

28. For filing and docketing transcript of judgment from justices' court or from any other county, one dollar.

29. For filing and entering affidavit and other papers, for renewal of any judgment, two dollars.

Approved March 10, 1903.

COMMISSION MERCHANTS.

CHAPTER 56.

[H. B. No. 223—Movius.]

LICENSES OF COMMISSION MERCHANTS.

AN ACT to Amend Sections 1738, 1739, 1741 and 1743a, Relating to Licenses of Commission Merchants.

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

§ 1. AMENDMENT.] That section 1738 of the political code of the state of North Dakota be and it is hereby amended so as to read as follows:

§ 1738. MUST HAVE LICENSE.] It shall be unlawful for any commission merchant or other factor to receive any wheat, flax or other grain, or butter, cheese or other dairy or creamery product, in this state to be sold for other persons or to have any agent or correspondent in this state receiving or soliciting any consignment or deposit of grain or creamery or dairy product to be sold or forwarded for sale here or elsewhere, without being licensed and authorized so to do as hereinafter prescribed.

§ 2. AMENDMENT.] That section 1739 of the political code of the state of North Dakota be and it is amended to read as follows:

§ 1739. LICENSE. HOW TO OBTAIN. BOND REQUIRED.] To obtain such license, a statement must be filed in the office of the secretary of state giving the name of the person, firm or corporation making application therefor, and the place at which said person, firm or corporation has its headquarters or principal place of business and post office address. There must also be filed and deposited in the office of the secretary of state, subject to his approval, a good and sufficient bond in a penal sum not less than ten thousand dollars, nominally payable to the state of North Dakota, executed by the applicant and at least one surety having the qualification of a fidelity insurance company authorized to do business as such in this state and containing a condition to the effect that the person, firm or corporation named as principal therein shall well and truly pay and discharge any and all liability which said principal shall incur to con-

signors within this state in or on account of any disposition that shall be made of any and all grain, creamery or dairy product, or the proceeds thereof, or of either, received by such principal wherever the same shall be received.

§ 3. AMENDMENT.] That section 1741 of the political code of the state of North Dakota be and the same is hereby amended so as to read as follows:

§ 1741. APPROVAL OF BONDS. CERTIFICATE ISSUED. REVOKED. HOW.] When the requirements of section 1740 are complied with and the secretary of state finds the bond and the surety thereon sufficient, he shall approve the same and issue to the applicant a certificate to the effect that, having complied with the law, such applicant is duly authorized by agent or otherwise, to procure and receive consignments of grain and creamery products from owners and shippers in this state, to be sold or disposed of for the consignors in the usual course of trade. Such certificate shall continue in force until revoked by the secretary of state, because the surety on said bonds has given notice of withdrawal therefrom or become insufficient and no new surety with the requisite qualifications has been substituted, or for other sufficient cause.

§ 4. AMENDMENT.] That section 1743a of the political code of the state of North Dakota be and the same is hereby amended so as to read as follows:

§ 1743a. PENALTY.] Every person who shall solicit or procure within this state any consignment or deposit of wheat, flax or other grain, or of butter, cheese or other creamery or dairy product, or any farm product, to be sold or consigned for sale or otherwise disposed of for the benefit of the consignor or depositor without having license and authority so to do as heretofore provided, and every person who shall act as agent, solicitor or correspondent in procuring any consignment or deposit of grain, or creamery or dairy product, for consignment to be so sold or disposed of to any person, firm or corporation not having such license and authority, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished accordingly.

§ 5. EMERGENCY.] Whereas, there is no law in this state protecting the creamery or dairy interests of said state, and the same requires and should have immediate protection, therefore, this act shall take effect from and after its passage and approval.

Approved March 12, 1903.