

address of such person to whom such receipt was issued, shall be inserted therein.

§ 2. Upon payment of all legal accrued charges and surrender to warehouseman of receipt, and receipt holder elects to continue the storage contract, warehouseman shall forthwith issue a new storage receipt to the owner and cancel the former receipt by endorsing thereon the words: "Cancelled by the issuance of Storage Receipt No.....," inserting the number of the re-issue storage receipt thereafter, and holder's name shall be signed thereto by himself or his authorized agent. Re-issue storage receipt shall be so designated by stamping thereon: "Re-issue of Storage Receipt No....."

§ 3. There shall be printed upon all warehouse receipts the following words: "All storage contracts on grain in store at public grain warehouses shall terminate on June 30th of each year. If storage charges and warehouseman's advances remain unpaid at the time of such termination, the warehouseman shall sell sufficient of said grain to pay such charges and advances. Holder hereof shall surrender this receipt to issuing warehouseman for settlement."

Approved March 7, 1933.

ANIMALS

CHAPTER 6

S. B. No. 4—(Matthaei.)

REGISTRATION OF DOGS—REPEAL

An Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for year 1931, relating to registration of dogs, and declaring an emergency.

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

§ 1. REPEAL.] Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, be and the same is hereby repealed.

§ 2. EMERGENCY.] This Act is hereby declared to be an emergency measure, and shall be in force and effect from and after its passage and approval.

Approved February 27, 1933.

CHAPTER 7

H. B. No. 195—(Cunningham and Hanson of Benson.)

REGULATION DIRECT BUYERS OF LIVESTOCK

An Act to provide for the licensing of direct buyers of livestock, regulating the conduct of such buyers, and providing for the feeding and watering of livestock purchased by them, and providing a penalty.

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

§ 1. As used herein the term "buyer" shall mean any person, co-partnership, association, or corporation, engaged in buying livestock, horses, cattle, hogs, sheep, poultry, direct from producers, their agents or representatives, either for resale direct to packers and/ or processors of livestock, and/ or for packers and/ or processors of livestock or shipment to terminal markets. Nothing herein contained shall apply to farmers who purchase livestock to complete loads of livestock of their own for shipment to market. The buyer shall have the scale upon which the animals are weighed inspected and tested by some duly authorized inspector.

§ 2. On and after July 1, 1933, all buyers of livestock as herein defined shall be duly licensed as hereinafter provided. No agent shall act for any such buyer unless the buyer is duly licensed and has designated such agent to act in his behalf and notified the Board of Railroad Commissioners in his application for license or in writing of such appointment, and requested the Commission to issue to such agent an agent's license. The buyer shall be accountable and responsible for the acts of his or its agent.

§ 3. Each buyer, before engaging in the business of buying livestock direct from producers at places other than public terminal livestock markets, shall annually on or before January 1, (and for the year 1933 on or before August) file an application with the Board of Railroad Commissioners on a form prescribed by it for a license to transact such business. The application shall state the nature of the business as hereinabove set forth, the name or names of the person or persons applying for the license, and if the applicant be a firm, association, partnership or corporation the full name of each member of such firm, association or partnership, or the names of the officers of the corporations, and the name of the agent or agents of such person, firm, association, partnership or corporation, the postoffice address of the principal place of business of the applicant, and such other facts as the Commissioners prescribe.

Each applicant shall file with his application a surety company bond in the sum of five thousand dollars, in which the Commissioners shall be the obligee but which shall be for the purpose of protecting any person dealing with such applicant from loss by reason

of acts of fraud, dishonesty, forgery and theft on the part of the principal. The Commissioners shall thereupon issue to such applicant on payment of the sum of five dollars a license entitling the applicant, applicants, or his or their agent, to conduct the business of buying livestock direct from producers thereof at places other than public terminal livestock markets at the place or places named in the application until the 31st day of December next following.

§ 4. The Commissioners may decline to grant or may revoke a license when it is satisfied that (a) the applicant or licensee has violated the laws of this state governing the shipment or transportation of livestock; or (b) that the applicant or licensee has been guilty of fraudulent practices in the purchase of livestock or in dealing in livestock. Before any license shall be revoked the licensee shall be furnished with a copy of the complaint made against him and a hearing shall be had before the Commissioners upon at least ten days notice to the licensee to determine whether such license shall be revoked, which notice may be served either by registered mail addressed to the address of the licensee as shown in his application or in the manner provided by law for the service of a summons. At the time and place fixed for hearing the Commissioners or any official, employee, or agent of the Commission authorized by the Commissioners, shall receive evidence, administer oaths, examine witnesses and hear the testimony, and shall thereafter file an order either dismissing the proceedings or revoking the license.

§ 5. Each buyer shall keep such accounts, records and memoranda concerning his buying transactions as may from time to time be required by the Commissioners and the Commissioners shall at all times have access to such accounts, records, and memoranda.

§ 6. When any buyer represents or states to the seller that the price offered or paid by the buyer for livestock is based directly or indirectly upon prices established upon public terminal livestock markets within or without North Dakota, or in fact the purchase price is directly or indirectly based upon such prices.

§ 7. On the date of purchase of livestock direct from the producer as hereinbefore specified, the buyer shall mail to the Board of Railroad Commissioners a record in form satisfactory to that body, showing the grading of the animals, the number of animals of each grade included in the purchase, the average weight of the animals of each grade included in the purchase, and the price per hundred pounds paid for the animals of each grade, the number of animals docked, the number of animals in each grade docked, and the amount of dockage for each grade.

§ 8. The seller may require the buyer of his livestock to give the livestock such food as they will consume during a two-hour period prior to weighing, the feed to be furnished by the buyer at the expense of the seller, and after such feeding the animals shall be

given by the buyer free access to water until their thirst is fully quenched. If, however, feeding is omitted, the actual scale weight shall apply as the sole basis for settlement with the shipper.

§ 9. Nothing herein contained shall apply to co-operative livestock marketing associations of producers of livestock in their dealings with their members, or livestock purchased by local dealers for home consumption or trading for merchandise or machinery.

§ 10. Any person who shall violate the provisions of this Act, shall be guilty of a gross misdemeanor and shall be punished by a fine of not less than \$100.00 nor more than \$500.00, or by imprisonment in the county jail of not less than 30 days nor more than 1 year, or by such fine and imprisonment.

§ 11. This Act shall take effect and be in force from and after July 1, 1933.

Approved March 9, 1933.

CHAPTER 8

H. B. No. 308—(Sannes and Erickson of McKenzie.)

CANCELLATION AND RE-RECORDING LIVE STOCK BRANDS

An Act to amend and re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the year 1913.

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

§ 1. AMENDMENT.] That Sections 2602, 2603, 2604, 2605, and 2606 of the Compiled Laws of North Dakota be and the same is amended and re-enacted to read as follows:

§ 2602. On the first day of November, nineteen hundred thirty-three, each and every live stock brand or mark shall be cancelled, and no person, co-partnership, company, firm, or corporation shall use nor have any right, title or interest in or to any live stock brand or mark previously recorded in this state. Provided, however, that if a person, co-partnership, company, firm or corporation may desire to continue ownership thereof, the brand or mark must be re-recorded on or before December first, nineteen hundred thirty-three. Failure to re-record any previously recorded live stock brand or mark on or before the time specified, and under provisions hereof, shall be deemed an absolute abandonment to the state of North Dakota of such previously recorded live stock brand or mark. On and after January first, nineteen hundred thirty-four, the commissioner of agriculture and labor shall accept regular applications for the issuance to any one of such abandoned live stock brand or mark; and the said commissioner of agriculture and labor is hereby authorized, empowered, and directed to issue his certificate for the use of such abandoned brand or mark within this state.

§ 2603. It shall be the duty of the commissioner of agriculture and labor to notify, on or before August first, nineteen hundred thirty-three each and every record owner of livestock brands or marks of the final date set for cancellation, and also of his, her or their prior right to re-record such previously recorded live stock brand or mark. Such notice shall be given in writing, legibly written, sent by ordinary first-class mail, and addressed to the record owner at the address shown last upon the present records.

§ 2604. It shall be the duty of the commissioner of agriculture and labor to publish in each official county newspaper in every county where brands or marks are in use, a notice of the expiration of the time fixed by law for the re-recording of live stock brands or marks, and of the prior right of record owners to re-record his, her, or their previously recorded brands or marks. Such publication shall begin on or about the first of September, nineteen hundred thirty-three, and shall continue at least three successive times in each of such newspapers. The commissioner shall also request each newspaper publishing notices to call attention to this law in a news item in the regular columns, for which no charge shall be allowed.

§ 2605. Re-recording of abandoned live stock brands or marks, and the recording of new brands and marks shall conform in all respects to existing provisions of law, and not otherwise. The previously issued certificate must be surrendered to the commissioner of agriculture and labor, accompanied by an application to re-record, and also accompanied by either money order or bankable draft for fifty cents. In case the previously issued certificate may have been lost or destroyed the original brand records only shall be prima facie evidence of ownership, except where a fact can otherwise be established

§ 2606. All fees collected under provisions of this Act (Sections 2602-2606) shall monthly be turned over to the state treasurer. All expenses for publication of notices, new books, records, and files necessary for the establishment and maintenance of a complete system of brand recording and brand re-recording shall first be approved by the commissioner of agriculture and labor, and paid by the state treasurer out of the general funds.

Approved March 6, 1933.

CHAPTER 9

H. B. No. 80—(Committee on State Affairs.)

WOLF AND COYOTE BOUNTY

An Act to amend and re-enact Chapter 283 of the Session Laws of North Dakota of 1927, relating to wolf bounty; and declaring an emergency.

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

§ 1. AMENDMENT.] That Chapter 283 of the Session Laws of North Dakota of 1927, be and the same is hereby amended and re-enacted to read as follows:

§ 2645. STATE BOUNTY FOR WOLVES AND COYOTES.] For the purpose of encouraging the destruction of wolves and coyotes, a bounty shall be paid by the State of North Dakota for each wolf and coyote killed, as follows:

One dollar and fifty cents (\$1.50) for each mature wolf or coyote killed, and one (\$1.00) dollar for each wolf or coyote pup killed prior to September 1st of the year of the whelping of such wolf or coyote pup. Provided, further, that no bounty shall be paid on wolves or coyotes killed by the Extension Division of the North Dakota Agricultural College, through the directors thereof co-operating with the Bureau of the Biological Survey of the United States Department of Agriculture.

§ 2. EMERGENCY.] An emergency is hereby declared to exist; therefore this Act shall take effect and be in force from and after its passage and approval.

Approved March 1, 1933.

APPROPRIATIONS

CHAPTER 10

S. B. No. 307—(Simonson.)

ERADICATION BEE DISEASES

An Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

§ 1. APPROPRIATION.] There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of \$1,000.00 or so much thereof as may be necessary, to defray