

temperature below that of 120 degrees above the zero point of Fahrenheit's thermometer as shown by said apparatus, or which for any reason whatever shall not remain clear and transparent upon being cooled to a temperature equal to that of 20 degrees above the zero point of Fahrenheit's thermometer, or which shall deposit any solid particles of paraffine when cooled as aforesaid; and the cask, barrel or other package containing the same shall be marked "Rejected," and said brands or devices as are hereinafter mentioned for approval or rejection of laws shall further contain the words "Fire Test," followed by numerals stating the temperature at which said oils will burn upon application of the test prescribed in this act; *Provided*, That the inspector may use for this purpose numerals that only are divisible by ten.

§ 3. AMENDMENT.] Amend Section 10 of said chapter by striking out the figures "100" and inserting in lieu thereof "120."
Approved, March 6, 1893.

PERSONAL PROPERTY.

CHAPTER 78.

[S. B. No. 184.]

FRAUDULENT TRANSFERS OF PERSONAL PROPERTY.

AN ACT to Amend Section 2024 of the Civil Code, Being Section 4657 of the Compiled Laws, Compilation of 1887, in Relation to Transfers of Personal Property.

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

§ 1. AMENDMENT.] That Section 2024 of the Civil Code, being Section 4657 of the Compiled Laws of 1887, be and the same is hereby amended so as to read as follows:

§ 2024. PRESUMPTION.] Every sale made by a vendor of goods and chattels in his possession or under his control, and every assignment of goods and chattels, unless the same is accompanied by an immediate delivery, and followed by an actual and continued change of possession of the things sold and assigned, shall be presumed to be fraudulent and void as against the creditors of the vendor or assignor, or subsequent purchasers in good faith, unless those claiming under such sale or assignment make it appear that the same was made in good faith and without any intent to hinder, delay or defraud such creditors or purchasers.

§ 2. EMERGENCY.] Whereas, An emergency exists in that there is no proper or adequate law of this State for the complete

preservation of the rights of parties having transactions of the character herein referred to; therefore, this act shall take effect and be in force from and after its passage and approval.

Approved, March 6, 1893.

CHAPTER 79.

[H. B. No. 18.]

REDEMPTION OF PERSONAL PROPERTY FROM MORTGAGE.

AN ACT to Amend Chapter 26 of the General Laws of 1889, Entitled "An Act to Give Publicity to Chattel Mortgage Sales, as Amended by Chapter 40 of the General Laws of 1890" by Adding After Section 9 of said Chapter 26, the Following Sections as Sections 10, 11 and 12 of Said Chapter 26.

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

§ 1. AMENDMENT.] That Chapter 26 of the General Laws of 1889, entitled "An act to give publicity to chattel mortgage sales as amended by Chapter 40 of the General Laws of 1890," be amended by adding after Section 9 of Chapter 26, Sections 10, 11 and 12, which shall read as follows:

§ 10. REDEMPTION FROM SALE—MANNER OF.] That any mortgagor of personal property or his grantee or assignee shall be permitted to redeem from any sale of chattels, under any mortgage hereafter executed, within five days after said sale, exclusive of the day of sale, by depositing with the owner of the mortgage at the date of sale, his attorney or agent, or the sheriff of the county where the sale was made when sale is made by said sheriff, the amount for which said property was sold, with the cost of sale and interest at the rate of seven per cent. per annum from date of sale, and the sheriff or other person making such sale, is to retain the possession of the property sold until the expiration of said five days, and shall be entitled to his reasonable expense in caring for the same.

§ 11. PROPERTY SUBJECT TO REDEMPTION—NOT TO BE REMOVED FROM COUNTY.] Any person removing any personal property from the county in which it was sold, prior to the period herein provided for redemption, without the written consent of the owner of said property at time of sale shall be guilty of a misdemeanor.

§ 12. CERTIFICATE OF REDEMPTION.] Upon the deposit or tender of the said amount necessary to redeem from any such chattel mortgage sale, the owner of the property so sold on tendering said amount shall be given a receipt or certificate of redemption from said sale particularly describing said property, which receipt or certificate when filed with the register of deeds

of the county where said property was sold shall release all of said property from the mortgage whereon said sale was based.

§ 2. REPEAL.] That all acts or parts of acts in conflict with the provisions of this act are hereby repealed.

§ 3. EMERGENCY.] There being no adequate law upon our statutes regarding the redemption of chattel mortgage property; therefore, this act shall take effect and be in force from and after its passage and approval.

Approved, March 6, 1893.

PHARMACY.

CHAPTER 80.

[H. B. No. 189.]

AMENDMENT TO PHARMACY LAW OF 1890.

AN ACT to Amend Sections 3, 5, 8, 10, 11 and 12 of Chapter 108, Laws of 1890, Entitled "An Act to Regulate the Practice of Pharmacy, the Licensing of Persons to Carry on Such Practice and the Sale of Poisons in the State of North Dakota," Approved March 20, 1890.

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

§ 1. AMENDMENT.] That Section 3 of said act be amended to read as follows:

§ 3. QUALIFICATIONS OF LICENTIATE.] Licentiates in pharmacy shall be such persons as have had four successive years' practical experience in drug stores wherein the prescriptions of medical practitioners are compounded, and have sustained a satisfactory examination before the State Board of Pharmacy herein-after mentioned. The Board of Pharmacy may grant certificates of registration to graduates in pharmacy who have obtained a diploma from such colleges or schools of pharmacy as shall be approved by said boards, or to licentiates of such other state or territorial board as it may deem proper without further examination.

§ 2. AMENDMENT.] That Section 5 of said act be amended so as to read as follows:

§ 5. ORGANIZATION OF BOARD—EXAMINATIONS.] Said board shall, within thirty days after their appointment and qualification, meet and organize by the selection of a president and secretary from the number of its own members, who shall be elected for the term of one year, and who shall perform the duties prescribed by the board. It shall be the duty of the board to examine all applicants for registration submitted in proper form, to grant certifi-