

GAME, FISH, AND PREDATORS

CHAPTER 155

S. B. No. 84
(Reinke and Sauer)

POSTING LANDS TO PROHIBIT HUNTING

AN ACT

To amend and reenact section 20-0115 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to posting lands to prohibit hunting.

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

§ 1. AMENDMENT.) Section 20-0115 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0115. POSTING OF LANDS BY OWNER OR TENANT TO PROHIBIT HUNTING; HOW LAND TO BE POSTED.) The owner or tenant of any land may post the same by placing alongside the public highway or the land, signs giving notice that no hunting will be permitted on said land. The name and address of the person posting the land and the date of posting shall appear on each sign in legible characters. The signs shall be readable from the outside of the land and shall be placed conspicuously at a distance of not more than eighty rods apart, provided further that as to land entirely enclosed by a fence or other enclosure, posting of such signs at or on all gates through such fence or enclosure shall be construed to be a posting of all such enclosed land.

Approved February 7, 1951.

CHAPTER 156

H. B. No. 633

(Power, Laske, Mollet, Ettestad, Snow, Nelson of Griggs-Steele, Sorlie, Frank, Leier, Klefstad, Homelvig, Hegge, Simonson)

QUALIFICATIONS FOR HUNTING, ETC., LICENSE; REMOVING
CITIZENSHIP REQUIREMENTS FOR CITIZENS OF CANADA

AN ACT

Relating to qualifications for hunting, trapping and fishing; removing citizenship requirements for citizens of the Dominion of Canada by amending and reenacting sections 20-0303, 20-0308, and section 20-0110 of the North Dakota Revised Code of 1943.

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

§ 1. AMENDMENT.) Section 20-0303 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0303. APPLICATION FOR RESIDENT HUNTING, TRAPPING, OR FISHING LICENSE; CONTENTS.) Each application for a resident hunting, trapping, or fishing license shall be signed by the applicant and shall state:

1. That the applicant has been a bona fide resident of the state for at least six months.
2. The applicant's residence and post office and street address; and
3. The applicant's weight, height, color of hair, and color of eyes.

§ 2. AMENDMENT.) Section 20-0308 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0308. APPLICATION FOR NONRESIDENT HUNTING, TRAPPING OR FISHING LICENSE; CONTENTS.) Each application for a non-resident hunting, trapping, or fishing license shall be signed by the applicant and shall state:

1. That the applicant is, or has declared his intention to become, a citizen of the United States of America; or, is a citizen of the Dominion of Canada.
2. The applicant's residence, post office and street address; and
3. The applicant's weight, height, color of hair, and color of eyes.

§ 3. AMENDMENT.) Section 20-0110 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows.

20-0110. ALIENS NOT TO HUNT OR TAKE WILD BIRDS OT ANIMALS; WHEN.) No person who is not, or who has not declared his intention to become, a citizen of the United States, or, who is not a citizen of the Dominion of Canada, shall hunt, shoot, capture, take, kill, trap, snare, or in any manner destroy, wound, or maim any wild bird or animal of any description, either game or otherwise, in this state, except in defense of person or property.

Approved February 24, 1951.

CHAPTER 157

H. B. No. 632

(Laske, Ettestad, Snow, Nelson, Sorlie, Frank, Hegge, Simonson, Leier, Hafner, Mollet, Klefstad, Homelvig)

NON-RESIDENT HUNTING, TRAPPING AND FISHING LICENSES; RECIPROCITY

AN ACT

To amend and reenact section 20-0306 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to non-resident hunting, trapping, and fishing licenses; providing for reciprocity with other states in regard to trapping, and providing a penalty.

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

§ 1. AMENDMENT.) Section 20-0306 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0306. LICENSES TO HUNT, TRAP, OR FISH REQUIRED OF NONRESIDENTS; PENALTY.) No nonresident of this state except as otherwise provided in sections 20-0305 and 20-0307, shall:

1. Hunt, catch, take, or kill any game bird without having a hunting license as prescribed in this chapter;
2. Trap, catch, attempt to catch, take or kill any protected fur-bearing animal unless such nonresident is a resident of a state which permits trapping by residents of North Dakota and has obtained a nonresident trapping license as prescribed in this chapter;
3. Catch, attempt to catch, take, or kill any fish without having a nonresident fishing license as prescribed in this chapter.

Any person who shall violate any provision of this section shall be guilty of a misdemeanor and shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars and costs of prosecution, or by imprisonment in the county jail for not less than ten days nor more than thirty days, or by both such fine and imprisonment. Each violation of this section shall be a distinct and separate offense.

Approved February 24, 1951.

CHAPTER 158

H. B. No. 576

(Legislative Research Committee)
(at the request of the)
(Game and Fish Department)

FEE FOR NON-RESIDENT TRAPPING LICENSE

AN ACT

To amend and reenact subsection 6 of section 20-0312 of the North Dakota Revised Code of 1943, relating to hunting, trapping, and fishing license fees.

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

§ 1. AMENDMENT.) Subsection 6 of section 20-0312 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

6. For a nonresident trapping license, the sum of one hundred dollars;

Approved March 5, 1951.

CHAPTER 159

H. B. No. 642
(Power, Laske, Klefstad, Roen, Mollet, Robinson)

COMMERCIAL FISHING; LICENSING; RIGHTS AND DUTIES OF
LICENSEES

AN ACT

To amend and reenact section 20-0314 of the 1949 Supplement to the North Dakota Revised Code of 1943, and section 20-0315 of the North Dakota Revised Code of 1943, relating to commercial fishing; providing for licensing, and for rights and duties of licensees.

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

§ 1. AMENDMENT.) Section 20-0314 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0314. COMMERCIAL FISHING LICENSE; WHO TO ISSUE; WHO MAY OBTAIN; FEES.) A commercial fishing license may be issued by the commissioner to any person having a regular resident or non-resident fishing license. The fees for commercial fishing licenses shall be as follows:

1. For each hoop net or trap to be used, the sum of five dollars;
2. For the first fifty feet, or fraction thereof, of net or seine to be used, the sum of five dollars and for each additional fifty feet, or fraction thereof, of net or seine to be used, the sum of five dollars; and
3. For each ten hooks or fraction thereof to be attached to each set line or throw line which is to be used, the sum of one dollar.

The commissioner shall issue metal identification tags and the licensee shall attach such tags to the equipment used.

§ 2. AMENDMENT.) Section 20-0315 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0315. RIGHTS AND DUTIES OF COMMERCIAL FISHING LICENSEE.) Except as otherwise provided in sections 20-0316 and 20-0317, any person having a commercial fishing license may fish for, catch, and take, at any time, any fish not protected in the Missouri river, and Yellowstone river, or in any of the back waters thereof, and, in the taking of such fish, may use any net, seine, trap, or throw line for which a license fee has been paid,

but shall not use any gill net or trammel net. All nets, seines, traps, or lines shall be checked at least once every forty-eight hours to prevent loss of fish by death or spoiling.

Approved March 1, 1951.

CHAPTER 160

H. B. No. 634

(Laske, Snow, Nelson, Frank, Simenson, Leier, Mollet, Hafner,
Bourgois, Klefstad, and Wollitz)

LICENSE FEE FOR NON-RESIDENT DEALERS IN GREEN HIDES; PURCHASE RECORD

AN ACT

To amend and reenact subsection 1 of section 20-0325 and section 20-0326 of the North Dakota Revised Code of 1943, relating to licensed dealers in green furs; providing for fees for licensing of non-resident dealers and for recording and reporting of information by all dealers.

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

§ 1. AMENDMENT.) Subsection 1 of section 20-0325 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

1. For a license to a nonresident buyer or shipper, or to an agent of such nonresident, the fee shall be one hundred dollars.

§ 2. AMENDMENT.) Section 20-0326 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0326. RECORDS TO BE KEPT BY LICENSED DEALERS IN GREEN FURS: REPORT TO COMMISSIONER. Each person licensed to engage in the business of buying or shipping green furs shall keep a true and correct record of each purchase of such furs made by him. Such record shall show:

1. The date of the purchase;
2. The name and address of the seller;
3. The kind and number of furs involved in the purchase;
4. The amount of money paid to the seller for the furs purchased; and
5. Such additional information as the commissioner may require.

The information contained in such record shall be furnished to the commissioner on forms prepared by him and under such rules and regulations as he may adopt.

Approved March 5, 1951.

CHAPTER 161

S. B. No. 158
(Sauer)

CREEL AND POSSESSION LIMIT OF PROTECTED FISH

AN ACT

To amend and reenact section 20-0604 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to creel limit on protected fish and the size of protected fish that may be taken.

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

§ 1. AMENDMENT.) Section 20-0604 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0604. CREEL AND POSSESSION LIMIT OF PROTECTED FISH.)
No person, in any one day, shall take, catch, or kill more than:

1. Five bass, trout, or landlocked salmon, nor more than five of any or all of the same combined;
2. Five wall-eyed pike or northern pike, nor more than five of both combined;
3. Fifteen crappies or sunfish, nor more than fifteen of both combined; or
4. Twenty-five perch.

No person shall have in his possession, at any time, more than a four days' creel limit of any protected fish.

Approved February 28, 1951.

CHAPTER 162

H. B. No. 647

(Power, Roen, Fleenor, Simenson and Wollitz)

REGULATION OF MINNOW FARMS AND BAIT VENDORS

AN ACT

Relating to minnows; prohibiting certain acts; providing for the licensing and regulation of minnow farms and bait vendors, and providing a penalty.

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

§ 1.) No person shall:

1. Catch or take, or attempt to catch or take, minnows, except for bait;
2. Transport any minnows into or out of the state, except with the consent of the state game and fish commissioner and with equipment approved by him;
3. Operate any unlicensed minnow farm;
4. Vend minnows for bait, or otherwise commercially deal in minnows, without a license.

§ 2.) The state game and fish commissioner shall adopt rules and regulations to control and supervise the operation of minnow farms, and shall issue an annual license for each such farm whenever it appears that the owner thereof has complied with the rules and regulations of the commissioner and has paid the annual license fee of twenty-five dollars (\$25.00). The commissioner shall also issue annual licenses to each commercial bait vendor, making application therefor, who has paid the annual license fee of five dollars (\$5.00). The commissioner may require each such licensed bait vendor to submit such reports as the commissioner may deem necessary.

§ 3.) Any person violating any provisions of this Act shall be guilty of a misdemeanor and shall be punished by a fine of not more than one hundred dollars (\$100.00), or by imprisonment in the county jail for not to exceed thirty days, or by both such fine and imprisonment.

Approved February 24, 1951.

CHAPTER 163

H. B. No. 646

(Snow, Nelson, Sorlie, Frank, Simenson, Fleenor, Hafner, Mollet,
Klefstad)LICENSING, ETC., OF STRUCTURES USED IN FISHING
THROUGH THE ICE

AN ACT

To amend and reenact section 20-0611 of the North Dakota Revised Code of 1943, relating to structures used in fishing through the ice, and providing for their licensing, regulation and removal.

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

§ 1. AMENDMENT.) Section 20-0611 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0611. ERECTING OR MAINTAINING FISH HOUSES AND OTHER STRUCTURES USED IN FISHING THROUGH THE ICE; LICENSE REQUIRED; REMOVAL.) No person shall erect, have, or maintain on the ice in any waters of this state any fish house, structure, enclosure or shelter whatever used or to be used to protect one while engaged in fishing through the ice, without first obtaining a separate license for each such unit placed in use. Licenses shall be issued by the commissioner, for the period between December fifteen and March first, upon the payment of a license fee of one dollar for each unit, and shall be subject to such rules and regulations as the commissioner may adopt governing the construction, maintenance, and use of such units. Each licensed unit shall have inscribed on the exterior thereof, in readily distinguishable characters at least six inches high, the license number and the name of the owner, and shall be removed from the ice within fifteen days after the close of the period for which the license was issued. Failure to comply to the terms and provisions of this section shall constitute a misdemeanor.

Approved February 20, 1951.

CHAPTER 164

S. B. No. 62
(Legislative Research Committee)
at the request of
(The Game and Fish Department)

ASSENT TO FEDERAL AID IN FISH RESTORATION AND
MANAGEMENT PROJECTS

AN ACT

Assenting to the provisions of the act of congress entitled "An Act to provide that the United States shall aid the states in fish restoration and management projects, and for other purposes" approved August 9, 1950.

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

§ 1.) The state of North Dakota hereby assents to the provisions of the act of congress entitled "An Act to provide that the United States shall aid the states in fish restoration and management projects, and for other purposes" approved August 9, 1950, Public Law No. 681, 81st Congress, and the state game and fish commissioner shall perform such acts as may be necessary to cooperate with the federal government in the conduct and establishment of fish restoration and management projects as defined in said act of congress, in compliance with said act and the rules and regulations promulgated by the United States secretary of the interior thereunder.

§ 2.) No moneys accruing to this state from the license fees paid by fishermen shall be used for any purpose other than the administration of the state game and fish department.

Approved January 31, 1951.

CHAPTER 165

H. B. No. 575
(Legislative Research Committee)
at the request of
(The Game and Fish Department)

REGULATING TRANSPLANTING OR INTRODUCING FISH, FISH
EGGS, GAME BIRDS, OR GAME ANIMALS; PERMITS

AN ACT

Relating to the transplanting or introducing of fish, fish eggs, game
birds, and game animals; providing for permits and regulations,
and providing a penalty.

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

§ 1. TRANSPLANTING OR INTRODUCING FISH, FISH EGGS, GAME
BIRDS, OR GAME ANIMALS: PERMITS; REGULATION.) No person
shall transplant or introduce any fish or fish eggs into any of the
public waters of this state or transplant or introduce any species
of game birds, or game animals into this state without first ob-
taining a permit from the state game and fish commissioner. The
commissioner may promulgate rules and regulations for the trans-
planting or introducing of fish, fish eggs, game birds, or game
animals and may issue permits therefor after ascertaining that
such fish, fish eggs, game birds, or game animals have been
properly inspected to guard against the introduction of disease
and that the transplanting or introduction will be in compliance
with the laws of this state and the rules and regulations promul-
gated.

§ 2. PENALTY.) Any person violating any provisions of
this Act shall be guilty of a misdemeanor and shall be punished
by a fine of not less than ten dollars nor more than one hundred
dollars and costs of prosecution, or by imprisonment in the county
jail for not less than ten days nor more than thirty days, or by
both such fine and imprisonment.

Approved January 31, 1951.

CHAPTER 166

H. B. No. 641

(Power, Ettestad, Snow, Sorlie, Frank, Leier, Klefstad, Hafner,
Bourgois, Robinson, Fleenor, Roen, Simenson.)CONTENTS OF GOVERNOR'S ORDER OR PROCLAMATION
LIMITING TAKING OF GAME BIRDS, FISH, AND
GAME ANIMALS

AN ACT

To amend and reenact section 20-0803 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to the contents of the governor's order or proclamation limiting the taking of game birds, fish, and game animals.

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

§ 1. AMENDMENT.) Section 20-0803 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0803. CONTENTS OF GOVERNOR'S ORDER OR PROCLAMATION RELATING TO THE TAKING OF GAME BIRDS, FISH, AND GAME ANIMALS.) An order or proclamation issued by the governor pursuant to the provisions of this chapter shall prescribe, as to each species of game birds, fish, or game animals named therein, the following:

1. In what manner the same may be taken;
2. In what number the same may be taken and possessed and may limit such numbers by sex;
3. In what places the same may be taken; and
4. At what time the same may be taken and possessed.

The governor, in his order or proclamation, may provide for the number of big game permits or licenses to be issued for the taking of each species and the manner in which such permits or licenses shall be issued for big game only. In addition, the governor may include in his order or proclamation such provisions of the federal laws and regulations relating to migratory birds as he deems advisable.

Approved February 20, 1951.

CHAPTER 167

S. B. No. 166
(Day, by Request)

SALE, COLLECTION AND TRANSPORTATION OF PROTECTED
ANIMALS, GAME BIRDS AND EGGS

AN ACT

To amend and reenact section 20-0904 of the North Dakota Revised Code of 1943, relating to sale, collection and transportation of protected animals and game birds and eggs.

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

§ 1. AMENDMENT.) Section 20-0904 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-0904. SALE, COLLECTION AND TRANSPORTATION OF BIRDS, ANIMALS, AND EGGS HELD FOR PROPAGATION; COMMISSIONER'S CONSENT NECESSARY.) Protected animals or game birds held for propagation and domestication under a permit may be sold or transported alive for propagation purposes, and the eggs of such protected game birds may be collected, sold or transported during such seasons as the commissioner shall prescribe. All such collections, sales and shipments shall be with the written permission of the commissioner. Protected game birds or animals raised in North Dakota under a propagation permit may be disposed of with the written permission of the commissioner at such times of the year as may be prescribed by him. The carcasses of such birds or animals may be disposed of as food when properly identified by a suitable tag or seal furnished by the commissioner.

Approved March 7, 1951.

CHAPTER 168

H. B. No. 694

(Hegge, Bratcher, Frank, Lindberg, Snow, Homelvig, Paulson and Roen)

CONFISCATION OF PROPERTY BY CERTAIN GAME AND FISH
OFFICIALS; PROCEDURE

AN ACT

To amend and reenact section 20-1001 of the North Dakota Revised Code of 1943, relating to the confiscation of property by the commissioner, deputy commissioner or bonded game warden; and the procedure to be followed in such cases.

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

§ 1. AMENDMENT.) Section 20-1001 of the North Dakota Revised Code of 1943, is hereby amended and reenacted to read as follows:

20-1001. PROPERTY UNLAWFULLY TAKEN, TRANSPORTED, OR USED TO BE CONFISCATED BY CERTAIN GAME AND FISH OFFICIALS, AND PROCEDURE. The commissioner, deputy commissioner, or any bonded game warden shall seize all wild birds, wild animals, or fish, or any part thereof, taken, killed, or possessed, or transported contrary to law, and shall seize all dogs, guns, seines, nets, boats, lights, automobiles, vehicles, instrumentalities, appliances, and devices unlawfully used, or held with intent to be unlawfully used, in pursuing, taking, or attempting to take, concealing, or disposing of wild birds, wild animals, or fish, or any part thereof. All property so seized shall be held subject to the order of a court of competent jurisdiction. Provided, however, that when any property is confiscated as herein provided, the officer making such confiscation shall forthwith bring the person possessing or transporting the same before a court of competent jurisdiction for the purpose of determining the disposition of same. In event the person possessing or transporting the same, or entitled to the property confiscated desires the services of an attorney, a reasonable time shall be given for the purposes of securing counsel. If it is not feasible to bring such person before the court forthwith, the property shall not be seized or confiscated if the person possessing or transporting the same will give a receipt to the officer assuring delivery before the court at such time as the matter may come up. The receipt shall contain the provisions of this section as a part thereof to advise the party of the law.

Approved March 1, 1951.

CHAPTER 169

S. B. No. 35
(Legislative Research Committee)
at the request of
(Commissioner of Agriculture and Labor)

CONTROL AND DESTRUCTION OF PREDATORY ANIMALS
AND FIELD RODENTS

AN ACT

To amend and reenact chapter 20-16 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to the control and destruction of predatory animals and injurious field rodents; providing for state, federal and local cooperation in the control and destruction of predatory animals and injurious field rodents in rural areas; and authorizing a county tax levy upon sheep for predatory animal control.

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

§ 1. AMENDMENT.) Chapter 20-16 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-1601. STATE TO COOPERATE WITH FEDERAL FISH AND WILDLIFE SERVICE AND OTHER AGENCIES IN DESTRUCTION OF PREDATORY ANIMALS AND INJURIOUS FIELD RODENTS.) The commissioner of agriculture and labor may cooperate with the United States department of the interior, fish and wildlife service, in the control and destruction of coyotes, wolves, bobcats, and foxes in this state that are injurious to livestock, poultry, and game animals and birds, and in the control and destruction of injurious field rodents in rural areas, in accordance with organized and systematic plans of the department of the interior for the destruction of such predatory animals and injurious rodents. For this purpose the commissioner may enter into written agreements with the fish and wildlife service covering the methods and procedure to be followed in the control and destruction of such predatory animals and injurious rodents, the extent of supervision to be exercised by either or both the commissioner of agriculture and labor and the fish and wildlife service, and the use and expenditure of the funds appropriated therefor by the legislative assembly. The commissioner of agriculture and labor, in cooperation with the fish and wildlife service may enter into agreements with other governmental agencies and with counties, associations, corporations, or individuals when such cooperation is deemed to be necessary to promote the control and destruction of such predatory animals and injurious rodents.

20-1602. EXPENDITURES AUTHORIZED; WHO TO APPROVE VOUCHERS; QUALIFICATIONS OF HUNTERS AND TRAPPERS HIRED; BOUNTIES NOT PAYABLE; WHEN.) The commissioner of agriculture and labor may make such expenditures from funds available for such purpose for equipment, supplies and other expenses, including expenditures for personal services of hunters and trappers, as may be necessary to execute the functions imposed upon him by this chapter. Hunters and trappers employed under the provisions of this chapter shall be residents of the state of North Dakota, but shall not be entitled to bounty provided by the laws of this state for the killing or extermination of predatory animals and injurious rodents. All vouchers for such expenditures made by the commissioner of agriculture and labor shall be approved as to correctness by the duly authorized agent of the fish and wildlife service.

20-1603. DISPOSITION OF PROCEEDS OF FURS, SKINS AND SPECIMENS TAKEN.) All furs, skins and specimens taken by hunters and trappers whose salaries are paid out of funds appropriated to carry out the provisions of this chapter shall be disposed of in such manner as the commissioner of agriculture and labor shall determine to be in the best interests of the state. If such furs, skins or specimens are sold, the net proceeds of such sales but not in excess of twenty thousand dollars, shall be available and are hereby appropriated for payment of expenditures for equipment, supplies and other expenses including expenditures for personal services of hunters and trappers as may be necessary to execute the functions imposed by this chapter.

20-1604. COUNTIES MAY COOPERATE IN PREDATORY ANIMAL AND INJURIOUS RODENT CONTROL.) For the purposes of further carrying out the provisions of this chapter, the boards of county commissioners of the several counties of the state are hereby authorized to perform, within their respective counties, predatory animal and injurious rodent control as defined in section 20-1601, and for this purpose to enter into cooperative agreements with the commissioner of agriculture and labor and the United States department of the interior, fish and wildlife service.

20-1605. FUNDS AVAILABLE FOR PREDATORY CONTROL.) In order to perform such control of predatory animal and injurious rodents, the boards of county commissioners are authorized to make necessary expenditures from special funds of the counties available for this purpose or from the county general or contingent funds.

20-1606. TAX LEVY ON SHEEP FOR PREDATORY ANIMAL FUND.) The board of county commissioners shall, when petitioned by persons owning a majority of the sheep on the assessment rolls of said county, levy a special tax upon the sheep of said county,

not to exceed ten cents per head, this tax to be assessed and collected in the same manner and at the same time as is now, or may hereafter be prescribed by law for the assessment and collection of personal property taxes. The entire fund derived from such levies shall be expended only for predatory animal control, and shall remain available until expended.

Approved February 7, 1951.

GOVERNMENTAL FINANCE

CHAPTER 170

S. B. No. 107
(Coghlan)

BONDS OF POLITICAL SUBDIVISIONS; DEFINING 'VALUE OF TAXABLE PROPERTY' AND 'ASSESSED VALUATION'

AN ACT

To amend and reenact subsection 4 of section 21-0301 of the North Dakota Revised Code of 1943, defining value of taxable property and assessed valuation in relation to bond issues by political subdivisions, and declaring an emergency.

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

§ 1. AMENDMENT.) Subsection 4 of section 21-0301 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

4. "Value of taxable property" or "the assessed valuation" of a municipality shall mean that portion of the value of all taxable property in such municipality as last finally equalized, against which the mill rate of taxes for state and county purposes is computed and extended, except that if prior to January 1, 1951, any school district shall have commenced the erection of a new school building or the school building in such school district shall have been destroyed and such school district shall vote to issue bonds for the purpose of completing or erecting a school building prior to January 1, 1952, or if special improvement warrants were issued by a municipality prior to January 1, 1935, and bonds are issued to cover a deficiency in the fund for the payments of such warrants as provided in section 21-0306, subsection 2, subdivision g, then for the