

and all other uses for the benefit of any county, incorporated city, village or town, or the inhabitants thereof which may be authorized by the legislative assembly; but the mode of apportioning and collecting the costs of such improvements shall be such as may be provided in the statutes by which the same may be authorized.

4. Wharves, docks, piers, chutes, booms, ferries, bridges, toll roads, by-roads, plank and turnpike roads, railroads and street railways, electric light plants and power transmission companies, canals, ditches, flumes, aqueducts, and pipes for public transportation, supplying mains and for irrigating purposes, draining and reclaiming lands.

5. Roads, tunnels, ditches, flumes, pipes and dumping places for working mines; also outlets, natural or otherwise, for the flow, deposit or conduct of the tailings or refuse from mines; also mill dams.

6. By-roads leading from highways to residences and farms.

7. Telegraph and telephone lines.

8. Sewerage of any incorporated city, or any village or town, whether incorporated or unincorporated, or of any settlement consisting of not less than ten families, or of any public buildings belonging to the state, or of any college or university.

9. Cemeteries and public parks.

§ 2. EMERGENCY.] Whereas, an emergency is hereby declared to exist in this that there is no law now on our statute books giving electric light plants the right of eminent domain, now therefore, this Act shall take effect and be in force from and after its passage and approval.

Approved, March 11, 1915.

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## COCAINE AND HEROIN

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### CHAPTER 154.

[S. B. No. 67—Porterfield.]

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#### PROHIBITING SALE OF COCAINE AND HEROIN.

AN ACT to Amend Sections 2942 and 2943, Compiled Laws of North Dakota for the year 1913, the same Being an Act to Prevent the Adulteration, Misbranding and Selling of Adulterated and Insufficiently Labeled Drugs or Medicines, Restricting or Prohibiting the Sale of Certain Drugs and Providing a Penalty for the Violation Thereof.

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

AMENDMENT.] That Sections 2942 and 2943, Compiled Laws of North Dakota for the year 1913 be, and the same are hereby amended to read as follows:

§ 2942. DRUGS AND MEDICINES TO BE LABELED.] Every proprietary product, drug, medicine, or beverage containing any alcohol, morphine, opium, alpha or beta eucaine, chloroform, cannabis indica, chloral hydrate, acetanilid, croton oil, cotton root, ergot, oil of tansy, or oil of savin, or any derivative, salt or preparation of any such substance contained therein, shall be labeled in plain, open Gothic letters printed on a white background by themselves and immediately following the name of the product showing the name, the proportion or percentage of each of the foregoing constituents, and the said facts shall be set forth on the face or principal label, also upon the carton or container.

§ 2943. COCAINE AND HEROIN. HOW SOLD.] No product or preparation shall be sold, offered for sale, or given away which contains cocaine or any of its salts or derivatives, and no delivery of cocaine or of its salts shall be made in this state except upon the written prescription of a duly licensed North Dakota physician, dentist, or veterinarian, and the said prescription shall not be refilled. That no product or preparation shall be manufactured, sold, or offered for sale, or given away containing any heroin, and that no person shall be permitted to have in his or her possession any preparation which contains heroin or any of its salts or derivatives, and no delivery of heroin or of any of its salts or derivatives shall be made in this state except on the written prescription or order of a physician duly licensed to practice in North Dakota, and said prescription or order shall not be refilled. It shall be unlawful for any duly registered physician or licensed dentist to write, issue, deliver, or dictate either directly or indirectly any prescription containing heroin for any habitual user, and it shall be unlawful for any licensed veterinarian or dentist to write, issue, deliver or dictate either directly or indirectly any prescription for a human being of any preparation containing heroin. Any person violating any of the provisions of this Section shall, upon conviction, be punished by a fine of not to exceed \$1,000.00, nor less than \$100.00, or, by imprisonment in the State Penitentiary not more than one year or, in the County Jail not more than six months, or by both such fine and imprisonment, and if such person be a licensed physician, dentist, veterinarian, or druggist, his license may be declared forfeited.

Approved, March 1, 1915.