

board of arbitration, which board shall be composed of one employer and one employe engaged in the same or similar occupation to the one in which the dispute exists, but who are not parties to the controversy or dispute, and to be selected by the respective parties to the controversy; the third arbitrator may be selected by the two first-named arbitrators, and said third arbitrator so selected shall be president of the board of arbitration; and upon the failure of the two first-named arbitrators, as aforesaid, to agree upon the third arbitrator, then the chief of said bureau of industrial statistics shall act as third arbitrator, or he may deputize, in writing, some person officially connected with said bureau to so act, and the said chief, or the person who may be so deputized by him, shall act as president of said board.

1904, art. 89, sec. 5. 1904, ch. 671, sec. 3.

5. The president of the said board, provided in section 4 of this sub-title, shall have power to summon witnesses, enforce their attendance and administer oaths and hear and determine the matter in dispute, and within three days after the investigation render a decision thereon, a copy of which shall be furnished each party to the dispute, and shall be final.

*Ibid.* sec. 6. 1904, ch. 671, sec. 4.

6. In all such cases of dispute, as aforesaid, as in all other cases, if the parties mutually agree that the matter in dispute shall be arbitrated and determined in a mode different from the one hereby prescribed, such agreement shall be valid, and the award and determination thereon by either mode of arbitration shall be final and conclusive between the parties. It shall be lawful in all cases for an employer or employe, by writing under his hand, to authorize any person to act for him in submitting to arbitration and attending the same.

*Ibid.* sec. 7. 1904, ch. 671, sec. 5.

7. The board of arbitration shall employ a clerk at each session of the board, who shall receive three dollars per day for his services, to be paid, upon the approval of the chief of the bureau of industrial statistics, out of the funds appropriated for the expenses of the bureau of industrial statistics.

*Ibid.* sec. 8. 1904, ch. 671, sec. 6.

8. Should the chief of the bureau of industrial statistics or the person deputized by him, as aforesaid, fail to mediate or secure the consent of the parties to the controversy or dispute to submit the matter to arbitration, then the said chief of the bureau of industrial statistics or the person deputized by him, as aforesaid, shall proceed to thoroughly investigate the cause of the dispute or controversy; he shall have the authority to summons both parties to appear before him and take their statements, in writing or under oath, and having ascer-