

material purchased to carry out the provisions of this Act shall, in so far as practicable, be products of the Territory of Alaska.

Grounds to be donated.

Section 4. No part of the sum hereby appropriated, or any other Territorial monies, may be used for the purchase, rental or acquisition of the grounds on which such addition shall be built, and such grounds must be furnished to the Territory without cost to the Territory.

Emergency.

Section 5. An emergency is hereby declared to exist and this Act shall be in full force and effect from and after the date of its passage and approval.

Approved May 2, 1929.

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## CHAPTER 108.

### AN ACT

[H. B. 31]

To appropriate the sum of Seventeen Thousand Two Hundred Dollars (\$17,200.00) to aid shipping in the Territory of Alaska, along the coast of Seward Peninsula, from St. Michaels to Kotzebue, and for the advertising for bids, repealing Chapter 34 Session Laws of 1927 and declaring an emergency.

*Be it enacted by the Legislature of the Territory of Alaska:*

Governor may contract for Seward Peninsula shipping.

Section 1. That the Governor of Alaska is authorized to contract to pay a sum of money, not to exceed Ten Thousand Dollars (\$10,000.00) and not to exceed Five Thousand Dollars (\$5,000.00) in any one year, to the owner or charterer of any ship or vessel of American registry, of cargo capacity of not less than forty tons under deck and a passenger capacity of not less than twenty (20) persons and a loaded draft of not to exceed seven (7) feet, and a maximum speed of not less than eight (8) knots per hour, who shall operate such ship or vessel in the coastwise trade, as a common

Requirements of vessel.

carrier of freight and passengers from Nome to Kotzebue, touching at Teller, Wales, Shismareff, Deering, Keewalik, and making not less than seven (7) regular stated trips and return not less than once each two (2) weeks during the season when navigation is open in the aforementioned waters under such conditions as are provided for in Sections three, four, five and six of this Act.

Section 2. That the Governor of the Territory of Alaska is authorized to contract to pay a sum of money not to exceed Seven Thousand Dollars (\$7,000.00) and not to exceed Three Thousand Five Hundred Dollars (\$3,500.00) during any one year, to the owner or charterer of any ship or vessel of American registry, of a cargo capacity of not less than thirty (30) tons under deck and a passenger capacity of not less than twenty (20) persons, and a loaded draft not to exceed seven (7) feet, and a maximum speed of not less than eight (8) knots an hour, who shall operate such ship or vessel in the coastwise trade, as a common carrier of freight and passengers, from Nome to St. Michaels, touching at Solomon, Bluff, Chinik, Unalakleet, and make not less than sixteen (16) regular stated trips not less than once each week during season when navigation is open in the aforementioned waters under such conditions as are provided for in Sections three, four, five and six of this Act.

Section 3. That the Governor of the Territory after the passage and approval of this Act, shall call for bids or offers to operate such ships or vessels for the biennium, of the size and speed herein required over the aforementioned routes, which shall specify the maximum draft, minimum size, cargo capacity, tonnage, speed and passenger accommodations to be afforded by such ships or vessels and which accommodations shall be reasonable and in proportion to the size of the ships.

In awarding contract to consider—

In awarding the contract, the Governor shall take into consideration the ability of the bidder to render the service required and shall make the award to the lowest responsible bidder; provided, however, that if the Governor considers the bids excessive he may in his discretion reject all of said bids and call for new bids.

Payment how made.

The Treasurer of the Territory shall pay to the person, persons or corporation to whom the subsidy shall be awarded the amount of money due such person, persons or corporation upon warrants drawn in payment of vouchers approved by the Governor.

Proviso.

Provided, however, that should such subsidized ship or vessel be lost, wrecked or damaged the Governor shall have authority to disregard the specifications set forth in this call for bids and permit the contractor to temporarily carry out the service herein contemplated with such ship or vessel as may be chartered in those waters without affecting the claim of contractor for subsidy by reason of such disregard of specifications; provided said ship or vessel shall be of American registry and pass full inspection as provided by law for vessels or ships of its class.

Further proviso.

And further provided that in case of damage to said subsidized vessel during the season of navigation the specifications above referred to may be set aside only for such length of time as is necessary to repair such damage; that report concerning the damage and the length of time required for repairing such damage shall be submitted to the Governor by the operator or operators of such ship or vessel; that upon receipt of such report the Governor shall specify the duration of time during which the required specifications shall be set aside on account of such damage to such subsidized ship or vessel.

Subsidy to be paid how.

Section 4. The subsidy herein provided for may, in the discretion of the Governor, be paid for as follows: fifty

per centum for the period ending August 15 of each year, and the balance after the close of navigation upon the submission of reports and vouchers which shall be prescribed and required by the Governor and upon proof submitted to the Governor of Alaska by the Deputy United States Customs Collector at Nome, Alaska, that the conditions of the contract for subsidy have been fulfilled for such periods; provided that the reports, information and vouchers required under this Act, except as to proof of service, may be deferred by the Governor until final claim by the contractor for the year's subsidy; provided, however, that inability, Proviso. due to stress of weather or ice conditions, to touch at any point along such routes, not provided with proper docking or harbor facilities, shall not prevent the owners or charterers of the ships or vessels from receiving the moneys otherwise earned nor shall the inability to touch at such places, for the reasons herein stated, be made a cause for reducing the amount of the subsidy for any part of the period of open navigation.

Section 5. The owners or charterers when awarded a contract shall immediately publish and submit to the Governor for approval a tariff of freight and passenger rates, which rates shall be reasonable, under penalty of forfeiture of the subsidy; and the Governor, when he so finds, shall have the power to declare a rate or rates excessive, or inadequate, and the contractor shall correct his tariff schedule accordingly. Tariff to be published, by whom.

Tariff excessive, effect of.

Section 6. It shall be a condition in the awarding of any contract or subsidy under this Act that the contractor shall make the trips within the time stated, shall receive and carry all passengers and freight offered up to capacity load and shall carry no passengers nor freight for himself or others at any other rate than that approved by the Governor and, at the close of navigation and prior to the payment of any amounts due the contractor, shall make a report under oath Additional conditions of contract.

stating that he has carried on all trips all passengers and freight offered up to capacity load, that he has carried no passengers nor freight for himself or others for which the published tariff rates have not been accounted for in his report; and shall make a separate return of all freight and passengers carried for himself or affiliated parties and also giving the following information:

(a) Tariff sheet of freight and passenger rates for the route covered.

(b) Total tonnage and total number of passengers carried on each round trip.

(c) Gross earnings from passenger, freight and mail service rendered for each round trip, segregating the same according to the three classes here mentioned.

(d) The gross expense and the gross earnings for the season on the route covered.

Contractor's books open to inspection by whom.

Section 7. That the books of said contractor shall be open for inspection by the Governor or other authorized agent of the Territory.

Expenditures for advertising for bids.

Section 8. The Governor is authorized to expend a sum of money not to exceed Two Hundred Dollars (\$200.00) for the biennium, for advertising for said bids or offers in accordance with the provisions of this Act.

Appropriation for subsidies and advertising.

Section 9. The sum of Seventeen Thousand Two Hundred Dollars (\$17,200.00) is hereby appropriated for the purpose of carrying out the provisions of this Act.

Subsidies, applied how.

Section 10. It being the intention of this Act that the contractor shall receive only such portion of the subsidy as shall be necessary to bring the net profits up to the amount of the subsidy, only such part of the subsidy shall be paid the contractor as, when added to the net profits, make a total not exceeding

the total amount of the subsidy such contractor would be entitled to receive under the prior provisions of this Act.

Section 11. Chapter 34 of the Session Laws of 1927 <sup>Repeal.</sup> is hereby repealed.

Section 12. An emergency is hereby declared to <sup>Emergency.</sup> exist, and this Act shall take effect immediately on its passage and approval.

Approved May 2, 1929.

## CHAPTER 109.

### AN ACT

[H. B. 43]

To accept the benefits of the provisions of an Act of Congress entitled "An Act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an Act approved July 2, 1862, and of the Acts supplementary thereto", approved March 2, 1887, as amended and supplemented and known as the Hatch Act; and an Act entitled "An Act to provide for cooperative extension work between agricultural colleges in the United States receiving the benefits of an Act of Congress approved July 2, 1862, and of Acts supplementary thereto, and the United States Department of Agriculture" approved May 8, 1914, as amended and supplemented, and known as the Smith-Lever Act, as the same are extended to the Territory of Alaska by an Act of Congress entitled "An Act to extend the benefits of the Hatch Act and the Smith-Lever Act to the Territory of Alaska", approved February 23, 1929, and declaring an emergency.

*Be it enacted by the Legislature of the Territory of Alaska:*

Section 1. The grants of moneys authorized by Act of Congress entitled "An Act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an Act approved July 2, 1862, and of the Acts sup-

Benefits of Congressional Acts providing for agricultural experiment stations accepted.