
CHAPTER 149.APPROPRIATION FOR MAINTENANCE SCHOOL OF MINES AT
RAPID CITY.

AN ACT to Provide Funds for the Maintenance of the School of Mines at Rapid City, Dakota, for the Ensuing two Years.

Be it Enacted by the Legislative Assembly of the Territory of Dakota:

§ 1. APPROPRIATION.] There is hereby appropriated out of any funds in the Territorial Treasury, not otherwise appropriated, for the maintenance of the School of Mines, at Rapid City, Dakota, for the ensuing two years, the following sums or so much as may be necessary to pay the current and contingent expenses:

For teachers, and janitors' salaries, fifteen thousand (15,000) dollars.

Reports on mineral resources and printing, two thousand (2,000) dollars.

Water works, electricity, library, fuel and contingent expenses, three thousand (3,000) dollars.

§ 2. This act shall take effect and be in force from and after its passage and approval.

Approved, March 11, 1887.

SEED LIEN.

CHAPTER 150.PROVIDING MANNER OF SECURING LIEN ON CROPS FOR SEED
FURNISHED.

AN ACT Creating Liens on the Crops of Persons Buying Seed on Credit, and Providing the Manner of Filing and Foreclosing the Same.

Be it Enacted by the Legislative Assembly of the Territory of Dakota:

§ 1. HOW LIEN MAY BE HAD.] Any person, copartnership, association or corporation who shall furnish to any person wheat, oats, barley, rye, corn, flax or potatoes, to be sown or planted upon any lands owned, used, occupied or rented by such person, shall

have a lien only upon the crop produced from the kind of seed furnished by such person upon the lands aforesaid, upon filing the notice hereinafter specified, to secure payment for the seed so furnished.

§ 2. PRIORITY OF LIEN.] Such liens shall have priority in the order of the filing thereof, and shall have preference over all other liens and incumbrances upon said crops, created subsequent to the passage and approval of this act, if filed within thirty days after the seed grain is furnished.

§ 3. LIEN TO BE FILED.] Any person, copartnership, association or corporation entitled to a lien under this act shall make an account in writing, stating the quantity of seed furnished in bushels, by kind, and the value thereof, the name of the person to whom furnished, and a description of the land upon which the same has been, or is to be planted or sown, and after making oath to the correctness of the account, shall file the same in the office of the register of deeds of the county where the person to whom such seed is furnished resides, except when such person resides in an unorganized county, and in such case, said statement shall be filed in the county to which said unorganized county is attached for judicial purposes.

§ 4. DUTY OF REGISTER OF DEEDS.] It shall be the duty of the register of deeds to file and enter said statements in the manner required by law for the filing and entry of chattel mortgages, and he shall be entitled to a fee of ten cents therefor. And the filing of said statements in conformity to this act operates as a notice to all subsequent purchasers and incumbrances of said property.

§ 5. WHEN LIEN MAY BE FORECLOSED.] Whenever the condition of the agreement, in pursuance of which the seed was furnished, have [has] been broken, the said lien may be foreclosed by a sale of the property embraced in said lien, upon the notice and in the manner provided by law for the foreclosure of chattel mortgages; *Provided*, This act shall not be so constructed as to prevent the foreclosure of said liens by action.

§ 6. PENALTY FOR FALSE PRETENSES.] Any person who shall obtain wheat, oats, barley, rye, corn, flax seed or potatoes as aforesaid, to be sown or planted, and who shall use the same or any part thereof, without the written consent of the party who furnished seed aforesaid, for any other purpose, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment, in the county jail, not exceeding six months and by a fine not exceeding five hundred dollars, or by both such fine and imprisonment.

§ 7. This act shall take effect and be in force from and after its passage and approval.

Approved, March 11, 1887.