

## ADDENDA\*

Containing additional notes of a critical and explanatory nature, additional citations of decisions of the North Dakota Supreme Court, unrepealed sections omitted from earlier Codes, and other corrections.

§§ 189b26, 189b27. Laws 1919, ch. 160, containing these sections, was re-enacted by Laws 1921, ch. 77, so that these two sections do not belong in the Supplement.

§ 223. The case cited here should have been to § 2223, where it will be found.

§ 236. Add the following to the explanatory note preceding § 236: Board of administration to assume powers and perform duties of board of control, see § 283b5.

§ 283b1. Insert the following note preceding this section: **Explanatory note.** Laws 1919, ch. 77, constituting §§ 283b1-283b5, 283b11-283b16, was approved on referendum. See Laws 1919, page 509.

§ 364a1. Insert the following note preceding this section: **Explanatory note.** Board of administration to assume powers and perform duties of board of regents, see § 283b5.

§ 396a16. Insert the word "and" after "as frequently as" in line 2.

§ 2976t15. Insert the following in the bracket at the close of the section: Laws 1917, ch. 131, §§ 10, 12.

§ 2976t16. Insert the following in the bracket at the close of the section: Laws 1917, ch. 131, § 11.

§ 837. **Oath and bond.** Each notary public before entering upon the duties of his office shall take the oath prescribed in section 211 of the constitution; and he shall give a bond to the state with one or more sureties, to be approved by the clerk of the district court of his county or of the county to which same is attached for judicial purposes, in the penal sum of five hundred dollars conditioned for the faithful discharge of the duties of his office. Provided, that such bond may be furnished by a surety or bonding company duly authorized to do business in the state of North Dakota; and provided, further, that when the bond to be given under the provisions of this section shall be furnished by a surety or bonding company, the approval of the clerk of the district court shall not be required, but said surety bond shall be subject, without charge, to the approval of the secretary of state. [Laws 1911, ch. 272, § 1; R. C. 1905, § 537; R. C. 1895, § 464; Laws 1893, ch. 76, § 3.]

§ 969a. **Delegates elected by ballot; representation; notice.** All delegates to an assembly or convention shall be elected by ballot at a caucus to be held for such purpose. The basis of representation of delegates to an assembly or convention shall be fixed and determined by the authorized county committee of each political party entitled by law to make nominations for office by delegate convention; and such county committee shall divide the county into caucus precincts and establish the boundaries of the same which caucus precincts shall be as nearly as practicable the same as the established voting precincts in its county. Public printed or posted notice of the time and place of holding such caucus shall be given at least ten days before holding the same. Such notice shall contain a brief statement of the object of the caucus,

\* NOTE. The matter in the sections in this Addenda is referred to in the proper place in the Index, in the same way as the matter in the main body of the Supplement.

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and the length of time the polls shall be kept open, and shall be signed by the chairman and secretary of such committee. [R. C. 1899, § 497a; Laws 1899, ch. 38, §§ 1, 2, 3.]

**§ 969b. When caucus held; certificates.** All caucuses held under the provisions of this article shall be held between the hours of two o'clock p. m. and nine o'clock p. m., and the polls shall be kept open at least one hour. The electors present at such caucus shall at the opening of the polls elect by viva voce vote a chairman and clerk of such caucus, whose powers and duties shall be the same as the powers and duties of judge and clerk of elections, respectively, in so far as the same shall be applicable. The chairman and clerk of such caucus shall, at the close of the polls, immediately canvass the ballots cast for delegate or delegates, and shall issue certificates of election to each delegate who shall receive a plurality of all the votes cast at such caucus. Such certificate shall be signed by said chairman and clerk. [Laws 1901, ch. 47, § 1; R. C. 1899, § 497b; Laws 1899, ch. 38, §§ 4-6.]

**§ 969c. Duty of clerk.** It shall be the duty of the clerk of such caucus to carefully keep and preserve the record of the caucus, which shall include a list of the names of each person voting at the said caucus, for six months, and he shall at any time within said six months furnish a certified copy of the record of such caucus upon the request of the chairman of the county or state committee of the political party which said caucus represented. [R. C. 1899, § 497c; Laws 1899, ch. 38, § 7.]

**§ 969d. Participation in more than one caucus prohibited.** Any person who shall participate directly or indirectly in the election at caucus of more than one delegate or set of delegates for the nomination of each office to be filled shall be guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not less than fifty or more than two hundred dollars. [R. C. 1899, § 497d; Laws 1899, ch. 38, § 8.]

**§ 1147. Determination of commissioners in organizing district is conclusive.** State ex rel. Jensen v. Strauss, 48 N. D. 927, 187 N. W. 964.