

JURIES.

CHAPTER 126.

[H. B. No. 13—Johnson.]

MANNER OF DRAWING GRAND JURIES.

AN ACT Amending Section 7989 of the Code of North Dakota of 1899, Providing for the Manner and the Time of Drawing and Summoning of Grand Juries.

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

§ 1. AMENDMENT.] That section 7989 of the code of North Dakota of 1899 be amended to read as follows:

§ 7989. WHEN GRAND JURY MAY BE CALLED.] No grand jury shall be drawn or summoned to attend at any session of the district court within this state unless the judge thereof shall so direct by order in writing under his hand and filed with the clerk of the court in the county wherein the said grand jury is required to attend. The judge of any district court in and for any county or judicial subdivision must, in the manner herein provided, direct that a grand jury be drawn and summoned to attend at a term of said court whenever: (1) he shall deem the attendance of such grand jury necessary for the due enforcement of the laws of the state; or (2) the board of commissioners of the county wherein the court is to be held, in writing, requests him so to do; or (3) a petition in writing requesting the same is presented to said judge, signed by at least ten per cent of the total male vote cast in said county for the office of governor of the state at the last general election preceding the calling of said grand jury. The request provided for in subdivision 2 of this section and the petition mentioned in subdivision 3 hereof, must be presented to such judge at least fifteen days before the commencement of the term at which the attendance of a grand jury is requested; and, provided, that the said petition shall be verified on information and belief by three legal electors of such county or judicial subdivision; and, provided further, that the formation of any grand jury called hereunder shall not be invalidated should it appear or be proven after the said grand jury has been called or summoned that any of said petitioners therefor were not such electors, and that said petition was not signed by the full ten per cent of electors of the county or judicial subdivision as aforesaid; provided, further, that no grand jury shall remain in session for a longer period than ten days at any one term of the district court, except as the judge of the said court may

in his discretion by written order filed with the clerk of said court, continue the session of said grand jury to such further time and such further term as he may deem necessary; otherwise said grand jury shall be by law discharged at the close of the tenth day of their session; provided, that Sundays and legal holidays shall not be included in computing the said ten days' limitation.

Approved February 23, 1905.

LAND COMMISSIONER.

CHAPTER 127.

[S. B. No. 205—Kirkeide.]

COMMISSIONER SCHOOL LANDS.

AN ACT Amending Section 180 of the Revised Codes of 1899, Relating to Salary of Commissioner of University and School Lands.

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

§ 1. AMENDMENT.] Section 180 of the revised codes of 1899 is amended to read as follows:

§ 180. SALARY OF COMMISSIONER.] The commissioner shall receive an annual salary of one thousand eight hundred dollars.

§ 2. EMERGENCY.] Whereas, the salary now provided by law for the commissioner of university and school lands is less than other state officers, and it is deemed best that the same be more nearly equalized with other salaries, therefore an emergency exists and this act shall take effect and be in force from and after its passage and approval.

Approved March 9, 1905.