

CHAPTER 190.

[H. F. 136.]

DEFINING PUBLIC WAREHOUSES.

AN ACT to Amend Section 4, Chapter 130, Laws of 1887 of the Political Code, Entitled, "Grain Warehouses," Defining the Term of "Public Warehouses," and Requiring Additional Duties.

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

§ 1. PUBLIC WAREHOUSES.] That Section 4, Chapter 130, Laws of 1887 of the Political Code, entitled "Grain Warehouses," be amended so as to read as follows:

"All elevators or warehouses in this State, erected and operated for the purpose of buying, selling, or storing or handling grain for profit, are hereby declared "public warehouses," and none of the provisions of this act shall be construed so as to permit discrimination with reference to the buying, receiving or handling of grain of standard grades, or in regard to parties offering such grain for sale, storage or handling at such public warehouses while same are in operation."

Approved February 13, 1890.

MISCELLANEOUS.

CHAPTER 191.

[H. F. 115.]

CEDING JURISDICTION OVER CERTAIN LANDS TO THE UNITED STATES.

AN ACT to Cede Jurisdiction to the United States Over Certain Lands, and for the Purchase and Condemnation Thereof.

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

§ 1. MAY PURCHASE OR CONDEMN.] The United States shall have power to purchase or to condemn in the manner prescribed by law, upon making just compensation therefor, any land in this

State required for custom houses, arsenals, national cemeteries or for other purposes of the government of the United States.

§ 2. JURISDICTION CEDED.] The jurisdiction of the State of North Dakota in and over the land mentioned in the preceding section when purchased or condemned by the United States, shall be and the same hereby is, ceded to the United States; *Provided*, That the jurisdiction hereby ceded shall continue no longer than the said United States shall own or occupy the said land.

§ 3. CONCURRENT JURISDICTION.] The said consent is given and the said jurisdiction ceded upon the express condition that the State of North Dakota shall retain concurrent jurisdiction with the United States in and over the said land, so far as that all civil process in all cases, and such criminal or other process as may issue under the laws or authority of the State of North Dakota against any person or persons charged with crimes or misdemeanors committed within said State, may be executed therein in the same way and manner as if such consent had not been given, or jurisdiction ceded, except so far as such process may affect the real and personal property of the United States.

§ 4. WHEN JURISDICTION SHALL VEST IN UNITED STATES.] The jurisdiction hereby ceded shall not vest until the United States shall have acquired the title to the said lands by purchase, grant, or condemnation, and so long as the said land shall remain the property of the United States when acquired as aforesaid, and no longer, the same shall be and continue exonerated from all taxes, assessments and other charges which may be levied or imposed under the authority of this State.

Approved March 14, 1890.

CHAPTER 192.

[S. F. 91.]

BOND OF SECRETARY OF STATE.

AN ACT Requiring the Secretary of State to Give Bond.

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

§ 1. BOND.] The Secretary of State shall give a bond to the State in the penal sum of \$10,000, which bond shall be approved by the Governor and filed with the State Auditor.

§ 2. EMERGENCY.] There being an emergency existing by reason of there being no law prescribing the bond of the Secretary of State, therefore this act shall take effect and be in force immediately upon its passage and approval.

Approved March 3, 1890.

CHAPTER 193.

[S. F. 210.]

DEFINING LIABILITY OF CERTAIN OFFICERS.

AN ACT to Define the Liability of the Officers, Agents and Stockholders of Corporations not Organized Under the Laws of this State, and Wrongfully Doing Business Therein.

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

§ 1. LIABILITY.] That any failure to comply with the provisions of Sections 567, 568 and 569 of the Civil Code of this State, and the acts amendatory thereof, shall render each and every officer, agent and stockholder of any such corporation so failing therein, jointly and severally liable on any and all contracts of such corporation made within this State during the time such corporation is so in default.

Approved March 31, 1890.

CHAPTER 194.

[H. F. 238.]

REGULATING WITNESS FEES IN CERTAIN CASES.

AN ACT to Regulate the Paying of Fees to Witnesses When Called in More than One Case by the Same Party.

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

§ 1. FEE OF WITNESS.] That a witness who is subpoenaed in two or more cases, by the same party, shall be entitled to but one single compensation from such party for the same day's attendance or travel.

§ 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 31, 1890.

CHAPTER 195.

[H. F. 109.]

PREVENTING SALE OF CIGARETTES TO MINORS.

AN ACT Entitled "An Act to Prevent the Sale of Cigarettes or Tobacco to Certain Minor Children."

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

§ 1. PENALTY.] Any person who sells or gives to a minor under the age of sixteen years any cigar or cigarette of any kind or form, except on the written order of a parent or guardian, or tobacco in any form, shall be deemed guilty of a misdemeanor, and shall be punished by imprisonment in a county jail for not more than thirty days or by a fine of not more than fifty (50) dollars or by both such fine and imprisonment.

§ 2. All acts or parts of acts in conflict herewith are hereby repealed.

Approved February 13, 1890.

CHAPTER 196.

[H. F. 321.]

DEFINING THE FISCAL YEAR.

AN ACT Fixing the Time for the Commencement and Ending of the Fiscal Year for the State of North Dakota.

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

§ 1. FISCAL YEAR DEFINED.] The fiscal year for the State of North Dakota shall commence on the first day of November and end on the 31st day of October, and all reports required to be made annually or biennially by any State officer, shall be made to, and include the 31st day of October preceding, and all accounts of said officers shall be closed and balanced to that date.

Approved March 19, 1890.

CHAPTER 197.

[H. F. 195.]

LEGALIZING ACTS OF CERTAIN OFFICERS.

AN ACT to Legalize the Acts of Certain Officers Therein Named.

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

§ 1. CERTAIN ACKNOWLEDGEMENTS VALID.] That all acknowledgements and jurats to any conveyances or other instruments heretofore taken by any person previously elected or appointed, under the laws of the Territory of Dakota and then lawfully acting as a notary public, or other officer authorized to take such acknowledgements and jurats, and all other official acts of such duly qualified officers, be and the same are hereby legalized and made valid to the same intent and purposes that they would have been had the State of North Dakota remained a territory.

§ 2. EMERGENCY.] It being necessary for the better protection of the public and business interests of the State that this act should take effect prior to July 1, 1890, this act shall take effect and be in force from and after its passage and approval.

Approved March 14, 1890.

CHAPTER 198.

[S. F. 189.]

LEGALIZING CERTAIN INSTRUMENTS.

AN ACT to Legalize Certain Instruments and the Record Thereof.

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

§ 1. CERTAIN ACKNOWLEDGEMENTS WITHOUT SEAL, DECLARED VALID.] All deeds, mortgages, powers of attorney and other instruments affecting the title to real property heretofore executed and recorded without seal affixed by the officer before whom the same is acknowledged, such officer having authority to take acknowledgements of such instruments, the record of any such instrument heretofore recorded are hereby legalized and made

valid and effectual to the same extent and for all purposes as though such official seal had [been] affixed.

§ 2. EMERGENCY.] Whereas, as there is no law legalizing certain instruments and the record thereof, an emergency exists and this act shall be in force from and after its passage and approval.

Approved March 20, 1890.

CHAPTER 199.

[S. F. 17.]

DEPOSITORY FOR STATE TITLES TO REAL ESTATE, ETC.

AN ACT Designating a Place^s of Deposit for all Abstracts and Conveyances of Title to the State of North Dakota, of Lands now Owned or Hereafter Acquired by the State.

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

§ 1. DEEDS, ETC., TO STATE TO BE DEPOSITED WITH STATE TREASURER.] That all abstracts and conveyances of title to the State of North Dakota of any lands now owned or hereafter acquired by the State, whether the said lands be held for penal, educational, charitable or other institutions or purposes, shall be by those in whose charge said conveyances now are or may come, deposited with and remain [in the] control of the Secretary of State.

§ 2. All acts or parts of acts inconsistent herewith are hereby repealed.

§ 3. This act shall take effect and be in force from and after its passage and approval.

Approved January 22, 1890.

CHAPTER 200.

[H. F. 57.]

REPEALING LAW PROHIBITING DESTRUCTION OF BEAVER.

AN ACT Repealing an Act Entitled "An Act to Prohibit the Destruction of Beaver in the Territory of Dakota."

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

§ 1. REPEAL.] That Chapter 60 of the Session Laws of 1887, of the Territory of Dakota, be and the same is hereby repealed.

Approved February 20, 1890.

CHAPTER 201.

[S. F. 39.]

ATTACHING CERTAIN TOWNSHIPS TO RAMSEY COUNTY.

AN ACT Providing for the Attaching of Certain Townships to Ramsey County.

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

§ 1. HOW CERTAIN TOWNSHIPS MAY BE ATTACHED TO RAMSEY COUNTY.] That the district of country known as townships 155, 156, 157 and 158 north of range 60 and 61 west, shall be attached to and become a part of the county of Ramsey; *Provided*, That it shall be submitted to a vote of all the people concerned therein.

§ 2. All acts and parts of acts in conflict with this act are hereby repealed.

Approved March 11, 1890.