

TWINE PLANT.

CHAPTER 198.

[S. B. 41.]

TWINE AND CORDAGE PLANT.

AN ACT to Amend Section 8567 of the Revised Codes, 1889, Relating to Product of the Plant, How Disposed of.

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

§ 1. AMENDMENT.] That section 8567 of the Revised Codes of 1899 be amended to read as follows:

§ 8567. PRODUCT OF THE PLANT, HOW DISPOSED OF.] The product of said twine and cordage plant shall be disposed of by the board of trustees of said penitentiary, under regulations to be prescribed by them, subject only to the following restrictions, viz.: The board of trustees of said penitentiary, at its regular meeting held in the month of February in each year, shall fix prices at which the product of the plant shall be sold during that season, such prices to be based on the cost of the product and the demand for it; prices for carload lots may, in their discretion, be fixed at not more than one-half cent per pound under prices for smaller lots; the product shall be sold only to those living in the state and intending and agreeing to use it or sell it for use in the state; the price of the product of the plant so established at the February meeting of the board of trustees shall continue to be the price for the season, unless it shall become evident to the board that the price so established is such that it will prevent the sale of the product, or such that the state will not receive a fair price, based on the market value of like product, in which cases a change in price can be made at any regular meeting of said board thereafter held.

§ 2. EMERGENCY.] An emergency exists in that it is of great importance that this amendment shall be in effect for the present season; therefore, this act shall be in force from and after its passage and approval.

Approved February 2, 1901.

CHAPTER 199.

[H. B. 145.]

AN ACT Entitled an Act Authorizing the Board of Trustees of the State Penitentiary to Issue Bonds to Obtain Funds for the Operation of the Twine and Cordage Factory Thereat, and Providing for the Sale and Redemption of the Same.

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

§ 1. BONDS. PENITENTIARY BOARD TO ISSUE.] The board of trustees of the state penitentiary are hereby authorized, empowered and directed to issue bonds for the sum of \$210,000 for the purposes hereinafter stated; said bonds shall be in denominations of \$1,000 each, be payable one-half in ten and the other half in twenty years from the date thereof, and shall bear interest at a rate not exceeding 5 per cent per annum, payable semi-annually on the first days of January and July in each year, with coupons attached for each interest payment, which may be made payable anywhere in the United States; said bonds shall be executed by the president and secretary of said board, under the seal of said penitentiary, and when executed shall be delivered to the state treasurer.

§ 2. BONDS. STATE TREASURER TO SELL. PROCEEDS OF.] The state treasurer shall sell such bonds at the earliest date practicable after the receipt thereof, except those, the proceeds of which are to be used in paying off the certificates of indebtedness hereinafter referred to, which shall not be sold until the said certificates of indebtedness are due or can be paid off before maturity, and dispose of the proceeds of such sales as follows: \$75,000, or such part thereof as may be necessary, in paying off at their maturity, or sooner if possible, the certificates of indebtedness provided for and issued under the authority contained in chapter 189 of the laws of 1899, which become due and payable on or before the first day of November, 1902, and the balance of said proceeds shall be placed to the credit of the "Operating Fund," created in and by chapter 163 of the laws of 1899, to be paid out as in said act provided, and the moneys mentioned and referred to are hereby appropriated for the purposes above set forth.

§ 3. BONDS. WHAT SECURITY FOR.] The twine and cordage factory at the state penitentiary, with all machinery therein and everything appurtenant thereto, and all moneys, credits, materials and manufactured product of every name and nature, is hereby pledged as a security for the payment of the said bonds, and the same are hereby created a lien thereon.

§ 4. FISCAL YEAR.] The fiscal year for all purposes connected with the said twine and cordage factory shall begin and end the same as the calendar year, and the state board of audit shall, at the end of each fiscal year make, or cause to be made, an inventory and appraise-

ment in triplicate, of all moneys, credits, materials, manufactured product and all other articles which are properly a credit to the "Operating Fund" above referred to, one copy of which shall be filed in the office of the governor, one copy in the office of the state treasurer and the other in the office of the warden of the penitentiary, and whenever such inventory and appraisal shall show an excess over the sum of \$210,000, the state treasurer shall take from said "Operating Fund" an amount equal to such excess and place the same in a sinking fund which is hereby created for the payment of such bonds at maturity and the interest on the same as it shall become due.

§ 5. BONDS. INTEREST ON. HOW PAID.] The interest on the said bonds as it shall become due shall be paid by the state treasurer out of the sinking fund provided for in the last section; provided, however, that whenever there shall not be moneys available in said fund to pay the accrued interest on said bonds, it shall be the duty of the state treasurer to pay the interest out of the bond interest fund, and there is hereby appropriated out of such fund a sum sufficient to pay the same.

§ 6. EMERGENCY.] An emergency exists in this that the money provided by this act is urgently needed to keep the twine factory in operation, and therefore this act shall be in force from and after its passage and approval.

Approved March 5, 1901.

CHAPTER 200.

[S. B. 139.]

MAKING THE STATE A PREFERRED CREDITOR.

AN ACT Making the State of North Dakota a Preferred Creditor in the Case of Sales of Binding Twine Upon Time and in the Case of Other Contracts With the State.

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

§ 1. AMENDMENT. BINDING TWINE. STATE A PREFERRED CREDITOR IN SALE OF.] The state of North Dakota is hereby made a preferred creditor in all cases of the sale on credit of the products of the twine and cordage plant at the penitentiary, and is also hereby made a preferred creditor in all cases of payments due to the state on any and all other contracts.

§ 2. EMERGENCY.] There being no law now in force making the state of North Dakota a preferred creditor, an emergency exists, therefore this act shall be in force from and after its passage and approval.

Approved March 5, 1901.