

in such estray is taken up, a description of such estray and the marks and brands thereon. Such person shall, also, within ten days from the time of taking up such estray mail to the commissioner of agriculture and labor, at his office in Bismarck, by registered mail, a true copy of the notice hereinbefore required to be given to the county auditor of the respective counties. The receipt for the registered letter and proof of publication of the notice as herein provided must be filed with the county auditor of the county where such estray was taken up before said estray can be appraised or before appraisers can be appointed. Any person taking up such an estray who fails to advertise such estray or who fails to file a description thereof with the county auditor or fails to mail a copy of said notice to the commissioner of agriculture and labor as herein provided, shall be guilty of a misdemeanor and shall be liable to the owners of such estray for all damages caused by neglecting to advertise as herein provided.

Approved March 9, 1905.

EXPERIMENT STATION.

CHAPTER 193.

[S. B. No. 163—Young.]

TESTS OF WHEAT AND FLOUR.

AN ACT to Provide for the Making of Tests of Wheat and Flour to Determine the Comparative Milling Values of the Different Grades of Wheat.

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

§ 1. NORTH DAKOTA AGRICULTURAL STATION TO MAKE EXPERIMENTS TO DETERMINE COMPARATIVE MILLING VALUES OF DIFFERENT GRADES OF WHEAT. RECORD TO BE KEPT AND PUBLISHED.] It shall be the duty of the North Dakota government agricultural experiment station to conduct experiments and determine the comparative milling values of the different grades of wheat by making chemical analysis of the different grades of wheat and baking tests of the flours made therefrom. A record shall be kept and published of the different grades of wheat received and by whom graded, the name of the person from whom received with address, the nature of the soil, previous cropping, and number of years which the land has been cropped, unless it appears that the wheat tested has been received from a dealer and consists of blended or mixed wheat, in which case the record shall so state. The result of the chemical analysis of each sample shall be kept, which shall show the total weight of the sample, total weight of flour, total weight of feed, total weight recovered and per

cent of flour, also data as to the moisture and proteids in the different grades of wheat, and analysis of the flour made from the different grades of wheat and the yield and quality of bread made from the different grades of wheat. In addition to such information it shall be the duty of the said North Dakota government agricultural experiment station to obtain, tabulate and publish such other and further information in relation to the comparative values of the different grades of wheat and flour made therefrom as shall be of value to the wheat growers of this state.

§ 2. EMERGENCY.] Whereas, an emergency exists in this, that there is now no method provided by law for determining the comparative milling values of wheat and flour, now, therefore, this act shall take effect and be in force from and after its passage and approval.

Approved March 9, 1905.

GOPHER TAX.

CHAPTER 114.

[H. B. No. 176—Spangberg.]

GOPHER TAX.

AN ACT to Amend Chapter 107 of the Session Laws of 1901, Relating to Gopher and Prairie Dog Tax.

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

§ 1. AMENDMENT.] That chapter 107 of the session laws of 1901 be amended to read as follows:

§ 107. COUNTY COMMISSIONERS MAY LEVY GOPHER TAX.] The board of county commissioners of every county in this state may, at any time fixed by law for levy and assessment of taxes, levy a tax not exceeding one-half of one mill on the dollar of assessed valuation upon all real estate in such county, the proceeds of which shall be used solely for the purpose of promoting the destruction of gophers and prairie dogs in said county; the fund provided to be raised in accordance with this section shall be denominated the "gopher and prairie dog destruction fund," and shall be kept separate and distinct by the county treasurer and shall be expended by the board of county commissioners at such time and in such manner as is by said board deemed best to secure the abatement and extermination of the gopher and prairie dog pest.

§ 2. PETITION REQUIRED.] It shall be the duty of the board of county commissioners of any county, on receiving a petition signed by not less than thirty-five per cent of the total number of votes cast at the last general election held in such county request-