

unreasonable or confiscatory, and until an order is made on such showing and proof that the rates attacked in such hearing are unreasonable or confiscatory, and are modified by said Board fixing higher rates, such rates as herein fixed shall be the exclusive legal maximum rates for the transportation of the merchandise or commodities between the points to which such rates apply.

Sec. 11. Every railroad company transacting the business of a common carrier within this State shall adopt and publish and put into effect rates not exceeding the charges specified herein for the transportation by it between stations upon its line of road in this State of the commodities named in this Act; and every officer, director, traffic manager or agent or employee of such railroad company, exercising any authority or being charged with any duty in establishing freight rates for such railroad company, shall cause the adoption, publication and use by such railroad company of rates not exceeding those specified in this Act.

Sec. 12. Any person or corporation guilty of violating the provisions of this Act shall upon conviction thereof be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) for the first offense and for each subsequent offense not less than five hundred dollars (\$500.00) nor more than ten thousand dollars (\$10,000) and shall pay in addition to said fine so imposed the costs of prosecution.

Sec. 13. Should the Courts declare any section, clause or item of this Act invalid or unconstitutional, such decision shall affect only the section, clause or item so declared to be invalid or unconstitutional, and shall not affect any other section, clause or item of this Act.

Sec. 14. All Acts and parts of Acts in conflict herewith are hereby repealed.

Approved February 19, 1919.

REPAIRS

CHAPTER 195.

(H. B. No. 87—Nesvig.)

MACHINERY AND ENGINE REPAIRS TO BE KEPT WITHIN THE STATE.

An Act Providing for the Keeping of Repairs Within the State for all Gas or Oil Burning Tractors, Steam or Gas Engines, Harvesting and Threshing Machinery, Automobiles, and Auto Trucks, and Prescribing the Duties of the Manufacturers Thereof.

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

Sec. 1. On and after the taking effect of this Act it shall be unlawful for the manufacturers of any gas or oil burning tractors, steam or gas engines, harvesting and threshing ma-

chinery, automobiles and auto trucks; to sell or deliver within this State any such gas or oil burning tractor, steam or gas engine, harvesting and threshing machinery, automobiles or auto trucks, without having first established at least one supply depot within the State where shall be kept constantly on hand a full and complete supply of repairs for the same.

Any manufacturer selling or delivering, or causing to be sold or delivered any such machinery in violation of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than \$25.00 and not to exceed \$200.00 for each offense.

Approved February 14, 1919.

SCHOOL DISTRICTS

CHAPTER 196.

(S. B. No. 71—Church.)

ADJACENT TERRITORY IN SPECIAL SCHOOL DISTRICTS.

An Act to Amend and Re-enact Section 1240 of the Compiled Laws of North Dakota for the Year 1913, Relating to Adjacent Territory in Special School Districts.

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

Sec. 1. AMENDMENT.) That Section 1240 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted to read as follows:

Sec. 1240. ADJACENT TERRITORY. HOW ATTACHED FOR SCHOOL PURPOSES.) When any special school district has been organized and provided with a Board of Education under any general law, or Special Act, or under the provisions of this article, territory outside the limits thereof but adjacent thereto may be attached to such special school district by the Board of County Commissioners, upon application in writing signed by two-thirds of the voters of such adjacent territory; provided, that no territory shall be annexed from any school district where the part remaining after such proposed annexation would have an assessed valuation of less than One Hundred Thousand Dollars for each teacher employed in such remaining territory.

Such adjacent territory shall be attached for voting purposes to such corporation, or if the election is held in wards, to the ward or wards or election precinct or precincts to which it lies adjacent; and the voters thereof shall vote only for school officers and on school questions; provided, that nothing in this Act shall prevent any such adjacent territory from being annexed because of such adjacent territory being in an adjoining county and provided that the County Commissioners shall detach any part of such adjacent territory which is at a greater distance