

JUDICIAL DISTRICTS.

CHAPTER 116.

[H. B. No. 70—Welo.]

CREATING THE EIGHTH JUDICIAL DISTRICT.

AN ACT to Create the Eighth Judicial District of the State of North Dakota, and Defining the Boundaries of the Second and Eighth Judicial District, and Providing for Terms of Court in the Second and Eighth Judicial Districts and for the Holding of Chambers in the Eighth Judicial District, and Regulate Practice on Motions.

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

§ 1. SUBDIVISIONS OF DISTRICT.] The state of North Dakota shall be divided into eight judicial districts.

Districts numbers one, three, four, five, six and seven shall be and remain as they are at present constituted.

District number two shall consist of the counties of Ramsey, Towner, Benson, Rolette and Pierce.

District number eight shall consist of the counties of Bottineau, McHenry, Ward and Williams.

§ 2. GOVERNOR SHALL APPOINT JUDGE.] There shall be appointed by the governor a judge of the district court, for the eighth judicial district, who shall hold office until the next general election, and until his successor is duly elected and qualified. At the next general election there shall be elected in the eighth judicial district, a judge of the district court, whose term of office shall be four years from the first Monday in January succeeding his election, and until his successor is duly qualified.

§ 3. TERMS OF COURT.] Any terms of court heretofore called in the counties of Bottineau, McHenry, Ward and Williams, by the present presiding judge of the second judicial district, shall be duly held at the time they are so called for by the judge of the second district.

§ 4. ACTIONS AND JUDGMENTS IN FULL FORCE.] All actions brought, and now pending in the counties of Bottineau, McHenry, Ward and Williams, and entitled in the second judicial district, shall be continued in, and tried in the eighth judicial district, and any judgment rendered thereon shall be in full force and effect in the said eighth judicial district, and the court upon its own motion shall direct and authorize said actions to be entitled in the eighth judicial district.

§ 5. TERMS OF COURT. WHEN HELD.] The terms of the district

court of the second judicial district, shall be held each year at the county seat of such counties comprising said district as follows:

In Ramsey county, commencing on the first Monday in January and the first Monday in June.

In Towner county, commencing on the first Monday in December and the first Monday in May.

In Rolette county, commencing on the third Monday in February and the fourth Monday in June.

In Benson county, commencing on the second Monday in June and the third Monday in November.

In Pierce county, commencing on the fourth Monday in January and the third Monday in June.

The terms of court of the eighth judicial district shall be held each year in each of the counties comprising said district at the county seats of such counties comprising the said eighth judicial district as follows:

In Bottineau county, commencing on the second Monday in February, the first Monday in June and the fourth Monday in November; provided, that at the said terms appointed to be held in the month of February, no jury shall be called except in the discretion of the court for the trial of criminal cases.

In McHenry county, commencing on the second Monday in March, the fourth Monday in June and the third Monday in September; provided, that at said term appointed to be held in the month of June no jury shall be called except in the discretion of the court for the trial of criminal cases.

In Ward county, commencing on the fourth Monday in January, the fourth Monday in April and the fourth Monday in October; provided, that at the said term appointed to be held in the month of January, no jury shall be called, unless called by the court for the trial of criminal cases.

In Williams county, commencing on the fourth Monday in February, the fourth Monday in July and the fourth Monday in September; provided, that at said term appointed to be held in the month of July, no jury shall be called except in the discretion of the court for the trial of criminal cases.

§ 6. CHAMBERS. WHEN AND WHERE HELD.] The court of the eighth judicial district shall, except at those times when the court shall be actually engaged in the holding of a term of court in any of the counties of the said district, have its chambers for the purpose of hearing and transacting such business as may come before it, in each of the counties comprising the eighth judicial district, in each year, at the county seats of such counties as follows:

In the county of Ward, on the first Monday in the months of January, March, May, July, September and November.

In the county of McHenry, on the first Monday in the months of February, April, June, August, October and December.

In the county of Bottineau, on the third Monday in the months of January, March, May, July, September and November.

In the county of Williams, on the third Monday in the months of February, April, June, August, October and December.

Provided, that any matter or application or motion set for hearing before the judge of the said district, at any of the said times and places designated for the holding of chambers, which do not come on for a hearing and determination at such time and place, by reason of the absence of the judge therefrom, shall be continued until the next regular day set for the holding of chambers at the said place, where said application or motion was noticed for hearing, without any further order or notice to that effect; provided, further, that the judge of the said second judicial district shall act as the judge of the said eighth judicial district until the judge of the said eighth judicial district shall have been appointed and qualified.

§ 7. REPEAL.] All acts or parts of acts not consistent with, or in conflict with the provisions of this act, are hereby repealed.

§ 8. EMERGENCY.] Inasmuch as an emergency exists, in that the second judicial district as at present constituted is too populous for one judge to transact the business thereof, and the size thereof is too great, therefore, this act shall take effect from and after its passage and approval.

Approved March 4, 1903.

JURORS.

CHAPTER 117.

[S. B. No. 8.—Plain.]

PER DIEM OF JURORS.

AN ACT to Amend Section 2096 of the Revised Codes of North Dakota for 1899, Relating to the Per Diem of Jurors.

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

§ 1. AMENDMENT.] That section 2096 of the revised codes of the state of North Dakota for 1899, be amended so as to read as follows:

- § 2096. FEES ALLOWED.] Jurors are entitled to receive:
1. For each day's attendance in district court as grand, petit or special juror, to be paid by the county, three dollars.
 2. Traveling expenses for each mile actually and necessarily traveled each way, to be paid by the county, five cents.
 3. For each day's attendance as juror in justice's court, one dollar.