
UNIVERSITY AND SCHOOL LANDS.

CHAPTER 143.

[H. B. 21.]

CONTRACTS VOID IN CERTAIN CASES.

AN ACT to Amend Section 200 of the Revised Codes of North Dakota, Making Void the Contracts for Purchase of State or School Lands on Failure to Pay Principal, Interest or Taxes.

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

§ 1. AMENDMENT.] That section 200 of the Revised Codes of North Dakota be amended to read as follows:

§ 200. CONTRACT VOIDABLE ON FAILURE TO PAY PRINCIPAL OR INTEREST.] In case the annual interest due on the first day of January in any year shall not be paid within thirty days thereafter by the purchaser or by any person claiming under him, the contract shall, from the time of such failure, be voidable. In case any installment on the purchase price shall not be paid within thirty days after the same becomes due by the provisions of contract of sale, the contract, from the time of such failure shall be voidable. And in all cases where any contract becomes voidable by reason of failure to make the payments required by the contract the terms of this section, the board of university and school lands may in their discretion declare such contracts of sale void; and in case of such declaration, shall notify the holder thereof, of such declaration, by written notice mailed to his postoffice address and send a duplicate copy thereof to the auditor of the county in which such land is situated, and order the commissioner to take possession of the land described in such contract.

§ 5. EMERGENCY.] An emergency existing in that many purchasers of school lands are unable to make payments now due and under requirements of the present law their contracts become void, *therefore*, this act shall be in force from and after its passage and approval.

Approved February 18, 1897.

CHAPTER 144.

[S. B. 169.]

SALARY OF COMMISSIONER.

AN ACT to Amend Section 180 of the Revised Codes of North Dakota Relating to Salary of Commissioner of University and School Lands.

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

§ 1. That section 180 of the Revised Codes of North Dakota be, and the same is hereby amended so as to read as follows:

§ 180. SALARY OF COMMISSIONER.] The commissioner shall receive an annual salary of one thousand five hundred dollars.

Approved March 15th, 1897.

CHAPTER 145.

[H. B. 40.]

RELATING TO BOARD OF UNIVERSITY AND SCHOOL LANDS.

AN ACT to Amend Sections 211, 219, 222, 224, 227 and 228 of Article 8, of the Political Code of the Revised Codes of North Dakota, Relating to the Board of University and School Lands.

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

§ 1. AMENDMENT.] That sections 211, 219, 222, 224, 227 and 228 of article 3 of the political code of the Revised Codes of North Dakota be, and the same are hereby amended to read as follows:

§ 211. DUTY OF COUNTY AUDITOR.] The county auditor shall, at the time he is required by law to return abstracts of settlement to the State Auditor, also forward to the land commissioner all duplicate or triplicate receipts of principal, interest, penalty or rentals on State lands, with a certified statement of such collection by the county treasurer, specifying the amount of each item; and he shall also make such return at any other time as may be required by the board of university and school lands.

§ 219. SELECTIONS OF LANDS FOR LEASE.] The board of university and school lands shall have the power, and it is hereby made its duty to select from the lands so appraised such tracts as in the judgment of the board can be leased with profit to the school and other permanent land funds of the State, or as the legislature may by law order to be leased, and shall at such time as in its judgment is for the best interests of the State, proceed to advertise for lease and offer for lease, in each succeeding year, such lands as have thus been selected.

§ 222. BIDDERS TO PAY FIRST YEAR'S RENT AT TIME OF LEASING—PROVISIONS FOR FAILURE TO PAY.] The highest bidder for any parcel of land shall at once deposit the amount of his bid with the county treasurer, who shall act as treasurer of said leasing, failing to do which the bid of the next highest bidder shall be accepted under like conditions; *Provided*, his bid shall not be less than the minimum price as fixed under and pursuance of section 218 of the Revised Codes of 1895.

§ 224. APPROVAL OF LEASE AND EXECUTION OF CONTRACT FOR LEASE—THE BOARD OF UNIVERSITY AND SCHOOL LANDS TO HAVE POWER TO LEASE TO APPLICANTS IN CERTAIN CASES.] Immediately upon the receipt of the report of the county auditor as required by this act, the board of university and school lands shall approve and confirm the lease of all such tracts as in its judgment should be made, and shall at once certify a list of the approved leases to the commissioner who shall without delay execute duplicate contracts of lease in the form prescribed by the board, and forward to the lessee a copy marked "duplicate," the "original" being filed in the office of the commissioner, who shall also forthwith, certify to the auditor of the proper county, a list of such leases as have been approved by the board. In case any of the lands in any county may remain unleased after the date advertised for the leasing, the board shall have authority to make contracts of lease for said lands to the first applicant therefor at not less than the minimum price thereof.

§ 227. HAY NOT TO BE CUT BEFORE JULY 1ST.] No lessee or his heirs or assigns, shall mow or cut for hay or feed any grass on any unbroken land, or cause or suffer the same to be done by any other person prior to the first day of July in any year. And any lessee or his heirs or assigns, who shall violate the provisions of this section shall incur the same forfeitures and liabilities as are provided in section 225 of the Revised Codes, and shall also be guilty of a misdemeanor.

§ 228. BOARD OF UNIVERSITY AND SCHOOL LANDS TO GRANT PERMITS TO CUT HAY AND TO REMOVE DEAD AND DOWN TIMBER.] The board shall have authority, when in its judgment it is for the best interests of the State so to do, to sell the right to cut grass on any of the public lands of the State and to sell any down and dead timber on said lands for such price, terms and conditions as they may think proper, but no dead timber, if standing, shall be deemed to be included in the sale unless expressly so specified in the permit. All such permits shall only be for the current season and between the 15th day of June and the 1st day of April of the following year, and no control or rights of occupancy of said land shall be other than what is specified in such permit, said permit shall be sold by the several county treasurers, whose duties and compensation shall be prescribed by the board of university and school lands, but said compensation shall be based upon a percentage of amounts of money collected and remitted to the State

Treasurer from said sale of grass and timber in their respective counties. All permits shall be paid for in advance.

REPEAL.] All acts and parts of acts in conflict, or inconsistent with this act, are hereby repealed.

Whereas, It is necessary that a law fully providing for the control and management of all public lands of this state and defining the powers and duties of the board of university and school lands and its agents be in effect immediately, this act shall take effect and be in force from and after its passage and approval.

Approved February 24th, 1897.

VETERINARIANS.

CHAPTER 146.

[H. B. 149.]

VETERINARIAN DISTRICTS.

AN ACT to Amend Sections 1595 and 1596 of the Revised Codes of North Dakota, by Dividing the State Into Nine Veterinarian Districts.

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

§ 1. AMENDMENT.] That sections 1595 and 1596 of the Revised Codes of North Dakota be amended as follows:

§ 1595. DIVISION OF STATE INTO DISTRICTS.] The state shall be divided into nine veterinarian districts, in each of which there shall be appointed by the Governor, by and with the advice and consent of the Senate, one competent veterinarian who shall be known as the district veterinarian, who shall hold his office for a term of two years from the date of his appointment unless sooner removed for cause, and who upon entering upon his duties shall take an oath well and truly to perform his duties as provided by law, which oath shall be taken before any judge of the district court or notary public within the district of the state for which he is appointed, and shall be filed with the Secretary of State.

§ 1596. DISTRICT DEFINED.] District number one shall consist of the first judicial district.

District number two shall consist of the counties of Ramsey, Towner, Rolette, Bottineau and Williams.

District number three shall consist of the third judicial district.

District number four shall consist of the fourth judicial district.

District number five shall consist of the counties of Stutsman, Barnes, LaMoure, Griggs, Foster, Eddy and Wells.

District number six shall consist of all the counties of the sixth