

BOUNTIES.

CHAPTER 37.

[H. B. 1.]

DESTRUCTIVE ANIMALS.

AN ACT Providing a Bounty on Certain Stock-Destroying Animals and a Fund for the Payment Thereof.

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

§ 1. WOLF BOUNTIES.] There shall be paid out of the fund in this act hereinafter created for the killing of the following named animals hereafter killed in the State of North Dakota, the following bounties:

For each grey or "buffalo" wolf or prairie wolf, three dollars.

§ 2. SKIN TO BE EXHIBITED.] Any person killing any of the aforesaid animals to obtain the bounty thereon shall within ninety days from the date of the killing, exhibit, or cause to be exhibited, the skin of said animal or animals, including the tail and the skin from the forehead, embracing both ears, to the county auditor in said county in which said animal or animals were killed, and shall at the same time file with the auditor an affidavit setting forth that he killed, or caused to be killed, the animal or animals from which the skin or skins were taken; that the same were killed within the bounds of the county to whose auditor the same are presented; and the county auditor shall, before issuing the certificate hereafter provided for, require statement of two resident taxpayers of the county that they are acquainted with the person presenting the skin or skins, and that to the best of their knowledge and belief the animal or animals from which said skin or skins were taken were killed within the limits of said county.

§ 3. HOW TO PREVENT FRAUD.] The county auditor shall thereupon call to his assistance either the county treasurer, or, in his absence, the clerk of the district court, who being present, both shall, in order to prevent fraud, minutely examine each skin presented; and should examination disclose that the scalps and ears belonging to such skins have not been severed, patched or punched, the county auditor shall there, in the presence of the other officer above named, mark each ear by punching a hole one inch in diameter in the same, and then re-deliver the skin or skins to the person presenting the same, and shall at the same time make out and deliver to the said person a certificate showing the number

and kind of skins so punched and name of the person presenting, the fact of the filing of the affidavits herein provided for, and the examination made as required, and said certificate to be duly signed by him in his official capacity, and attested by the officer officiating with him, and said county auditor shall keep a record in a bound book of all skins so punched, showing the date, number and kinds, the names of the persons presenting and the names of the witnesses, which book shall be an official record. All services rendered by officials under this act to be without fee or charge.

§ 4. EVIDENCE REQUIRED.] Should any county auditor or officer officiating with him have reason to believe that any person presenting a skin or skins, as above provided, has evaded the provisions of this act to obtain the bounty unlawfully, he shall require satisfactory evidence of the time place and manner of the killing of said animal or animals.

§ 5. DUTY OF STATE AUDITOR.] It shall be the duty of the State Auditor, upon the written order of the county auditor, to give the person presenting said order a warrant upon the State fund, hereafter provided for, for the amount required to compensate at the bounty prices by this act provided and awarded, for the number of animals mentioned in the order, taking the receipt on the back of the order of the person presenting for the full amount received; and the State Auditor and the State Treasurer shall keep an account of all warrants so issued and paid, and list them in their annual report to the Governor.

§ 6. FUND CREATED.] For the purpose of providing for the payment of the aforesaid warrants there is hereby created a fund to be known as the State bounty fund.

§ 7. SPECIAL TAX.] It shall be the duty of the board of county commissioners of each county in this State, at the time of the levy of the annual tax, to levy a special tax of one-tenth mill on the dollar upon the assessed valuation of all property, real and personal, and when collected, paid into the hands of the State Treasurer, who shall at once enter the same into the State bounty fund aforesaid, which said fund shall be preserved inviolate for the payment of the bounties hereinabove provided for. And any county commissioner who shall refuse or interfere to prevent the levy of the tax aforesaid shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars or imprisonment in the county jail not exceeding three months, or both such fine and imprisonment.

§ 8. BOUNTY CERTIFICATES.] If at the end of any fiscal year there shall be a surplus of said bounty fund, it shall be the duty of the State Treasurer, and he is hereby authorized to apply such surplus on the payment of warrants on outstanding bounty certificates.

§ 9. PENALTY.] Any person who shall falsely make, alter,

forge or counterfeit, any of said certificates or orders shall be deemed guilty of a forgery, and any person who shall swear falsely to any affidavits provided for this act, or procure the same to be done by another, with the intent of obtaining any one of said certificates or orders, shall be deemed guilty of a perjury; and any person convicted of any of the offenses declared in this section shall be punished by imprisonment in the penitentiary for a term of not less than one year nor more than five.

§ 10. FINE AND IMPRISONMENT.] Any person or persons who shall patch up any skin or scalp, or who shall present any punched skin or scalp with intent to defraud the State, or any officer who shall sign any certificate herein provided for, without first counting the skins, or shall intentionally evade any of the provisions of this act, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not more than five hundred dollars, or by imprisonment in the county jail for a period of not exceeding three months, or by both such fine and imprisonment.

§ 11. EMERGENCY.] *Whereas*, there is no law relating to the subject matter of this act, an emergency exists; *Therefore*, this act shall be in full force and effect, from and after its passage and approval.

Approved March 3, 1897.

BRIEFS AND ABSTRACTS.

CHAPTER 38.

[S. B. 12.]

PRINTING OF BRIEFS AND ABSTRACTS.

AN ACT to Amend Section Five Thousand Six Hundred and Thirty-One (5631) of the Revised Codes, Relating to the Printing of Briefs and Abstracts.

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

§ 1. AMENDMENT.] Section 5631 of the Revised Codes is amended so as to read as follows:

"In actions whether denominated legal or equitable, or both, appealed to the Supreme Court, by either plaintiff or defendant, and in which the amount of the judgment appealed from, exclusive of costs, does not exceed three hundred dollars, no printed abstracts or briefs shall be required of either party; but in cases where printed copies of the same are not furnished, three typewritten copies thereof shall be served, and filed with the clerk of the Supreme Court, at such times as may be required by law or the rules of court in other cases."

Approved, February 13, 1897.