

treasurer of North Dakota and be paid into the general fund of the state.

§ 4. The food commissioner or state chemist, or his deputy or agent, has the right at any and all times to inspect the installation and operation of all soda water fountains in this state, and if such are not installed and operated according to the rules laid down by such food commissioner and state chemist, the inspecting officer has the right to cancel the permit granted for the installation and operation for such fountain.

§ 5. PENALTY.] The penalty for the violation of any of the provisions of this act or the failure to register any soda water fountain as herein before provided shall be a misdemeanor, and upon conviction thereof the owner or lessee shall be required to pay not less than \$10.00 nor more than \$50.00 with cost, or be imprisoned in the county jail not less than ten or more than thirty days.

Approved March 12, 1917.

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## SPECIAL ADMINISTRATOR

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### CHAPTER 217.

[S. B. No. 112—Sandstrom.]

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#### APPOINTMENT OF SPECIAL ADMINISTRATOR IN CERTAIN CASES.

An Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment against a Deceased Person which has been Satisfied but not Discharged of Record.

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

§ 1. AMENDMENT.] Whenever it shall appear, by affidavit or verified petition, to the county court that an inhabitant of such county has died, leaving no debts unpaid or that his estate has been fully settled and the executor or administrator thereof has been discharged, and that any mortgage or judgment in favor of such deceased person remains undischarged of record or any other act remains unperformed on the part of such person the performance of which affects or is of importance to petitioner or any other person, the court may appoint a special administrator for the purpose of releasing and discharging such mortgage or judgment of record or performing such other acts as may be deemed necessary in the premises. The county court may in its discretion fix the amount of the bond of such special administrator, which in no case shall exceed twice the value of the property in question, and if it appears that the property is of no value and that it is only

necessary to discharge the lien of record the court need not require any bond.

§ 2. COMPENSATION.] The compensation of such special administrator shall not exceed the sum of ten dollars, to be determined by the county court, and shall be paid out of the assets of such deceased person, provided, however, that should there be no assets, then the costs shall be paid by petitioner.

§ 3. REPEAL.] All acts and parts of acts in conflict herewith are hereby repealed.

Approved March 8, 1917.

## STATE BOARD OF REGENTS

### CHAPTER 218.

[H. B. No. 362—Blanchard.]

#### BOARD OF REGENTS—DISBURSEMENTS OF APPROPRIATIONS.

An Act to Amend and Re-enact Section 1816 of the Compiled Laws of North Dakota for 1913; Prescribing the Manner of Payment of Appropriations for the State Educational Institutions for Maintenance and Other Purposes; and Defining the Powers and Duties of the Board of Regents so far as they may Pertain to the Disbursements of Appropriations.

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

§ 1. AMENDMENT AND RE-ENACTMENT.] Section 1816 is hereby amended to read as follows, and re-enacted:

§ 1816. MANNER OF PAYMENT OF APPROPRIATIONS. DUTIES AND POWERS OF STATE BOARD OF REGENTS.]

§ 2. A proper officer, to be designated by the State Board of Regents for each educational institution, shall prepare two separate monthly statements showing: First, the pay roll, and second, the purchases and expenditures of every kind of the preceding month, which shall be signed by such officer, approved by the chief executive officer of the institution, and filed with the State Board of Regents on a date fixed by the said Board. Attached thereto shall be the affidavit prescribed by Section 274 of the Compiled Laws of 1913. If any invoice or statement, or any part thereof is found objectionable, the board shall endorse its disapproval thereon, with its reasons therefor, and return it to the management of the institution, and when the matter complained of is corrected, said statement and invoice shall be returned to the board.

§ 3. The monthly statements so made and verified shall be forwarded to the State Board of Regents, together with the original invoices of the purchases and a complete itemized statement of