

commission, or of the members thereof, shall be by them immediately paid over to the state treasurer for account of the same.

§ 6. VOUCHERS OF COMMISSION FOR DISBURSEMENTS TO BE APPROVED BY CHAIRMAN AND SECRETARY AND FILED WITH STATE AUDITOR.] That the disbursements of said commission shall be at all times evidenced by vouchers approved by the chairman and secretary of said commission and filed with the state auditor.

§ 7. APPROPRIATION.] That for the purpose of carrying out the provisions of this act there is hereby appropriated the sum of one hundred dollars, or so much thereof as may be necessary, out of any moneys in the state treasury not otherwise appropriated.

§ 8. COMMISSION TO KEEP RECORD AND FILE ANNUAL REPORT WITH THE GOVERNOR.] The said commission shall keep a complete record of all its proceedings and shall, on or before the first day of January of each odd numbered year transmit to and file with the governor a report of the same.

Approved March 13, 1905.

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## AUTOMOBILES.

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### CHAPTER 49.

[H. B. No. 9—House Committee on State Affairs.]

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### AUTOMOBILES.

AN ACT Regulating the Operation of Automobiles on the Public Roads, Highways and Streets Within the State of North Dakota, and Providing Penalties for the Violation Thereof.

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

§ SPEED REGULATED.] No person, driver or operator in charge of any automobile or motor cycle on any public road, highway or street within the state shall drive, operate or move or permit to be driven, operated or moved any automobile or motor cycle at a speed faster than eight miles per hour within any town, village or city within this state, or at a rate faster than twenty-five miles per hour on any public road or highway outside of any town, village or city.

§ 2. MUST HAVE BELL OR HORN.] Every automobile or motor cycle shall be provided with a bell or horn which when operated outside of a city or village, shall be rung or blown by the driver or operator when approaching from behind a vehicle propelled by animals so as to give timely notice of the approach of said motor vehicle.

§ 3. MUST USE MUFFLER, WHEN. MUST HAVE LIGHTS.] Every automobile or motor cycle using gasoline, steam, or any other sub-

stance as a motive power shall use a muffler, so-called, when operated, driven or moved upon the streets of any town, village or city within the state, or when meeting or passing animal propelled vehicles on any public road or highway within the state. Every such automobile or motor cycle shall also be provided with lights, the automobile to carry not less than two lights, in front of such machine, one of which to be on either side, and the motor cycle to carry at least one light.

§ 4. LAW OF THE ROAD.] The driver or operator of any automobile, or motor cycle shall be governed by the usual law of the road by turning to the right in meeting vehicles, teams or persons moving or headed in an opposite direction, and by turning to the left when passing vehicles, teams or persons moving or headed in the same direction.

§ 5. MUST STOP WHEN SIGNALLED BY DRIVER OF VEHICLE.] The driver or operator in charge of any automobile or motor cycle on any public road or highway outside the limits of any town, village or city within the state, when signalled by the driver of any vehicle propelled by horses or other animal power shall stop said automobile or motor cycle until the vehicle propelled by such animal power has passed; and if approaching said vehicle from behind, the driver or operator in charge of said automobile or motor cycle shall stop and give the driver of the said animal propelled vehicle a reasonable time for the passage of such automobile.

§ 6. PENALTY FOR VIOLATION.] Any person, driver or operator of any such automobile or motor cycle who shall violate any provisions of this act shall be guilty of a misdemeanor, and shall be punished by a fine of not less than ten dollars, and not more than fifty dollars, and if default is made in the payment of such fine such person or persons shall be committed to the county jail until such fine is paid, conditioned, however, that each day's service in jail shall be equal to two dollars of such fine and the driver or owner of such automobile or motor cycle shall be liable for damages in a civil action to any person who shall have been injured in person or property by reason of such violation of this act.

Approved February 23, 1905.