

ACT 143.

AN ACT to create a Commission to adjust the controversy between the State of Arkansas and Caldwell & Drake, and for other purposes.

SECTION

1. Relieves Capitol Commissioners from their duties as such; discharges architect of capitol building; cancels contract with Caldwell & Drake.
2. Creates commission to adjust controversy with Caldwell & Drake over amounts due them.
3. Commission may employ a stenographer, etc.
4. Commission to file reports with certain officials.
5. Witnesses testifying falsely to be punished for perjury.
6. Commission to be paid by warrants on State Treasurer.
7. Governor may appoint counsel for Commission.
8. State faith pledged to stand by action of Commission.
9. Act in force from passage.

Be It Enacted by the General Assembly of the State of Arkansas:

SECTION 1. That the members of the present Capitol Commission are hereby relieved from further duty and aid commission is hereby abolished. The members of aid commission are directed to deposit with the Auditor of State all records and papers of every kind whatever belonging to said commission. That the services of the present architect of the State Capitol are hereby dispensed with. That the contract entered into between the State Capitol Commission and Caldwell & Drake in August, 1903, for the erection of the Capitol building, be and the same is hereby annulled, cancelled and set aside.

SECTION 2. That there is hereby created a commission to be known as "A Commission to Settle the Contro-

versy between the State of Arkansas and Caldwell & Drake." Said commission shall be composed of the following citizens of Arkansas, E. A. McCulloch, Jacob Trieber and John H. Rogers. That immediately after the passage of this Act said commission will convene in Little Rock and effect its organization by electing one of its members chairman. That upon the organization of said commission if Caldwell & Drake shall file with said commission their agreement in writing to accept its action in full settlement and satisfaction of all their claims, on account of their contract to erect the Capitol building, said commission will proceed to investigate the controversy, hear such testimony as it may deem proper, and make such report as it may deem a just and equitable settlement of the whole matter, fixing the amount, if any, the State should pay Caldwell & Drake, and what amount, if any, Caldwell & Drake should refund to the State, if the commission finds they have been paid more than was justly and fairly due them.

SECTION 3. Said commission is authorized and empowered to adopt its own methods of procedure; to employ a stenographer, and each member thereof is authorized to administer oaths to witnesses. If, after said commission enters upon its duties, either member thereof becomes unable to serve by reason of sickness and resigns, or a vacancy is caused by the death of either member, then in either event the other two commissioners are authorized to choose a commissioner to fill the vacancy, whose powers and duties shall be just the same as the powers and duties of the commissioners selected by this Act.

SECTION 4. The commission will file its report in the office of the Secretary of State, transmitting a copy thereof to the President of the Senate and Speaker of the House of Representatives and Governor of the State.

SECTION 5. If any witnesses shall testify falsely at the hearing before the commission, he shall be deemed guilty of perjury and be punished as in cases of perjury.

SECTION 6. The expenses of the commission and the salary of the stenographer shall be paid by the State Treasurer upon warrants issued by the Auditor, and the Auditor will issue such warrants as may be necessary to cover such items as the commission may certify to him for issuance.

SECTION 7. The Governor is authorized to employ counsel to represent the State before the commission, and he shall certify to the Auditor the name of the counsel employed and the amount of compensation; whereupon the Auditor shall issue his warrants upon the Treasurer therefor and the same shall be paid by said Treasurer.

SECTION 8. The faith of the State is hereby pledged to abide by and carry into effect the commission.

SECTION 9. That this Act take effect and be in force from and after its passage.

Approved April 20, 1909.

ACT 144.

AN ACT to provide for the Creation of Drainage Districts in Little River County, Arkansas.

SECTION

1. Provides for the creation of drainage districts in Little River County.
2. Order establishing district to be void unless petition of majority of land owners is filed in one year.
3. Findings of County Court to have the force of a judgment; appeal may be taken.