

or manager of any well producing natural gas, in this state, in order to prevent gas wasting by escape, shall immediately after penetrating the gas-bearing rocks, in any well hereafter drilled, shut in and confine the gas in said well until and during such time as the gas therein shall be utilized for lights, fuel or power purposes; provided that this shall not apply to any well operated for oil; provided also, that when in the course of drilling, gas production is developed, ten days' free time shall be allowed to determine whether the well shall be shut and saved for a gas well or drilled in further for the purpose of producing oil. Provided, also, that this act shall not apply to any artesian or other well used for water supply purposes, which discharges natural gas with the water, where the discharge of gas does not exceed an average of five thousand cubic feet of gas in each twenty four hours.

§ 2. MISDEMEANOR. TO LEAVE GAS WELLS OPEN. PUNISHMENT.] Any person violating any of the provisions of this act, shall be deemed guilty of a misdemeanor, and shall upon conviction be fined in a sum not exceeding two hundred dollars, and each day's continuance of such violation shall constitute a separate offense.

Approved March 3, 1911.

NOXIOUS WEEDS

CHAPTER 195.

[S. B. No. 75—Thoreson]

PREVENTION OF SPREAD OF NOXIOUS WEEDS.

AN ACT to Prevent the Spread of Noxious Weeds, by Threshing Machines and Conveyances Used in Threshing; Providing How Said Machines and Conveyances Shall be Cleaned, and Fixing a Penalty for any Violation Thereof.

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

§ 1. Any owner or operator of a threshing machine, and any owner or teamster employed in hauling grain, either threshed or unthreshed, shall upon completing any threshing engagement, and before leaving the premises on which said work is done to go to the farm of another, take all reasonable care to prevent the conveying and carrying away and scattering of any noxious weeds, which may have accumulated in or on said machine or conveyance used in the said operation of threshing.

§ 2. For the purpose of securing diligence and care in preventing the spread of noxious weeds, it shall be the duty of, and every owner or operator of a machine used for separating grain from straw, shall before leaving the premises of a person or persons and going to that of another or others, clean said machine from foul seed by operating it until all grain and seed is out of it, and in addition thereto, the surface thereof shall be thoroughly swept. Also all conveyances used for hauling grain, either threshed or unthreshed, shall likewise be cleaned by brushing or sweeping before leaving the field where said work is done and going to that of another. Provided, that this shall not affect the hauling and handling of the necessary straw to be used for the operation of the engine. Provided, further, that a printed copy of this law shall be kept posted on every threshing separator operating in the state of North Dakota during threshing seasons.

§ 3. Any person convicted of carrying foul seed from the premises of one person to that of another by reason of failure to comply with the requirements of sections 1 and 2 of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00), or by imprisonment in the county jail for not less than three (3) nor more than ten days or both.

Approved March 3, 1911.

NURSERIES

CHAPTER 196.

[H. B. No. 297—Anderson of Ramsey]

INSPECTION AND REGULATION OF NURSERIES.

AN ACT Providing for the Inspection of Nurseries; Defining the Duties of the Director of the North Dakota Experimental Station in Regard to Nurseries and Nursery Stock; Regulating the Shipment and Sale of Nursery Stock; Requiring License for Selling Nursery Stock; and Providing Penalties for Violations of the Provisions of this Act.

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

§ 1. INSPECTION OF NURSERIES AND NURSERY STOCK AUTHORIZED.] The director of the North Dakota experiment station is hereby authorized to inspect through his agent any nursery or any fruit or garden plantation or any unplanted nursery stock in this state that he has reason to suspect is infested with any injurious