

presented, signed by the parties as above provided, if it shall appear that one or both of the parents of the child reside in said county, the county judge shall issue a citation or notice, fixing the time and place for the hearing of said petition, which shall be served on one or both of said parents, if either can be found in the county, not less than two days before the time fixed for the hearing of said petition, requiring them to appear, if they so desire, on said day and hour, and show cause, if any, why such child should not be taken from them and delivered to the care and custody of said society for the purposes of adoption into a private family or otherwise as said society shall determine; *Provided*, such citation or notice shall not be necessary if such parent or parents shall join in such petition. It shall be the duty of the county judge, in case such citation or notice has not been served upon said parents, before proceeding to hear and determine the petition, to require a certificate of the sheriff of the county that he has made diligent search to find and serve the same on one or both of the parents, but has been unable to find either of them; but, in case of such inability to give such notice, the proceedings shall be heard the same as though such notice had been given and such citation duly served.

§ 7. HOW CONSTRUED.] It is also herein expressly enacted that no provision of this law shall be construed as giving any claim to any society organized under it to an appropriation from the treasury of the State.

§ 8. TAKE EFFECT.] This act shall take effect and be in force from and after the first day of July, 1897.

Approved March 12th, 1897.

HORSE THIEVES.

CHAPTER 88.

[H. B. 41.]

CONVICTION OF HORSE THIEVES.

AN ACT to Provide for the Arrest and Conviction of Horse Thieves.

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

§ 1. REWARD FOR THIEVES.] That the sum of one hundred dollars (\$100.00) be paid to any person or persons for the arrest and conviction of each and every person that steals any horses, cattle or mules from any person or persons in this State, which amount shall be paid to the person or persons entitled thereto,

on the presentation of a certificate, issued as hereinafter provided, from the clerk of the court of the county where such conviction was had, setting forth the object for which the same was issued, to the treasurer of the proper county; and such county treasurer shall take a receipt for the same, setting forth the object for which it was paid, which certificate and receipt shall be forwarded to the State Auditor, who shall, at the next settlement, place a warrant for such amount into the hands of the State Treasurer, to be credited on the settlement with said county treasurer.

§ 2. REWARD—HOW OBTAINED.] Any person or persons claiming such bounty shall, within twenty days after the conviction of the criminal, apply to the judge of the district court of the county wherein such conviction was had, for an order on the clerk for such certificate. The judge of said court shall thereupon, after the expiration of the said twenty days, appoint a time and place for the purpose of taking and hearing evidence of the person or persons claiming such bounty, establishing their right thereto, who shall be notified by the clerk of said court of the time and place for hearing of the same; and, if after hearing such evidence, it shall appear to the satisfaction of the said judge that any person or persons applying therefor are entitled to such bounty, he shall apportion the same among the claimants, if more than one, and make an order directing the clerk to issue a certificate or certificates therefor.

§ 3. EXPENSES, HOW PAID.] Each and every person applying for such bounty shall pay all costs and expenses made by him or them, and shall have no right to such bounty without they apply for the same within the time mentioned in this act.

§ 4. EMERGENCY.] *Whereas*, an emergency exists in that there is no law upon our statute books providing for a bounty of this kind, this act shall take effect and be in force from and after its passage and approval.

Approved February 20th, 1897.