

CRUELTY TO ANIMALS.

CHAPTER 48.

[S. B. No. 127.]

CRUELTY TO ANIMALS.

AN ACT to Amend Section 1 of Chapter 55 of Session Laws of 1891, Relating to Cruelty to Animals.

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

That Section 1 of Chapter 55 of the Laws of 1891, relating to cruelty to animals be and the same is hereby amended to read as follows:

§ 1. AMENDMENT.] That Section 695 of the Penal Code, the same being Section 6886 of the Compiled Laws be amended to read as follows:

§ 6886. ABUSING DOMESTIC ANIMALS.] Every person who shall willfully overdrive, overload, drive when overloaded, overwork, torture, torment, deprive of necessary food and water, or cruelly beat any animal, and any person who causes or procures an animal to be so overdriven, overloaded, driven when overloaded, overworked, tortured, tormented, or deprived of necessary food and water or cruelly beaten, and any person who shall work any animal, or cause the same to be worked when unfit for work, and any person who shall unnecessarily expose any animal to heat or cold, or leave the same hitched and uncovered in cold weather or storm, or in the night time, is guilty of a misdemeanor. Any officer finding any animal maltreated, abused or unsheltered in any of the manners hereinbefore specified, shall cause the same to be released and properly cared for and the charges therefor shall be a lien upon such animal to be collected as in case of pledge. And it shall be the duty of all incorporated municipalities that are supplied with water in whole or in part by a system of water works to provide suitable and a sufficient number of watering troughs wherein water for stock shall be kept at all times between May 1st and November 1st in each year. But nothing in this act contained shall be construed to mean herds of stock which do not properly belong in any such municipality; and if any person or persons shall knowingly water at any such watering trough any animal infected with any infectious disease, he shall be guilty of a misdemeanor and upon conviction thereof before any justice of the peace, shall be fined

not exceeding the sum of \$25, or by imprisonment in the county jail not to exceed the term of fifteen days or by both such fine and imprisonment.

Approved, March 19, 1895.

DAIRY PRODUCTS.

CHAPTER 49.

[H. B. No. 122.]

DAIRY PRODUCTS.

AN ACT Entitled an "Act to Protect Dairy Interests of the State of North Dakota and to Prevent Fraud in Dairy Products and to Regulate the Traffic in Adulterated Butter and Cheese."

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

§ 1. MISDEMEANOR, FINE AND IMPRISONMENT.] Any person who shall knowingly sell or offer for sale or procure the sale of, or make or manufacture any article or substance in semblance of butter, not the legitimate product of the dairy, made exclusively of milk or cream, but into the composition of which the oil or fat of animals, or melted butter, or any oil thereof, enters as a substitute for cream, in tubs, firkins, or other original packages, not distinctly, legibly and durably branded, stamped or marked in a conspicuous place with the word "oleomargarine" or "butterine" or "patent butter" as the case may be, in letters not less than one-fourth of an inch in width and one-half of an inch in length, or in retail packages not plainly and conspicuously labeled with said words "oleomargarine," or "butterine," or "patent butter," as the case may be, shall be guilty of a misdemeanor, and punished by a fine not less than twenty-five dollars, nor more than one hundred dollars, or shall be confined in the county jail not less than ten nor more than ninety days, or both such fine and imprisonment, in the discretion of the court.

§ 2. IMITATION BUTTER.] Any person or firm who shall sell or offer for sale, or make or manufacture imitation butter, or butter made of part cream and part caseine or other ingredients under what is known as "Quinness patent" or process, or any other similar process, whereby the caseine of milk and other ingredients are made to imitate and resemble genuine butter made from cream, shall stamp each package of the same on the top and side with lamp black and oil the words "patent butter" in letters at least one-fourth of an inch wide and one-half of an inch long.