

§ 2642. OWNER OF DOG LIABLE.] The owners of any dog shall be liable in a civil action for all damages that may accrue to any person by reason of such dog killing, wounding, or chasing any sheep or other domestic animal belonging to such person. Where one or more of several dogs owned by different persons participate in killing, wounding, or chasing such sheep or other domestic animals, the owners of the respective dogs may be sued jointly in a joint action against the owners of such dogs, and a joint verdict, decision and judgment rendered against the owners of such dogs jointly. The owners of dogs against whom a joint judgment is rendered and paid, may among themselves have contribution in an appropriate action in which the respective damages committed by their respective dogs may be pro-rated.

This act and amendment shall apply to all causes of action which have accrued for the killing, wounding, or chasing of sheep and other domestic animals by dogs, and shall apply to all causes of action pending in any court for the recovery of damages for the killing, wounding or chasing of sheep and other domestic animals by dogs.

§ 2. EMERGENCY.] Whereas an emergency exists, this act shall take effect and be in force from and after its passage and approval.

Approved, March 3, 1927.

SNUFF

CHAPTER 253

(H. B. No. 352—Streich and Twichell)

PROHIBITING SALE OF SNUFF TO MINORS

An Act to Amend and Re-enact Sections 10180, 10181, 10182 and 10183 of the Compiled Laws of North Dakota for 1913, Prohibiting the Sale, Bartering or Giving Away of Snuff to Minors, Providing Penalties Therefor and Repealing Acts in Conflict Therewith.

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

§ 1. That Section 10180 of the Compiled Laws of North Dakota for 1913 is amended and re-enacted as follows:

§ 10180. It shall be unlawful for any person, by himself, clerk, servant, employee or agent, or any clerk, servant, employee or agent of any person, directly or indirectly upon any pretense, or by any device, to sell, exchange, barter, dispose of or give away to, or furnish to, or buy, or procure for any person under the age of

twenty-one (21) years, or to distribute for advertising purposes, any snuff, or any substitute therefor under whatever name called, and as defined in this act.

§ 2. That Section 10181 of the Compiled Laws of North Dakota for 1913 is amended and re-enacted as follows:

§ 10181. For the purpose of this chapter, snuff is defined as any tobacco that has been fermented, or dried, or flavored, or pulverized, or cut, or scented, or otherwise treated, or any substitute therefor or imitation thereof, intended to be taken by the mouth, or nose. Provided, however, that ordinary plug, fine cut, or long cut chewing tobacco as now commonly known to the trade of this state, shall not be included in such definition.

§ 3. That Section 10182 of the Compiled Laws of North Dakota for 1913 is amended and re-enacted as follows:

§ 10182. It shall be the duty of the state's attorney, sheriffs, police officers, health officers and the food commissioner to enforce the provisions of this statute, and for the purpose thereof they shall have ingress and egress to all places of business where it is believed that snuff, as hereinbefore defined, is kept in violation of this chapter. Grand juries and state's attorneys shall have full inquisitorial powers over offenses committed under this chapter, and state's attorneys shall make investigation and conduct prosecutions when proper evidence is furnished to them. The Attorney General shall revoke the permit of any person, firm or corporation, authorized to sell snuff in this state, who has violated any of the provisions of this act, and no permit can again be issued to such person, firm or corporation for a period of two (2) years thereafter.

§ 4. That Section 10183 of the Compiled Laws of North Dakota for 1913 is amended and re-enacted as follows:

§ 10183. Any person violating any provisions of Section 1 of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall for the first offense be punished by a fine of not less than fifty dollars, nor more than one hundred dollars; and for the second and each subsequent offense, by a fine of not less than one hundred dollars, nor more than three hundred dollars, or by imprisonment in the county jail for not less than ten or more than ninety days, or both such fine and imprisonment.

§ 5. Any person, firm or corporation violating any provisions of this act, or maintaining a place where snuff, or any substitute therefor is sold, or kept with intent to sell in violation of the provisions of this act, shall be deemed guilty of keeping and maintain-

ing a nuisance, and the building or place so used for the sale, or keeping for sale of snuff or any substitute therefor in violation of the provisions of this act shall be deemed to be a nuisance, and such person, firm or corporation may be enjoined and such building or place abated as a nuisance, and the procedure for the actions to enjoin and abate such nuisance, or for contempt in violating an order of injunction, shall be, as far as applicable, the same as those now provided by the laws of the state for enjoining and abating liquor nuisances. Provided, further, that the possession by any consumer thereof, of cigarettes or snuff in the original package or box, upon which stamps are by this act required to be affixed, without such stamps being so affixed thereto, shall be prima facie evidence of an infraction and evasion of the provisions of this act, and shall be and constitute a misdemeanor.

Approved, March 5, 1927.

SOLDIER'S BONUS

CHAPTER 254
(S. B. No. 169—Baird)

LIMITATION FOR FILING SOLDIERS BONUS CLAIMS

An Act Limiting the Time in Which to File Claims Against the Returned Soldiers Fund Under the Provisions of Chapter 206, Laws of 1919, and Laws Amendatory Thereto.

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

§ 1. No claim under the provisions of Chapter 206, Session Laws 1919, and all acts amendatory thereto, shall be received by the Adjutant General of North Dakota on and after July 1, 1927; provided, that the prohibition mentioned in this act shall not be construed to prevent the completion of any and all claims now in the office of the Adjutant General of North Dakota, but all such claims shall be deemed to have been filed prior to July 1, 1927.

Approved, March 3, 1927.