

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.