

# LAND COMMISSIONER.

## CHAPTER 116.

[H. B. 155.]

### DUTIES OF LAND COMMISSIONER.

AN ACT to Amend Sections 182, Revised Codes, 1899, Defining the Duties of the Land Commissioner.

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

§ 1. AMENDMENT.] That section 182, Revised Codes, 1899, be, and the same is, hereby amended to read as follows:

§ 182. DUTIES OF LAND COMMISSIONER.] The commissioner, under such directions as may be given by the board of university and school lands, shall have general charge and supervision of all lands belonging to the state, of all lands in which the state has an interest or which are held in trust by the state. He shall have the custody of all maps, books and papers relating to any of the public lands mentioned in this article. He shall procure the proper books, maps and plats in which to keep a complete record of all lands owned or held in trust by the state for schools, public buildings, and for all other purposes, and shall keep true records of all the sales, leases, permits, patents, deeds and other conveyances of such lands made by the state, amount of money paid, date of sale and payment, description of lands sold or leased, number of acres thereof, name of purchaser and designation of the fund that should be credited therewith. He shall direct all appraisements, sales, leases; shall execute all contracts of sale, leases, permits or other evidences of disposal of lands, subject to approval by the board. Upon all contracts, leases or permits issued by the commissioner, he shall certify the book and page where the same is recorded. He shall have an official seal with a proper device thereon; and the seal of the commissioner affixed to any contract of purchase, receipts, or other instruments issued by him, duly countersigned by him as approved by the board, according to the provisions of this article, is prima facie evidence of the due execution of such contract or other paper. He shall bi-ennially report to the legislative assembly, through the board, his work during the preceding term, showing the quantity of lands sold or leased, and the amount received therefor, the amount of interest moneys received to the credit of the several funds, expense of administration of his department, and all such other matters relating to his office as shall be necessary. It shall also be the duty of the land commissioner to receive and present to the board of university and school lands all offers for sale of bonds. He shall also prepare all bonds in connection with the investment of the permanent school

fund. He shall keep such books as may be necessary to register and describe all bonds and mortgages purchased or taken by the board of university and school lands for the benefit of any of the permanent funds under its control. Such books shall be ruled so as to permit the registry of the name and residence of the person offering to sell any such bonds or mortgages, the district for which such offer is made, a description of the property covered by the mortgage, and a full and detailed description of every bond, whether United States, state or school district, and the date, number, series, amount and rate of interest of each bond, and when the interest and principal, respectively, are payable; and such record shall be made of every such bond and mortgage before the board shall act upon the question of purchasing the same. He shall also keep in suitable books a record showing a detailed quarterly statement of the condition of all the permanent funds under control of said board, the amount of each fund, how invested, when due, interest paid and any other act in any manner connected with the management of said funds, and shall bi-ennially report all such investments to the governor, to be laid before the legislative assembly. All such records and record books shall at all times be open for inspection by the public.

REPEAL.] All sections or parts of sections in conflict with this act are hereby repealed.

§ 2. EMERGENCY.] Whereas, an emergency exists in that there is now no provision for taking charge of the preparation of bonds and mortgages in the land commissioner's office, this act shall take effect and be in force from and after its passage and approval.

Approved March 7, 1901.