
PROTECTION OF MECHANICS.

CHAPTER 111.

[H. F. 171.]

CERTAIN CONTRACTORS TO GIVE BONDS FOR PAYMENT OF LABOR AND MATERIAL.

AN ACT to Protect Mechanics, Laborers and Persons Furnishing Material for the Construction of Public Buildings and Making Public Improvements.

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

§ 1. BOND FOR PAYMENT OF LABOR TO BE GIVEN BY CONTRACTOR ON PUBLIC WORKS.] That whenever any public officer or officers shall, under the laws of this State, enter into contract in any sum exceeding one hundred (100) dollars, with any person or persons, for the purpose of making any public improvements, or constructing any public building or making repairs on the same, such officer or officers shall take from the party contracted with a bond with good and sufficient sureties to the State of North Dakota, in a sum not less than the sum total in the contract, conditioned that such contractor or contractors shall pay all indebtedness incurred for labor or material furnished in the construction of said public building or in making said public improvements.

§ 2. BOND, HOW EXECUTED.] Said bond shall run to the State of North Dakota, shall be executed by two or more sureties and shall be for an amount at least equal to the contract price stated in the contract upon which the bond is given. It shall be approved by the clerk of the district court of the county in which such public improvement is to be made and the sureties thereon shall each qualify in a sum equal to double the amount of the bill.

§ 3. BOND TO BE FILED—ACTIONS, HOW BROUGHT.] That such bond shall be filed in the office of the clerk of the district court of the county in which such public improvement is to be made or such public building is to be erected; and any person to whom there is due any sum for labor or material furnished, as stated in Section 1 of this act, or his assigns, may bring an action on said bond for the recovery of said indebtedness; *Provided*, That no action shall be brought on said bond after three months from the completion of said public improvements or public buildings.

Approved February 6, 1890.