

## TREASURER'S OFFICE.

- No. 17. Two Warrant Registers with Auditor's Receipts.  
 No. 18. Five Letter Books.  
 No. 19. Stub Receipts given for Railroad and other funds paid in.

## ATTORNEY GENERAL'S OFFICE.

- No. 20. Letters and Papers.  
 No. 21. Commissioner of Immigration, Letters and Papers.

## VETERINARY SURGEON.

- No. 22. Letters and Papers.

## RAILROAD COMMISSIONERS.

- No. 22. Letters and Papers.

## BOARD OF HEALTH.

- No. 23. Letters and Papers.

## ADJUTANT GENERAL'S OFFICE.

- No. 24. Correspondence, Etcetera.

Respectfully submitted.

HARVEY HARRIS,  
 E. W. CALDWELL,  
 Committee.

Action on the report was postponed until Monday morning and was referred back to the committee with instructions to report as to what books are necessary to be copied.

The respective sections of the Joint Commission proceeded to prepare sealed bids for the Public Library which, when opened by the secretaries, were as follows:

The bid of South Dakota for the undivided half of the Territorial Library is \$4,000.

A. G. KELLAM,  
 Chairman.

The North Dakota Commission value the Public Library at \$1,500 and will pay South Dakota \$750 for her half interest.

EDGAR CAMP,  
 Chairman.

Commission adjourned to meet meet Monday, July 29.

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 BISMARCK, July 29.

Commission was called to order by Mr. Camp.

The Committee on Final Agreement was not ready to report and the Commission adjourned to meet at 10 a. m., July 30.

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 BISMARCK, July 30.

Commission met with Major Kellam in the chair.

All members were present.

The Committee on Records made the following report according to instructions of July 29:

BISMARCK, D. T., July 29, 1889.

GENTLEMEN OF THE JOINT COMMISSION: Your sub-committee to whom was referred the duty of making a list of such records in the several territorial offices as in their judgment were necessary for the respective states to have in their possession in order that the officers thereof could commence business, beg leave to report as follows:

In our judgment the records referred to are to be found in the offices of the Auditor and Treasurer.

In the Auditor's office there is the Current Appropriation Ledger, which contains not only the appropriations made by the last Legislature, but also the balances of previous appropriations, and it therefore shows the condition of every account up to date. There is also in said office a Warrant Register, in which the more recent warrants, covering a period of probably three years, have been entered in numerical sequence. This book may be said to be the Journal of the final transactions of the office and is the book of original entry. In addition to showing the number, date, payee and purpose of each warrant, it shows also its date of cancellation. In the insurance department of the Auditor's office there is a record showing the names and residences of agents appointed by the several companies in the different judicial districts of the territory, and as undoubtedly each state will be required to know who is authorized to represent any particular company, the transcription of this book would be necessary even though its application can cover only two months of statehood existence, as it expires December 31. From the same department your committee would also recommend that there be produced a list of insurance companies entitled to do business in the several judicial districts of the respective states. This information is nowhere collated in such form that transcription would supply the desired information. It is our judgment that copies of the volumes referred to above would enable the Auditor's office of either State to inaugurate business in its several departments.

In the Treasurer's office there are the following records which we would recommend should be transcribed: The ledger showing the receipts and expenditures of the several bond funds and the general funds of the territory. Also the ledger showing the charges against the several counties by reason of the assessments made upon property therein during recent years, and showing likewise the payments made by said counties upon such assessments. Also one cash book showing detailed receipts and expenditures during recent years. Also one general bond register, giving the purpose for which bonds have been issued, with their dates, denominations, etc.

Respectfully submitted,

HARVEY HARRIS,  
E. W. CALDWELL,  
Committee.

### The following proposition was submitted by Major Kellam:

This Commission shall agree upon a division of all records, files and books not already provided to be copied, in manner following, to-wit:

All records and files pertaining exclusively to institutions in South Dakota shall be the property of South Dakota, and all records and files pertaining exclusively to institutions in North Dakota shall be the property of North Dakota.

All other records, etc., not provided to be copied or divided as above shall be divided and grouped into two lots, as nearly of equal importance and value as possible, but so that the records of no office shall be divided by such grouping. Each State to have one of such two groups, to be determined by lot by this Commission.

All records shall remain at the Capitol of North Dakota. South Dakota may at any time take possession of such of the records and files as under this agreement become the property of South Dakota, giving North Dakota reasonable time to make copies or abstracts thereof.

If either State requires copies or abstracts of the records which under this agreement go to the other State, the expense thereof shall be borne equally by the two States.

It shall be determined by lot which State shall take the originals and which the copies of such records as are arranged by this Commission to be copied.

Mr. Caldwell moved that the books and records recommended in the report of the committee be copied.

Carried unanimously.

After discussion of the proposition presented by Major Kellam, the Commission adjourned to meet at 2 p. m.

AFTERNOON SESSION.

Major Kellam in the chair.

All members present.

The proposition submitted at the morning session by Mr. Kellum was reread and Mr. Caldwell moved that the plan proposed in the proposition be adopted.

Adopted.

Messrs. Griggs, Harris, Scott and Price voting no.

All others aye.

The committee on records reported that they had divided the books and records according to the plan proposed, into two lots, as follows:

First Lot, The books, records and papers in the Governor's and Secretary's office.

Lot Two, The books, records and papers of all other offices of the territory, as follows, to-wit: Auditor's office, Treasurer's office, Attorney General's office, Railroad Commissioners's office, Commissioner of Immigration, Superintendent of Public Instruction, Veterinary Surgeon's office, Adjutant General's office, Supreme Court records and Board of Health.

Mr. Elliott moved that the report be adopted.

Carried unanimously.

Moved by Mr. Caldwell that Mr. Hayden, one of the secretaries draw lots for first choice.

Carried unanimously.

The drawing resulted in first choice for North Dakota.

North Dakota Commission chose Lot No. 1, consisting of books, papers and records in the offices of Governor and Secretary.

On motion of Mr. Caldwell the matter of division of records, books and files as decided by the Commission, was referred to the committee appointed to prepare the articles of agreement to be incorporated therein.

The Committee on Military Property submitted a verbal report, presenting reports of the officers having charge of military supplies, giving the amount, location and estimated value of the same, and the committee stated that it appeared from said report that the supplies were very nearly equally distributed between North Dakota and South Dakota.

The committee recommend that the supplies already distributed to the militia remain at the present location and become the prop-

erty of the State in which said property is located, and further recommended that the property stored at the Capitol consisting of 944 50-calibre rifles, 80 45-calibre rifles, 35,000 rounds of 50-calibre ammunition, 35,000 rounds of 45-calibre ammunition, 12,000 rifle balls, one case (10) cadet rifles, be equally divided between the States of North Dakota and South Dakota.

The report was referred to the Committee on Final Agreement.

The articles of agreement so far as prepared were read and discussed. After some minor changes and recommendations the report was referred back to the committee for revision and final completion.

Mr. Camp moved that Mr. Caldwell and Mr. Purcell be appointed a committee to draft articles to be presented to the respective Conventions for insertion in the Constitution of the respective States.

Unanimously carried.

Adjourned to meet at 11 a. m., July 31.

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BISMARCK, July 31.

Mr. Camp in the chair.

Members all present.

Committee on Agreement read the additional articles prepared, which after a few verbal changes, were agreed upon.

The committee to prepare the articles for the Constitutions submitted a draft of their report, which after discussion, was referred back to them to be completed.

Mr. Kellam introduced the following resolution:

*Resolved*, That when this Joint Commission adjourns it adjourn to meet at the joint call of the chairman of the respective committees composing this Joint Commission; the time and place of such meeting to be determined by the said chairmen and announced in the call.

Adopted.

Adjourned to meet at 3.30 p. m.

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BISMARCK, July 31, 2.30 p. m.

Mr. Camp in the chair.

The members all present.

The final agreement as prepared by the Commission was submitted, as follows:

WHEREAS, By an act of Congress approved February 22, 1889, entitled "An Act to provide for the division of Dakota into two States, and to enable the people of North Dakota, South Dakota, Montana and Washington to form Constitutions and State governments and to be admitted into the Union on an equal footing with the original States, and to make donations of public lands to such States," it was among other things provided that when the Constitutional Convention for North Dakota and the Constitutional Convention for South Dakota, which by said act were duly provided for and authorized, should assemble and