

Which resolution was made a special order for to-morrow.
Mr. Allen moved that Rev. R. C. Wiley be invited to address the Convention.

Which motion prevailed.

Mr. Wiley then addressed the Convention.

Mr. Williams moved that the Convention adjourn.

Which motion prevailed and the Convention adjourned.

J. G. HAMILTON,
Chief Clerk.

BISMARCK, July 12, 1889.

The Convention assembled at 2 o'clock p. m., pursuant to adjournment.

The President presiding.

Prayer was offered by the Chaplain.

The roll was called, all members being present except Messrs. Bennett, Lohnes, Lowell, Marrinan, Parsons of Morton, and Whipple, who were excused.

The minutes of the preceding session were read and approved.

The Convention proceeded to the consideration of the order of the day, being the consideration of the resolution of Mr. Purcell, empowering the joint commission to settle and adjust the boundary line between North and South Dakota, and that the line so fixed by the commission be the dividing line between said states until changed by the legislatures thereof.

Mr. Purcell moved the following as a substitute therefor:

Resolved, That the delegates appointed by this Convention to form a part of the joint commission to settle and adjust the indebtedness and divide the property, be also empowered to temporarily settle and fix what shall be the 7th standard parallel until such time as the true line shall be ascertained.

Which substitute was adopted.

Mr. Johnson introduced the following as a proposed article of the Constitution, which was read the first and second times and referred to the Committee on Corporations, other than municipal:

ARTICLE — Common carriers shall convey all troops of the state militia when on duty, and all officers of the military, executive, legislative and judicial departments of the state government when traveling on official business, at a uniform rate of not to exceed one cent per mile, to be paid out of the state treasury as provided by law.

Mr. Griggs introduced the following as a proposed article of the Constitution, which was read the first time:

COUNTIES.

SECTION 1. The several counties of the territory of Dakota, lying north of the 7th standard parallel, as they now exist, are hereby declared to be counties of the state of North Dakota.

SECTION 2. No new county shall be established which shall reduce any county to less than four hundred square miles, or to less than two thousand inhabitants, nor shall any county be formed of less area, or containing a less population.

SECTION 3. No county shall be divided, or have any part stricken therefrom, without first submitting the question to a vote of the people of the county, nor unless a majority of all the legal voters of the county voting on the question shall vote for the same.

SECTION 4. There shall be no territory stricken from any organized county unless a majority of the voters living in such territory shall petition for such division, and no territory shall be added to any organized county, unless a majority of the voters living in such county shall vote therefor, but the portion so stricken off and added to another county, or formed in whole or in part into a new county shall be holden for, and obliged to pay its proportion of the indebtedness of the counties from which it has been taken.

SECTION 5. The legislative assembly shall have no power to remove the county seat of any county, but the removal of county seats shall be provided for by general law, and no county seat shall be removed, unless two-thirds of the qualified electors of the county, voting on the proposition at a [general election, vote therefor, and no such proposition shall be submitted oftener than once in four years, and no person shall vote on such proposition, who shall not have resided in the county six months, and in the election precinct ninety days next preceeding such election.

Mr. Moer moved that the article be read the second time by its title.

Which motion prevailed, and

The article was read the second time by its title, and referred to the Committee on County and Township Organization.

Mr. Scott offered the following resolution:

Resolved, That the Committee on Printing be instructed to arrange, upon the most favorable terms, for the printing of the Daily Journal of the Convention—500 copies of the Journals to be bound at the end of the session for distribution among the members and for exchange with other state and territorial libraries, and not less than 300 copies daily to be furnished for the immediate use of the members, either in pamphlet or newspaper form, as the committee may deem best and the Convention may approve.

Mr. Williams moved the adoption of the resolution.

Which motion prevailed.

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

WHEREAS, The road-bed and rolling stock of the Northern Pacific railroad is at present by virtue of its charter, exempt from taxation in this territory, and whereas, it is important and necessary for this Convention to determine whether or not said road bed and rolling stock can be made subject to taxation under the Constitution about to be formed, and whereas, great differences of opinion exist as to the power of this Convention in the premises. Now therefore, be it

Resolved, That the said matter of the power of this Convention to provide for the taxation of said property be referred to the Judiciary Com-

mittee for their opinion thereon and that said committee be and are hereby instructed to report thereon within one week from this date.

Which resolution was adopted.

Mr. Stevens moved that the Journal, in addition to all resolutions, shall contain all articles proposed to be incorporated in the Constitution.

Which motion prevailed.

Mr. Scott offered the following resolution and moved that it be referred to the Judiciary Committee.

Resolved, That no judge of any court established under this Constitution, shall, after the adoption thereof, be allowed to draw or receive any salary unless he shall take and subscribe an affidavit before an officer entitled to administer oaths, that no cause in his court remains undecided, that has been submitted for decision for the period of ninety days.

Which motion prevailed.

Mr. Richardson moved that this Convention do order that all county officers now holding office in the proposed State of North Dakota remain in office and draw their salary until the end of the term for which they were elected, and that their bonds hold good for the same period.

Mr. Scott moved that it be referred to the Committee on Schedule.

Mr. Rolfe moved as an amendment that it be referred to the Committee on County and Township Organization.

Which amendment was lost, and the original motion prevailed.

REPORTS OF SPECIAL COMMITTEES.

MR. PRESIDENT:

Your committee to whom was submitted the matter of committee rooms respectfully submit the following report: There are to be had five rooms in the capitol building, viz.: The offices of the Attorney General, Committee of Immigration, Railroad Commission, Council room and one room off the Council room. There are six rooms in the First National Bank block which can be had for one month for the sum of \$90.00; a janitor will be furnished to take care of the rooms. The rooms are unfurnished, except one which has a desk and some chairs, and one which has a desk. The opinion of the Territorial Secretary is that the congressional appropriation does not cover the expense that may attend the renting of rooms away from the capitol building.

E. D. WALLACE,
HARVEY HARRIS,
ADDISON LEECH.

Mr. Blewett moved that the report be received and placed on file.

Which motion prevailed.

Mr. Miller was excused from attendance on July 13th.

Mr. Carland moved to adjourn.

Which motion prevailed, and the Convention adjourned.

J. G. HAMILTON,
Chief Clerk.