

§ 2. REFERRED TO THE SUPREME COURT.] The final examination papers shall be referred to the supreme court before and after such final examination, and if such papers and examination taken thereunder shall be approved by such court, the applicant shall be admitted to the bar as herein provided without further examination.

Approved March 13, 1901.

ATTORNEY GENERAL.

CHAPTER 24.

[S. B. 144.]

ATTORNEY GENERAL.

AN ACT to Amend Section 119 of the Revised Codes of 1899, Relating to the Duties of the Attorney General.

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

§ 1. AMENDMENT.[That section 119 of the Revised Codes of the State of North Dakota be amended to read as follows:

§ 119. ATTORNEY GENERAL. DUTIES OF.] The duties of the attorney general shall be:

1. To appear for and represent the state before the supreme court in all cases in which the state is interested as a party.

2. To institute and prosecute all actions and proceedings in favor of, or for the use of the state, which may be necessary in the execution of the duties of any state officer.

3. To appear and defend all actions and proceedings against any state officer in his official capacity in any of the courts of this state or of the United States.

4. To consult with and advise the several state's attorneys in matters relating to the duties of their office; and when in his judgment the interests of the state require it, he shall attend the trial of any party accused of crime and assist in the prosecution.

5. To consult with and advise the governor and all other state officers, and give, when requested, written opinions on all legal or constitutional questions relating to the duties of such officers respectively.

6. To prepare, when necessary, proper drafts for contracts and other writings relating to subjects in which the state is interested.

7. To give written opinions, when requested by either branch of the legislative assembly, upon legal questions.

8. To enforce the proper application of funds appropriated to the public institutions of the state, prosecute breaches of trust in the

administration of such funds, and when necessary prosecute corporations for failure or refusal to make the reports required by law.

9. To keep in proper books a register of all cases prosecuted or defended by him, or his assistants, in behalf of this state or its officers, and of all proceedings had in relation thereto, including a record of all actions wherein the state is a party, or is interested, prosecuted by the state's attorneys of the several counties, and reported to him, as provided in section 1979 of this code, and to deliver the same to his successor in office.

10. To keep in his office a book in which he shall record all the official opinions given by him during his term of office, which book shall be by him delivered to his successor in office.

11. To pay into the state treasury all moneys received by him for the use of the state.

12. To attend to and perform any other duties which may from time to time be required by law.

§ 2. EMERGENCY.] Whereas, there is now no law requiring the attorney general to keep a record of actions in which the state is a party or interested, prosecuted by the state's attorneys of the several counties, therefore an emergency exists and this act shall be in force from and after its passage and approval.

Approved March 11, 1901.

ATTORNEYS' FEES.

CHAPTER 25.

[H. B. 97]

ATTORNEYS' FEES IN DRAINAGE PROCEEDINGS.

AN ACT to Provide for the Allowance and Taxation of Costs and Additional Attorneys' Fees Against the Defendants in Actions to Enjoin Drainage Proceedings, or the Levy and Collection of Taxes and Assessments Therefor.

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

§ 1. ATTORNEYS' FEES IN DRAINAGE PROCEEDINGS.] In any action hereafter commenced or now pending, for the purpose of enjoining, vacating or setting aside any proceeding for the construction of a drain under the provisions of this chapter, or for the purpose of enjoining or declaring void any assessment levied, or ordered to be levied, to pay for the location or construction of any such drain, or for the purpose of enjoining or preventing the collection of any tax or assessment for