

to read as follows:

28-0622. NUMBER OF PUBLICATIONS.] Service of the summons by publication may be made by publishing the same three times, once in each week for three successive weeks, in a newspaper published in the county in which the action is pending, if a newspaper is published in such county, and if no newspaper is published in such county then in a newspaper published in an adjoining county and having a general circulation in said county.

§ 2. EMERGENCY.] This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved March 15, 1947.

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## JUDICIAL PROCEDURE, CRIMINAL

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### CHAPTER 239

S. B. No. 215—(Judiciary Committee)

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#### STATUS, COMPROMISE, VALIDATION, RENEWAL OF JUDGMENTS FOR FINES AND COSTS IN CRIMINAL CASES

##### AN ACT

Establishing the status of judgments for fines and costs in criminal cases, providing for renewing the same, authorizing county boards to compromise and satisfy the same, validating compromises and satisfactions heretofor made, and declaring an emergency.

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

§ 1. STATUS.] Judgments for fines and costs in criminal cases shall have the same status as judgments for money in civil cases and be subject to the same statutes of limitations, shall impose the same lien upon real property, when certified and filed in the district court as provided in civil cases and executions thereon shall issue in the same manner.

§ 2. AUTHORITY TO COMPROMISE.] The board of county commissioners shall have authority to compromise and settle any judgment for fines or costs after a lapse of two years from

the filing thereof if in the opinion of said board said judgment cannot be collected in full. Upon receipt of a certified copy of the board's action, the state's attorney of said county shall in accordance therewith make and file a partial or total satisfaction of said judgment as attorney for the county.

§ 3. VALIDATION.] All actions of boards of county commissioners in compromising and settling judgments for fines and costs prior to the effective date of this Act are hereby declared to be legal and binding.

§ 4. RENEWAL.] Judgments for fines and costs docketed within less than ten years prior to the effective date of this Act and exceeding one hundred dollars in amount may be renewed for an additional period of ten years by the state's attorney in any county in which said judgment is docketed by signing an affidavit of renewal on behalf of the state and filing the same in the same manner as provided for renewal of civil judgments in Section 28-2022 of the North Dakota Revised Code of 1943.

§ 5. EMERGENCY.] This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

Approved March 7, 1947.

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## JUDICIAL PROCEDURE, PROBATE

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### CHAPTER 240

H. B. No. 212—(Ohnstad and Brickner)

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#### DISTRIBUTION OF ESTATE

##### AN ACT

To amend and reenact Section 30-2105 of the North Dakota Revised Code of 1943 relating to petition for distribution in the probate of estates, the filing of said petition, notice on said petition, waivers of appeal from the order allowing the final account, the filing of said waivers, the time of entry and the entry of the final decree of distribution, and declaring an emergency.

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

§ 1. AMENDMENT.] That Section 30-2105 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows: