

FERRIES.

CHAPTER 96.

[S. B. 194.]

RELATING TO FERRIES.

AN ACT to Amend Sections 1168 and 1173 of the Revised Codes of 1899, Relating to Ferries.

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

§ 1. AMENDMENT.] [That] Section 1168 of the Revised Codes of 1899, be amended so as to read as follows:

§ 1168. DUTIES OF COMMISSIONERS TO GRANT FERRY LICENSES.] The board of county commissioners of the county to whom application shall be made for a ferry in the manner hereinafter provided, is hereby authorized, and it shall be its duty, to grant a lease of such ferry for a term not exceeding fifteen years, to such person or persons as shall bid and secure the payment of the highest amount of rent for the same, such lease to be executed by the board of county commissioners as lessors, and such bidder as lessee; and such board shall be empowered to extend to such person the lease so granted to any person putting in a steam ferry, at the same rate as previously paid; provided, that such extended time shall not exceed fifteen years from the time of the granting of the first lease; and when in the opinion of the board of county commissioners, of the county wherein such lease is granted, the rates fixed by law for crossing such ferry are too high, it shall have the right to fix such rates as in its judgment may seem just; provided, that upon the petition of fifty or more persons owning taxable property and residing in said county, the county commissioners shall survey, lay out and keep in repair a public highway to and from said ferry; provided, further, that the mayor and city council of any incorporated city, and the board of trustees of any incorporated town or village in the state of North Dakota, within whose corporate limits the landing of any ferry shall be situated, shall have the sole authority to grant a lease of such ferry and the right to fix the rates for crossing such ferry, and upon the granting thereof such city, town or village shall lay out and keep in repair a public highway and approach to and from such ferry.

§ 2. AMENDMENT.] Section 1173, of the Revised Codes of 1899, are amended so as to read as follows:

§ 1173. MONEY FROM FERRY LEASES TO GO TO SCHOOL FUND.] All moneys received by the board of county commissioners upon leases granted for ferries as aforesaid, shall within thirty days after the receipt thereof, be paid to the county treasurer for the use of the public

schools of the county, and the same shall be apportioned among the several districts of the county in like manner as other school funds are now by law apportioned; provided, that all moneys received by the mayor and city council of any incorporated city, or by the board of trustees of any incorporated town or village, in this state, for the leasing of any ferry whose landing shall be within the corporate limits of such city, town or village, shall immediately upon the receipt of the same, be turned over to the treasurer of such city, town or village, to be by him deposited in the general fund and paid out in like manner as other moneys are paid out of said general fund for the use of said city, town or village.

§ 3. EMERGENCY.] Whereas, there is now no law providing for the leasing of ferry franchise within the limits of incorporated cities, towns or villages of this state, or for the disposition of the moneys received therefrom, an emergency exists, therefore this act shall take effect from and after its passage and approval.

Approved March 11, 1901.

FREE PUBLIC LIBRARIES.

CHAPTER 97.

[S. B. 224.]

FREE PUBLIC LIBRARIES.

AN ACT to Amend Section 2467 of the Revised Codes of North Dakota, 1899, Relating to Free Public Libraries.

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

§ 1. AMENDMENT.] That section 2467 of the Revised Codes of North Dakota, 1899, be amended so as to read as follows:

§ 2467. LIBRARY FUND, HOW PROVIDED.] The city council of each city, not exceeding in population fifty thousand inhabitants, and each village or township board of every village and township containing over five hundred inhabitants, shall have power to establish and maintain a public library and reading room, and for such purpose may annually levy and cause to be collected, as other taxes are collected, a tax not exceeding four mills on each dollar of the taxable property of such city, village or township, to constitute the library fund, which fund shall be kept separate and apart from the other money of the city, village or township, by the treasurer thereof, and the same shall be used exclusively for such purpose; provided, that no library shall be so established