

at said sale was on the ..... day of....., A. D., 19...., assigned to .....” Which said deed shall be acknowledged as aforesaid.

§ 2. Whereas, an emergency exists in this: That the supreme court of the state of North Dakota has held that tax deeds issued in the form prescribed by Section 1591 of the Revised Codes of North Dakota for 1905 are invalid, and for that reason there is now no adequate legislation covering the matter embraced by this act, therefore the same shall be in full force and effect from and after the date of its passage and approval.

Approved March 17, 1913.

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## TELEGRAPH AND TELEPHONE

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### CHAPTER 282.

[S. B. No. 152—Englund.]

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#### TELEGRAPH MESSAGES.

AN ACT Relating to the Transfer of Messages by Telegraph Companies and Penalty for Violation Thereof.

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

§ 1. TRANSFER OF MESSAGES.] Every telegraph company, firm, or corporation engaged in the business of transmitting messages by telegraph, in this state, or partly within and partly without this state, shall upon receipt of a message within this state to a point not on its own lines, transmit and deliver such message to another telegraph company on whose line such point may be reached, at the interesting point where both such companies maintain an office for the transmission of messages which will, when the rate of both such companies are combined, make the cheapest route to the destination of such message, *provided*, however, that nothing in this act shall prohibit the transfer of such message at convenient or central points where both such telegraph companies may be better equipped, but in no case shall this rate exceed the combined rate of both companies at the nearest intersecting point, nor the transmission of such message partly by telephone, *provided* it is cheaper or more expedient, and agreeable to sender, when copy is delivered within reasonable time to addressee, if required.

§ 2. PENALTY.] Every telegraph company, firm or corporation violating the provisions of this act shall be fined

not less than ten dollars nor more than fifty dollars for each offense, and it shall be the duty of the state's attorney upon order from the state board of railroad commissioners, or upon the complaint of any citizen, to commence and prosecute all actions necessary for the enforcement of this act.

Approved March 13, 1913.

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### CHAPTER 283.

[S. B. No. 357—Hanley.]

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#### DAMAGES FOR DELAYING MESSAGES.

AN ACT to Amend Section 5701 of the Revised Codes of North Dakota for 1905, Relating to Damages for Postponing or Refusing Messages.

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

§ 1. AMENDMENT.] Section 5701 of the Revised Codes of the state of North Dakota for 1905 is hereby amended and re-enacted to read as follows:

§ 5701. DAMAGES FOR POSTPONING, REFUSING OR DELAYING MESSAGES.] Every person whose message is refused, postponed or delayed, contrary to the provisions of this chapter is entitled to recover from the carrier his actual damages and additional damages for mental distress and anguish caused by said refusal, delay or postponement.

Approved March 12, 1913.