

sewerage, this bill shall take effect immediately from and after its passage and approval.

Approved, March 14, 1895.

CHAPTER 29.

[H. B. No. 30.]

RELATING TO MEETINGS OF CITY COUNCIL.

AN ACT to Amend Section 9, of Article 3, of Chapter 73, of the Laws of 1887, Being Section 877, of the Compiled Laws of 1887, Providing For the Incorporation of Cities.

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

§ 1. AMENDMENT.] That Section 9, of Article 3, of Chapter 73, of the Laws of 1887, being Section 877, of the Compiled Laws of 1887, be amended to read as follows:

§ 877. MEETINGS OF CITY COUNCIL—WHEN HELD.] The city council shall hold its regular meeting on the first Monday of each and every month, and may prescribe by ordinance the manner in which special meeting thereof may be called. The first meeting for organization shall be held on the third Tuesday in April of each and every year.

§ 2. EMERGENCY.] An emergency existing in that there is no law prescribing the time of the first meeting for organization, and it is necessary that this act take effect prior to July first next, *Therefore* this act shall take effect and be in force from and after its passage and approval.

Approved, March 4, 1895.

CIVIL TOWNSHIPS.

CHAPTER 30.

[H. B. No. 169.]

ORGANIZATION OF CIVIL TOWNSHIPS.

AN ACT to Provide for the Division of Civil Townships Containing Two or More Congressional Townships by the Creation of New Townships Therein.

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

§ 1. CIVIL TOWNSHIPS—HOW FORMED.] Any congressional township which has residing therein one hundred or more people and forms part of an organized civil township comprising two or more congressional townships, not a fractional, may be set apart

and organized as a separate civil township in the manner herein provided and when duly organized shall have the same powers and privileges and be subject to the same liabilities and restrictions as other civil townships except as herein otherwise provided; but no civil township shall be so formed, under the provisions of this act, as to leave residing in the former township less than one hundred inhabitants.

§ 2. PETITION COUNTY COMMISSIONERS—NOTICE PUBLISHED.] The legal voters residing in such congressional township may petition the board of county commissioners of the county in which it is situated, at any regular meeting of said board, to be set off as a separate civil township, upon at least thirty days previous notice thereof, and of the time and place of application, which notice shall be published at least three times in the newspaper in which the proceedings of said board are published or if there be none such notice shall be posted in at least three public places in the proposed new township, and as many more elsewhere in the township affected thereby, one of which shall be at the place where the last election was held.

§ 3. WHEN BOARD SHALL SET OFF TOWNSHIP—ELECTION.] Upon presentation of such petition signed by a majority of the legal voters residing within such proposed township not a fractional and due proof of notice as herein provided and of the further facts that the territory has the requisite number of inhabitants and the petition the requisite number of competent signers as aforesaid, the board shall proceed to set off said congressional township as a separate civil township, and constitute the same an election precinct, and designate the place of holding elections and the time and place of holding the first town meeting therein and notice thereof shall be given as in other cases.

§ 4. PROPORTIONAL SHARE OF MONEYS—LIABILITIES.] The new township shall succeed to a proportional share of the moneys and other property of the former township and to a like share of its debts and liabilities existing at the time of the division, such proportion to be determined by the relative value of the property of the respective parts as shown by the last preceding assessment and the account shall be settled between them by the board of county commissioners at their next regular meeting after the organization of the new township from the best evidence obtainable and for that purpose said board shall have the power to bring before it the necessary witnesses, books and papers upon subpoenas to be issued by the clerk of the district court upon request of the chairman and the statement of such account shall be conclusive as between the respective townships unless appealed from as provided by law, but the enforcement of their respective obligations thereon must be left to the courts; *Provided, however,* That no division of a civil township as herein provided shall operate to prevent the enforcement of obligations existing prior thereto to the same extent as if no division were made.

Approved, March 12, 1895.