

correct by the board at its regular meeting in July, and transmitted to the county superintendent prior to the first day of August following. A copy of such report shall be filed in the district clerk's office; provided, that special school districts, independent districts and districts organized for school purposes under special law, shall enumerate their children of school age on the first day of December, or within the next twenty days following, and such enumeration shall be reported to the county superintendent by the clerk.

§ 2. REPEAL.] Section 961 of the revised codes of the state of North Dakota is hereby repealed.

§ 3. EMERGENCY.] Whereas, an emergency exists in that under the present law the enumeration of such deaf and dumb persons would be made by the assessor, and not the school clerk, at a time prior to July 1 of this year, this law shall be in full force and effect after its passage and approval.

Approved March 4, 1903.

## DEPENDENT CHILDREN.

### CHAPTER 79.

[H. B. No. 143—Mallough.]

#### REGULATING IMPORTATION OF DEPENDENT CHILDREN.

AN ACT to Regulate the Importation of Dependent Children.

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

§ 1. SOCIETY MUST GIVE BONDS.] That before any association or society, incorporated in any other state, for the purpose of caring for orphans or dependent children, shall bring or send any child or children into the state of North Dakota, for the purpose of being placed in a family home, by adoption or otherwise, they shall first file a bond in favor of the state of North Dakota in the penal sum of two thousand dollars with the treasurer of the county where such child is to be placed, conditioned that such child has no contagious or incurable disease, or has no deformity, or is not of feeble mind, or of vicious character, and that said association or society will promptly receive and remove from the state of North Dakota such child if it shall become a public charge within the period of five years after being brought into the state; provided, that this act shall not be construed so as to prohibit any person residing in the state of North Dakota from receiving and adopting into his family any child or children of relatives from another state.

§ 2. MUST BE APPROVED BY COUNTY COMMISSIONERS.] Such

bonds shall be furnished for each and every child to be placed in North Dakota by said association or societies, and must be signed by at least one freeholder of the state of North Dakota, and be approved by the board of county commissioners.

§ 3. PENALTY.] Any agent of any association or society violating the provisions of this act, or any person receiving a child in violation of this act, shall be deemed guilty of a misdemeanor.

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

Approved March 10, 1903.

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## DRAINAGE.

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### CHAPTER 80.

{S. B. No. 88—Cashel.}

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#### ESTABLISHMENT AND MAINTENANCE OF DRAINS.

AN ACT to Amend Section 1447 of the Revised Codes as Amended by Section 1, Chapter 79, of the Laws of 1899, Relating to the Establishment, Construction and Maintenance of Drains.

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

§ 1. AMENDMENT.] That section 1447 of the revised codes of 1899, as amended by section 1, chapter 79, of the laws of 1899, be amended so as to read as follows:

§ 1447. HOW ESTABLISHED.] A petition for the construction of a drain may be made in writing to the board of drain commissioners. If among the leading purposes of the proposed drain are benefits to the health, convenience or welfare of the people of any city or other municipality, the petition shall be signed by a sufficient number of the citizens of such municipality or municipalities, to satisfy the board of drain commissioners that there is a public demand for such drain. If the chief purpose of such drain is the drainage of agricultural, meadow, grazing or other lands, the petition shall be signed by at least six or more freeholders whose property shall be affected by the proposed drain. Upon the presentation of a petition as hereinbefore provided, and filing of the same, the board of drain commissioners shall, personally, as soon as practicable, proceed to examine the line of the proposed drain, and if in its opinion it is necessary and for the public good, it shall cause a survey of the line thereof to be made by a competent surveyor, who shall establish the commencement and terminus and determine the route, width, length and depth thereof. For the purpose of making examinations or surveys, the board of