

§ 5. This Act shall not be construed as a legislative construction that any existing law gives to said Emergency Commission any broader or different powers than are herein declared. *Provided*, that all acts of the present and prior Emergency Commissions of this state authorizing the transference of money appropriated for one purpose to another purpose or from one fund to another fund are hereby validated and legalized.

§ 6. Any officers mentioned in this Act who shall fail to make the report specified in Section 3 of this Act or who shall in any report made to the Governor willfully make a misrepresentation or misstatement of the facts regarding such expenditures or other facts embodied in the report shall be guilty of a misdemeanor.

§ 7. REPEAL.] Sections 1821, 1823 and 1824 of the Compiled Laws of 1913 are hereby repealed, and all other Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

Approved, March 13, 1915.

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## EMINENT DOMAIN

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### CHAPTER 153.

[H. B. No. 293—Haraldson.]

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#### RIGHT OF EMINENT DOMAIN TO ELECTRIC LIGHT PLANTS.

AN ACT to Amend and Re-enact Section 8203 of the Compiled Laws of North Dakota for 1913, Relating to the Eminent Domain.

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

§ 1. AMENDMENT.] That Section 8203 of the Compiled Laws of North Dakota for 1913, be and the same is hereby amended to read as follows:

§ 8203. EXERCISED FOR WHAT PUBLIC USES.] Subject to the provisions of this Chapter, the right of eminent domain may be exercised in behalf of the following public uses:

1. All public uses authorized by the government of the United States.

2. Public buildings and grounds for the use of the state and all other public uses authorized by the legislative assembly of this state.

3. Public buildings and grounds for the use of any county, incorporated city, village, town or school; canals, aqueducts, flumes, ditches or pipes for conducting water for the use of the inhabitants of any county, incorporated city, village or town; or for draining any county, incorporated city, village or town; raising the banks of streams, removing obstructions therefrom and widening, deepening or straightening their channels; roads, streets and alleys

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: