

than double the probable amount of funds to be deposited in such bank. The approval of such bond shall be endorsed thereon by the board and deposited with the county auditor, and any bank whose bond shall have been so approved shall thereupon be designated by the school board as a depository for the sinking fund, and shall continue as such, until such time as the board shall re-advertise for bids as aforesaid, or until such funds are needed for the payment or purchase of bonds as provided in this section. When the sinking fund of any school district is deposited by the school treasurer in the name of the school district in such depository, such treasurer and his sureties shall be exempt from all liability thereon by reason of loss of any such funds from the failure, bankruptcy or any other act of any such bank, to the extent only of such funds in the hands of such bank or banks at the time of such failure or bankruptcy. Such depository shall furnish to the school district clerk prior to the fifth day of July of each year, a verified statement of the school district's account with such depository for the year ending June 30th, which statement shall show a credit to such deposit account of all sums of interest accruing on the sinking fund deposited.

Approved February 18, 1899.

SERVICES OF SIRES.

CHAPTER 146.

[H. B. 8.]

LIENS FOR SERVICES OF SIRES.

AN ACT Relating to Liens for the Services of Sires.

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

§ 1. FILING STATEMENT OF PEDIGREE PREREQUISITE.] Every owner of a sire charging a service fee, in order to have a lien for service upon the offspring of any such sire under the provisions of this chapter, shall file a statement, verified by oath, to the best of his knowledge and belief, with the commissioner of agriculture and labor, giving the name, age, description and pedigree or breeding of such sire, so far as known, as well as the terms and conditions upon which he is advertised for service.

§ 2 CERTIFICATE OF COMMISSIONER OF AGRICULTURE. FILING AND POSTING.] The commissioner of agriculture and labor, upon receipt of the statement specified in the last section, shall issue a certificate to the owner thereof, who shall file a copy of such certi-

ificate with the register of deeds of the county or counties in which such sire shall stand for service, such copies shall also be posted conspicuously in all places where such sire shall stand for service, which certificate shall state the name, age, description, pedigree and ownership of such sire, the terms and conditions upon which the sire is advertised for service. Such certificates shall be procured and filed prior to the service of such sire, and all certificates procured and posted according to this section shall be operative as long as the terms and conditions remain the same. The original certificate shall follow the sire in all changes of ownership and all transfers shall be recorded in the office of the commissioner of agriculture and labor and a bill of sale filed with the register of deeds as is provided for the filing of the original certificates, and that the provisions of this chapter so far as relates to the filing of the statement aforesaid have been complied with, and the commissioner of agriculture and labor shall have the power to charge one dollar for each certificate and recording thereof, and twenty-five cents for all copies of certificates, and twenty-five cents for filing certificate with register of deeds, and twenty-five cents for recording each transfer.

§ 3. PROCEDURE TO OBTAIN LIEN.] The owner of any sire receiving such certificate shall have a lien upon the offspring of such sire and upon the female served, upon filing at any time within eight months after the service, in the office of register of deeds of the county in which such female was kept at the time of service, a statement of the account thereof together with a description of the female served. Such lien shall exist for a period of three years from the date of filing of the statement and shall have priority over all other liens and incumbrances upon the offspring and the female served.

§ 4. FORECLOSURE.] After the expiration of nine months from the filing of the lien, or at any time after an attempt shall be made to dispose of the female, or remove her from the county, the lien may be foreclosed by a sale of the property covered thereby, upon the notice and in the manner provided for the foreclosure of mortgages upon personal property and the cost and fees for such foreclosure shall be the same as are provided in section 5892 of the code of civil procedure.

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

§ 6. EMERGENCY.] Whereas, an emergency exists in that the existing laws on the subject matter of this act are inadequate to meet the requirements of this act; therefore, this act shall take effect and be in force from and after its passage and approval.