

shall fail to pay said charges, costs and fees as aforesaid within twenty-four hours after said change of venue shall have been granted, then such change of venue shall fail, and the justice before whom such cause, hearing or examination was commenced shall proceed to hear, pass upon and determine said cause, hearing or examination the same as though said change of venue had been asked for or granted.

Approved March 9, 1891.

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## LAWS.

### CHAPTER 82.

[H. B. No. 185.]

#### PROVIDING FOR COMPILATION.

AN ACT Entitled, "An Act to Provide for the Compilation, Publication, Distribution and Sale of the Laws of the State of North Dakota.

WHEREAS, There has been no legalized compilation of the laws of this State; and

WHEREAS, The laws passed at the several sessions of the Legislature of the Territory of Dakota and of the State of North Dakota are somewhat confused and inconsistent and do not conform to our State Constitution, and are now practically out of print, so that to ascertain the law on many subjects, it is attended with great labor, difficulty and uncertainty; and

WHEREAS, There are many measures that the present Legislature will not have time to properly consider and perfect; therefore

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. COMMISSION, HOW CONSTITUTED—DUTIES OF.] That there shall be appointed by the Governor, not later than the 1st day of May, 1891, a committee of three persons, two of whom shall be reputable attorneys admitted to practice in the highest courts of this State, and one of whom shall be an experienced business man, whose duty it shall be to compile, arrange, classify and report the laws of this State which may be in force on the 1st day of July, A. D. 1891. In such compilation there shall be, so far as practicable, an arrangement according to the general method of classification adopted in the Revised Code of 1877 of the Territory of Dakota. Each chapter or subdivision of a chapter shall be headed by a syllabus of its con-

tents, and shall have brief and comprehensive marginal notes, which shall state, in addition to the subject matter, the date of its enactment and the original number of the chapter and section. The laws so compiled shall be comprehensively and accurately indexed, and prefaced with a general table of contents, and such directions as shall serve to facilitate reference. In an appendix to the volume of General Laws, as compiled, shall be printed the Congressional act for the organization of the Territory of Dakota and subsequent acts of Congress amendatory thereto, the "Enabling Act," the Constitution of the United States and of the State of North Dakota. Such appendix shall also contain a list of the titles of all Special and General Laws passed since 1877, arranged by years, with the General and Special Laws classified separately, with notes showing which acts or parts of acts have been repealed, and when, and which have become obsolete, and why. The said compilers shall report to the next session of the Legislature any contradictions, inconsistencies or omissions found in existing laws, and shall draft and report to the next session of the Legislature such revenue and other laws as in their judgment would be of use and benefit to the State, for the information, assistance and action of such Legislature. The current expenses of said Committee for stationery, postage and other incidental matters pertaining to the compilation and arrangement of said laws, shall be paid out of the State Treasury, on verified accounts, approved by the Governor, and the State Auditor is hereby directed to draw his warrants for the amounts of such verified accounts, approved as aforesaid.

§ 2. COMPILATION TO BE ACTED UPON BY THE LEGISLATIVE ASSEMBLY—PRINTING—DISTRIBUTION.] When the compilation and report so made, as aforesaid, shall have been acted upon by the next Legislature, and the said committee have incorporated in such compilation the laws passed at such session, they are hereby authorized to make a contract, subject to approval by the Governor, for printing and binding the laws so compiled, and to supervise the execution thereof. Such contract shall be made with the lowest and best bidder for such work, after advertisement for proposals in at least three newspapers printed in this State, for one month prior to the letting of such contract, which advertisement shall designate the quality of paper and binding and style of the type to be used in the work. Said committee shall have the power to reject any and all proposals for the execution of the work, and to re-advertise and secure further bids. The committee shall certify to the Governor the amounts which may become due under such contract for said work, and, upon the Governor's approval thereof, the Auditor shall issue his warrants upon the Treasurer for payment of the sums so certified. Said laws shall be printed in one octavo volume, bound in law sheep on heavy paper covers. There shall be printed and bound as aforesaid, 2,000 copies of such Compiled Laws, and delivered to the

Secretary of State for distribution and sale, and the Governor shall issue his proclamation announcing such fact and his acceptance of such compilation and revision, and thirty (30) days after the date of such proclamation said compilation shall go into effect, and thereafter the laws so compiled shall be received by all the courts and officers of this State, as original enrolled acts approved and filed in the office of the Secretary of State, as now provided by law. And the Secretary of State shall distribute one copy of the same to each of the following: The principal officers in charge of each public institution in the State, and to each library association organized and maintained for the benefit of the public in any county or town in the State, one copy to the judges of the district and probate courts, and states attorneys, one copy to each clerk of the district courts, sheriff, register of deeds, auditor, treasurer, coroner, superintendent of public schools, chairman of board of county commissioners, and to the board of supervisors of each civil township in the county for use and reference of township officers not otherwise herein specified. And the Secretary of State shall offer for sale and sell said Revised Laws as follows: For each copy sold he shall receive 20 per cent. above the price paid to the publishers for each copy published. And all money received from the sale of said Laws shall be by him turned into the State Treasury.

§ 3. COMPENSATION OF COMMISSION.] Each of said committee so appointed shall receive for all such service performed under the provisions of this act the sum of \$2,500 and the State Auditor is hereby directed to draw warrants quarterly upon the State Treasurer for the amount due each of said committee. Said warrants to be approved by the Governor as shown by duly verified vouchers filed by each of said committee and the said committee when organized are hereby authorized to employ a competent clerk who shall receive for his services the sum of \$1,000 to be paid by the Treasurer upon the warrant of the State Auditor duly approved by the Governor.

§ 4. REPEAL.] All acts and parts of acts inconsistent with this act are hereby repealed.

§ 5. EMERGENCY.] Whereas an emergency exists in this, that provision is made in this act for the appointment of the committee herein provided for not later than the 1st day of May, 1891, therefore this act shall take effect and be in force from and after its passage and approval.

Approved March 10, 1890.

## CHAPTER 83

[S. B. No. 133.]

## RELATING TO DISTRIBUTION OF SESSION LAWS.

AN ACT to Amend Section 26, Chapter 119, Laws of 1890, Entitled "An Act in Relation to Printing and Binding for the State, to Create a Printing Commission, Providing for the Distribution of Public Documents, Reports and Session Laws, Prescribing the Duties of State Officers in Relation Thereto and Making an Appropriation for Document Fund."

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. AMENDMENT.] That Section 26 of Chapter 119, Laws of 1890, entitled "An Act in relation to printing and binding for the State, to create a Printing Commission, providing for the distribution of public documents, reports and Session Laws, prescribing the duties of State officers in relation thereto, and making an appropriation for Document Fund," be amended to read as follows:

Sec. 26. WHO ENTITLED TO LAWS.] Every member and officer of the Legislative Assembly, for himself, shall have a copy of the laws; every judge and clerk of court of record; every justice of the peace, constable, chairman of the board of township supervisors, township clerk; every mayor, auditor, treasurer, clerk, recorder, alderman, or trustee of any ward in any city or incorporated village; every county auditor, treasurer, sheriff, register of deeds, court commissioner, county attorney, county superintendent of schools, surveyor, coronor, and county commissioner is entitled to receive one copy of the General Laws passed at each session of the Legislative Assembly, for their use while filling such offices, but every such officer, except members and officers of the Legislative Assembly, shall deliver the same to his successor in office, for his use while filling such office; and if any person refuse, on demand being made, to make such delivery, he shall forfeit and pay not less than five (5) nor more than fifteen (15) dollars, to be recovered in any action brought by the successor in office of any such person, in the name of the State of North Dakota, for the use of the county where such action is brought, before any justice of the peace in such county.

§ 2. REPEAL.] All acts and parts of acts in conflict with this act are hereby repealed.

§ 3. EMERGENCY.] An emergency exists in that the distribution of laws herein provided for will take place before July 1, 1891; therefore this act shall be in force from and after its passage and approval.

Approved March 9, 1891.