

published for three consecutive weeks in the official newspaper of the city, together with a notice of the time and place, when and where such committee will meet to hear objections to such assessments. At the time and place mentioned in such notice the said committee will meet and hear any and all objections which shall be made to any such assessment by any owner or occupant of a tract so assessed, or his or their agent or attorney, and thereupon alter or affirm the same as may in the opinion of such committee be just in the premises. The committee shall then deposit such assessment list with the city auditor, who shall forthwith cause the same to be again published for three consecutive weeks in the official newspaper of the city, with a notice to the persons interested that at the next regular meeting of the city council after expiration of the time of publication of such notice, giving the date thereof, appeals from the decision of such committee in relation thereto will be heard and determined by the city council."

§ 6. AMENDMENT.] That Subdivision 4 of Section 7 of Article 16, be amended by striking out the words, "Provided, further, that no lot, part of lot or parcel of land shall be specially assessed more than once for sewerage purposes," where they occur in the latter part of said subdivision.

§ 7. EMERGENCY.] An emergency existing, in that cities within the State desire to proceed at once to adopt a system of sewerage, this bill shall take effect immediately on its passage and approval.

Approved March 14, 1890.

NOTARIES PUBLIC.

CHAPTER 101.

[H. F. 124.]

GOVERNING THE APPOINTMENT OF NOTARIES PUBLIC.

AN ACT to Amend Sections 1 and 2, Chapter 45, General Laws of 1879, and Sections 2 and 3, Chapter 17 of the Political Code Governing the Appointment of Notaries Public, Extending the Appointive Power of the Governor to Unorganized Counties.

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

§ 1. AMENDMENT.] That Section 1, Chapter 45, of the General Laws of 1879, be amended to read as follows:

"Sec. 1. NOTARIES, HOW APPOINTED.] The Governor shall appoint in each of the organized and unorganized counties in this State, from among the eligible citizens thereof, one or more notar-

ies public, who shall hold their office for four years, unless sooner removed by the Governor, each of whom shall have power and authority anywhere in the State to administer oaths and perform all other duties required of them by law. The Secretary of State shall issue a commission and duplicate thereof to each notary public appointed by the Governor, one of which shall be by said notary public posted in a conspicuous place in his office for public inspection; and the Secretary shall collect and receive two (2) dollars for the issuance of said commission and duplicate, which two (2) dollars shall be paid into the State Treasury and credited to the general fund. The Secretary shall keep in his office a careful record of such appointments and the date of expiration, and shall notify each notary by mailing, at least thirty days before the expiration of his term, a notice of the date upon which his commission expires, which notice shall be addressed to said notary at his last known place of residence."

§ 2. AMENDMENT.] That Section 2, Chapter 45, General Laws 1879, be amended so as to read as follows:

"Sec. 2. NOTARY TO FILE COMMISSION.] Every notary public before he enters upon the duties of his office, shall file his commission for record with the clerk of the district court of his county or subdivision, or of the county to which his county is attached for judicial purposes, and shall deposit with such clerk an impression of his seal, together with his official signature; and the said clerk shall record the same in a book kept for that purpose; and it shall be deemed sufficient evidence to enable such clerk to certify that the person so commissioned is a notary public during the time such commission is in force."

§ 3. AMENDMENT.] That Section 2, Chapter 17, of the Political Code be amended so as to read as follows:

"Sec. 2. OATH—BOND.] Each and every notary public, before he enters on the duties of his office, shall take an oath to support the Constitution of the United States and the Constitution of this State, and to faithfully and impartially discharge the duties of his said office, and shall give bond to the people of the State to be approved by the clerk of the district court of his county, or of the county to which his county is attached for judicial purposes, or judicial subdivision thereof, with one or more sureties, in the penal sum of five hundred (500) dollars, conditioned for the faithful discharge of the duties of his said office."

§ 4. AMENDMENT.] That Section 3, Chapter 17, of the Political Code, be amended to read as follows:

"Sec. 3. RECORDS OF NOTARY IN CASE OF VACANCY, WHERE TO BE DEPOSITED—PENALTY.] Whenever the office of any notary public shall become vacant, the records of said notary public, together with all the papers relating to the office, shall be deposited in the office of the clerk of the district court in the county in which the said notary public resides, or of the county to which his county is attached for judicial purposes, and any notary public who, on his

resignation or removal from office, shall neglect to deposit such records and papers in the clerk's office as aforesaid, for the space of three months, shall forfeit and pay a sum not less than fifty (50) dollars, nor more than five hundred (500) dollars; and if any executor or administrator of any deceased notary public shall neglect to lodge such records and papers as aforesaid, which come into his hands, in the clerk's office, for the space of three months after said records and papers shall come into his possession, he shall forfeit and pay a sum of not less than fifty (50) dollars, nor more than five hundred (500) dollars; and if any person shall knowingly destroy, deface or conceal any records or papers of any notary public, he shall forfeit and pay a sum of not less than fifty (50) dollars, nor more than five hundred (500) dollars, and shall moreover be liable to an action by the party injured."

§ 5. REPEAL.] All acts or parts of acts in conflict with this act are hereby repealed.

§ 6. EMERGENCY.] Inasmuch as there is no provision of law for the appointment of notaries public in unorganized counties, hence, an emergency exists, therefore, this act shall be in force and effect from and after its passage and approval.

Approved March 18, 1890.

NOXIOUS WEEDS.

CHAPTER 102.

[H. F. 35.]

MANNER OF DESTROYING NOXIOUS WEEDS.

AN ACT to Amend Section 1, General Laws 1885, Supplement, Relating to Noxious Weeds.

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

§ 1. MANNER OF DESTROYING NOXIOUS WEEDS TO BE PRESCRIBED—NOTICE OF TO BE PUBLISHED—FEES—WHEN EXPENSE ENTERED AS TAX AGAINST PROPERTY.] Every person and every corporation shall destroy upon all lands which he or she shall occupy, all weeds of the kind known as Canada thistles, cockle burr, mustard, wild oats, French weeds (*arena fatua*) and Russian cactus (*solsola colina pall*) at such time and in such manner as shall effectually prevent their bearing seed; such time and manner of destroying such weeds shall be prescribed by township boards of supervisors or