

ception is taken to the sufficiency of the surety, or if the surety justify as herein provided, and if said officer approve said undertaking, then said lien shall be discharged of record, as herein provided.

The officer before whom said proceedings are had shall be entitled to charge not exceeding one dollar to be paid in advance by the applicant, and if said officer be the clerk of the district court, he shall record the notice, affidavit, and undertaking in the order book and if the officer be the register of deeds, he shall record said notice, affidavit and undertaking in his book of miscellaneous records, and certified copies of said documents shall be prima facie evidence of the matters therein contained in the courts of North Dakota.

§ 2. EMERGENCY.]

Approved March 3, 1911.

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## LIBRARIES

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### CHAPTER 179.

[H. B. No. 196—Peart.]

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#### LIBRARY FUNDS.

AN ACT to Amend Section 2972 of the Political Codes of the Revised Codes of North Dakota of 1905, as Amended by Chapter 155 of the Laws of 1909, Providing for Library Funds.

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

§ 1. AMENDMENT.] Section 2972 of the political code of the revised codes of 1905 is amended and re-enacted to read as follows:

§ 2972. LIBRARY FUND, HOW PROVIDED.] The city council of each city, not exceeding in population fifty thousand inhabitants, and each village or township board of every village and township containing over four hundred inhabitants, shall have the power to establish and maintain a public library and reading room, and for such purpose may annually levy and cause to be collected, as other taxes collected, a tax not exceeding four mills on each dollar of the taxable property of such city, village, or township, to constitute the library fund, which fund shall be kept separate and apart from the other money of the city, village or township, by the treasurer thereof, and the same shall be used exclusively for such purpose, provided, that no library shall be so established without first receiving the approval of the majority of the electors of such city, village or township,

voting on such question at any general election at which it may be submitted to a vote.

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 All acts or parts of acts in conflict with this act are hereby repealed.

Approved March 3, 1911.

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## LIVE STOCK

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### CHAPTER 180.

[H. B. No. 194—Cunningham]

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#### REGULATION OF HEALTH CERTIFICATES OF LIVE STOCK.

AN ACT Regulating the Issue of Health Certificates for Live Stock in Transit or Before Shipment Out of the State or Upon Entering the State and Making Certain Acts in Violation Thereof Misdemeanors.

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

§ 1. HEALTH CERTIFICATE. WHO MAY ISSUE.] That each and every person who issues a health certificate for live stock of any class in transit entering the state or within the state or before shipment out of the state, without being duly authorized to issue such health certificates by the state live stock sanitary board or by the United States department of agriculture shall be guilty of a misdemeanor.

§ 2. PENALTY.] Each and every person violating the provision of this act shall be guilty of a misdemeanor, and be punished by a fine of not less than twenty-five (\$25.00) dollars or more than one hundred (\$100.00) dollars or by imprisonment of not less than ten days or more than thirty days in the county jail.

§ 3. EMERGENCY.] Whereas, there is no provision by which the fraudulent issue of live stock health certificate is prohibited, therefore there exists an emergency and therefore this act shall take effect and be in force from and after its passage and approval.

Approved March 3, 1911.