

TRADING STAMPS

CHAPTER 238.

[H. B. No. 427—Cole.]

TRADING STAMPS.

An Act relating to and Regulating the use and Furnishing of Trading Stamps or other Similar Schemes or Devices or Substitutes therefor, for or with the Sale of Goods, Wares and Merchandise and Providing a Penalty for Violation Thereof.

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

§ 1. Every person, firm or corporation who shall use, and every person, firm or corporation who shall furnish to any other person, firm or corporation to use in, with or for the sale of any goods, wares, or merchandise, any stamps, coupons, tickets, certificates, cards, or other similar schemes or devices which shall entitle the purchaser receiving the same with such sale of goods, wares or merchandise to procure from any person, firm or corporation any goods, wares or merchandise, free of charge or for less than the retail market price thereof, upon the production of any number of said stamps, coupons, tickets, certificates, cards, or other similar devices, shall before so furnishing, selling or using the same obtain a separate license from the Auditor of each county wherein such furnishing or selling or using shall take place for each and every store or place of business in that County, owned or conducted by such person, firm or corporation from which such furnishing or selling, or in which such using, shall take place. Provided that this act shall not apply to using or furnishing coupons, tickets, certificates, cards or similar devices contained in or attached to the original package of said goods, wares or merchandise, by the manufacturer, jobber, distributor or packer thereof, and directly redeemable by the manufacturer, jobber, distributor, packer or retailer of such goods, wares or merchandise.

§ 2. In order to obtain such license, the person, firm or corporation applying therefor shall pay to the County Treasurer of the County for which such license is sought the sum of six thousand dollars, and upon such payment being made to the County Treasurer he shall issue his receipt therefor which shall be presented to the Auditor of the same county, who shall upon the presentation thereof issue to the person, firm or corporation making such payment a license to furnish or sell, or a license to use, for one year, the stamps, coupons, tickets, certificates, cards, or other similar devices mentioned in Section 1 of this Act. Such license shall contain the name of the grantee thereof, the date of issue, the date of

its expiration, the town or city in which and the location at which the same shall be used, and such license shall be used at no place other than that mentioned therein.

§ 3. No person, firm or corporation shall furnish or sell to any other person, firm or corporation, to use, in, with, or for the sale of any goods, wares, or merchandise, any such stamps, coupons, tickets, certificates, cards, or other similar devices for use in any town, city or county in this State other than that in which such furnishing or selling shall take place.

§ 4. Any person, firm or corporation violating any of the provisions of this Act shall be guilty of a misdemeanor.

Approved March 15, 1917.

TRANSFER OF PROPERTY

CHAPTER 239.

[H. B. No. 194—Tennessee.]

INSTRUMENTS AFFECTING REAL AND PERSONAL PROPERTY.

An Act Requiring an Instrument Affecting Real and Personal Property, Executed by or taken in a Representative Capacity, to Identify the Beneficiary and the Nature of the Trust.

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

§ 1.] All instruments relating to real and personal property which have heretofore or which shall hereafter be executed by or to any person as trustee, guardian, executor, administrator, or in any other representative capacity, and which shall fail to clearly identify the beneficiary by name and the nature of the trust, the qualifying words in such instrument shall be treated as surplusage and as description only of the person by whom or to whom such instrument was executed.

§ 2. All instruments affecting real and personal property in this state heretofore executed by or to any person purporting to be in a representative capacity, which shall fail to clearly identify the beneficiary and the nature of the trust, the person by or to whom such instrument was executed may within six months after the taking effect of this act, file and have recorded in the office of the register of deeds of the county in which such instrument was recorded, a statement in writing, referring to any such instrument by date, name of the parties, when and where recorded, the nature of the instrument, a description of the property affected thereby, and fully and clearly by name identify the beneficiary and the na-