of delinquent taxes, shall go to, and belong to the State within which such counties shall be located, and all credits for taxes overpaid by counties shall likewise go to the State within which such counties may be situated. Any balance of cash remaining on hand at the termination of the territorial government, and not otherwise covered by this proposition, or appropriated by law, shall be equally divided between North and South Dakota.

PROPOSITION OF NORTH DAKOTA.

TO THE JOINT COMMISSION:

The Committee from North Dakota makes the Joint Commission the following proposition: All the public institutions and buildings located in South Dakota which State shall assume and pay all bonded indebtedness arising out of and issued for their construction, and the same as to North Dakota, except the Capitol at Bismarck. All personal property and miscellaneous effects now in South Dakota, except militia outfits and accoutrements, shall be the property of South Dakota; and all of the same in North Dakota, except the militia outfits and accoutrements, and also excepting the furniture and fixtures of the Capitol at Bismarck, shall be the property of North Dakota. The State of South Dakota shall pay to the State of North Dakota, as a full settlement of unbalanced accounts and of all claims against the Territory arising out of the unlawful taxation of the Northern Pacific railroad lands, which claims shall be assumed by the State of North Dakota, the sum of \$60,000. Should South Dakota desire the State of North Dakota to assume the ownership and control of the Capitol at Bismarck with its furniture and fixtures, including all claims against the Territory arising out of the acceptance of the grant of lands made to the Territory for Capitol purposes, and further to assume its bonded indebtedness, the State of North Dakota will do so upon the payment by South Dakota to North Dakota of the sum of \$40,000. All other unascertained and unliquidated debts of the Territory of Dakota, shall when proved, be borne equally by the States of North Dakota and South Dakota. And all claims in favor of the Territory shall accrue to the benefit of the respective States in like proportion. The State of North Dakota shall be entitled to all delinquent taxes due the Territory at this date from counties located in North Dakota and the same to South Dakota. From and after March 11, 1889, the State of South Dakota shall be credited with all taxes collected from counties within its boundaries and charged with all moneys paid out by the Territory for appropriations made to the public institutions situated therein, and one half of all other expenditures. And the same as to North Dakota.

Moved that copies of each proposition be furnished each member of the Joint Commission.

The commission then took a recess until 3.30 in the afternoon.

AFTERNOON SESSION.

Members all present, with Mr. Camp in the chair.

The time was employed in the discussion of the respective propositions.

Convention adjourned until 9.30 a. m., July 26th.

BISMARCK, July 26.

Commission was called to order with Major Kellam in the chair. Members were all present except Messrs. Spalding and Sandager.

Moved by Mr. Caldwell that the chairman of the respective commissions be requested to confer and report a plan of settlement.

Which motion prevailed.

At the afternoon session Messrs. Kellam and Camp were instructed to prepare in writing a basis for settlement of all matters to come before the commission except the public records.

Adjourned to 9.30 a. m., July 27.

BISMARCK, July 27th.

Commission was called to order with Mr. Camp in the chair.

Mr. Griggs presented proxy for Mr. Purcell.

All members were present except Messrs. Sandager and Spalding.

Messrs. Kellam and Camp of special committee presented the following report.

GENERAL PLAN OF AGREEMENT PROPOSED AND RECOMMENDED.

PUBLIC INSTITUTIONS.

Each State shall take the public institutions located within its boundaries, with all appurtenances, furniture, etc. And shall assume the payment of all indebtedness against the territory, bonded or funded, on account of such institutions respectively.

All other items of personal property and miscellaneous effects belonging to the territory, except the territorial library, and the territorial records and archives, shall be divided as nearly equally as possible between North and South Dakota. The State of South Dakota shall pay to the State of North Dakota \$42,500, on account of excess of territorial appropriations for the permanent improvement of territorial institutions which under this agreement will go to South Dakota, and in full settlement of unbalanced accounts, and of all claims against the territory, of whatever nature, legal or equitable, arising out of the alleged erroneous or unlawful taxation of Northern Pacific Railroad lands, and the payment of said amount shall discharge and exempt the State of South Dakota from all liability for or on account of the several matters hereinbefore referred to, nor shall either State be called upon to pay or answer to any portion of any liability hereafter arising or accruing on account of transaction heretofore had, which liability would be a liability of the Territory of Dakota had such territory remained in existence, and which liability shall go out of matters connected with any public institutions of the territory situated or located within the boundaries of the other State.