

the same at the proper time, the board of University and school lands in their discretion may declare the lease cancelled and the amount paid thereon will thereby become forfeited.

§ 4. EMERGENCY.] Whereas, an emergency exists in that there is no provision of law for the clearance of school lands of foul weeds; therefore, this act shall take effect and be in force immediately upon its passage and approval.

Approved March 9, 1899.

UNRECORDED INSTRUMENTS.

CHAPTER 167.

[S. B. 48.]

UNRECORDER INSTRUMENTS.

AN ACT to Amend Section 3598 of the Revised Codes, Relating to the Recording of Certain Instruments.

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

§ 1. AMENDMENT.] Section 3598 of the Revised Codes is hereby amended to read as follows:

§ 3598. UNRECORDED INSTRUMENTS VALID AS TO WHOM.] An unrecorded instrument is valid as between the parties thereto and those who have notice thereof; but knowledge of the record of an instrument out of the chain of title does not constitute such notice.

§ 2. EMERGENCY.] Whereas, an emergency exists in that instruments are frequently found of record out of the chain of title, which are a cloud upon such title; therefore, this act shall take effect and be in force from and after its passage and approval.

Approved February 24, 1899.