
FORESTRY.

CHAPTER 70.

[S. F. 47.]

TO PROMOTE FOREST TREE CULTURE.

AN ACT Entitled "An Act to Promote Forest Tree Culture."

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

§ 1. BOUNTY FOR TREE PLANTING.] Every person planting one acre or more of prairie land with any kind of forest trees except black locust and successfully growing and cultivating the same for three years, shall be entitled to receive for ten years thereafter an annual bounty of three (3) dollars for each acre so planted and cultivated, to be paid out of the State Treasury; but such bounty shall not be paid any longer than such grove shall have at least 400 living trees on each acre so maintained and kept in growing condition.

§ 2. SAME.] Every person planting such forest trees or trees suitable for hedge in rows as boundary lines along the public highways or on any other portion of his premises, which rows shall contain not less than three living trees to each rod, and who shall in other respects comply with the provisions of this act, shall annually receive a bounty at the rate of four (4) dollars for every 160 rods of each row in length.

§ 3. PROOF OF PLANTING—LIST OF LANDS TO BE CERTIFIED TO STATE AUDITOR.] Any person wishing to secure the benefits of this act, shall, during the month of June next after the expiration of two years after planting such grove, row or rows of trees, and annually thereafter, file with the county auditor or clerk of the county in which the same is located a correct plat of the land, describing the section or fraction thereof on which such grove, row or rows have been planted or cultivated, and shall make due proof of such planting and cultivation, as well as of the title to the land, by oath of the owner and the affidavit of two householders residing in the vicinity, setting forth the facts in relation to the growth and cultivation of the grove, row or rows of trees for which such bounty is demanded. The several county auditors or clerks shall, on or before the first Monday of August of each year forward to the State Auditor a certified list of all the lands and tree planting reported and verified to them in compliance with this act,

with the name and postoffice address of the respective owners thereof; *Provided*, This act shall not apply to any railroad company for planting trees within 200 feet of its track for the purpose of making a snow fence, nor to any trees planted upon land held, entered and acquired under the timber culture laws of the United States; *Provided, further*, That not more than one hundred (100) dollars shall be paid annually for the trees raised on any one quarter section of land.

§ 4. AUDITOR TO PAY BOUNTY.] If the State Auditor shall find that the provisions of this act have been duly complied with, he shall issue to the several applicants entitled thereto his warrant upon the State Treasurer for the bounty so earned.

§ 5. All acts or parts of acts in conflict with the foregoing act are hereby repealed.

Approved February 5, 1890.

GRAND JURIES.

CHAPTER 71.

[H. F. 77.]

REPEAL OF GRAND JURY LAW EXCEPT IN CERTAIN CASES.

AN ACT Entitled "An Act to Provide for the Prosecution and Trial of Crimes and Offenses on Information and to Dispense with the Calling of Grand Jurors, Except by Order of the District Court Judges."

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

§ 1. PROSECUTION ON INFORMATION.] That the several district courts of this State shall possess and may exercise the same power and jurisdiction to hear, try and determine prosecutions upon information, for felonies, misdemeanors and other offenses, to issue writs and process, and do all other acts therein, as they do now, or may hereafter possess and may exercise in cases of like prosecutions upon indictments by a grand jury.

§ 2. INFORMATIONS, HOW FILED.] All informations shall be filed in the district court of the county having jurisdiction of the crime or offense specified therein, by the state's attorney of the proper county, as informant, and during the term of the said district court held in and for such county, the state's attorney shall subscribe his name to the information and endorse thereon the names of all witnesses for the prosecution known to him at the time of