

WATER USERS' ASSOCIATIONS.

CHAPTER 193.

[H. B. No. 280—Stevens, of Burleigh.]

WATER USERS' ASSOCIATIONS.

AN ACT Authorizing the State, Through the Board of University and School Lands, and the Counties, Townships, Cities, Towns and Villages of the State, Through Their Corporate Authorities, to Become Members of Water Users' Associations and Authorizing and Granting Rights of Way Over State and School Lands for Irrigation Flumes, Ditches and Canals, and the Right to Construct Reservoirs Thereon for the Storage of Water for Irrigation Purposes, and Providing for the Recording of Subscriptions of Water Users' Associations.

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

§ 1. STATE OR MUNICIPALITIES MAY JOIN WATER USERS' ASSOCIATIONS. FEE FOR RECORDING ARTICLES BY REGISTER OF DEEDS.] That the state of North Dakota may, through the board of university and school lands, and the counties, townships, cities, towns and villages of the state, through their corporate authorities, join water users' associations. That the register of deeds is hereby authorized to accept from water users' associations organized in conformity with the requirements of the United States under the reclamation act, books containing printed copies of their articles of incorporation and forms of subscription to stock, and to use such books for recording the stock subscriptions of such association; and the charges for the recording thereof shall be made on the basis of the number of words actually written therein.

§ 2. RIGHT OF WAY GRANTED.] That a right of way is hereby granted to all duly incorporated water users' associations by and with the consent of the state board of university and school lands, to construct over and across all state, school and institution lands, flumes, ditches and canals for irrigation purposes and to construct on such lands reservoirs for the storage of water for irrigation purposes.

§ 3. EMERGENCY.] An emergency exists in this that there is now no law authorizing the state, counties, townships, cities, towns and villages in the state, to join water users' associations, and no law granting the right of way across state lands for flumes, ditches and canals for irrigation purposes, and no law authorizing the construc-

tion of reservoirs for the storage of water for irrigation purposes on such lands; therefore this act shall take effect and be in force from and after its passage and approval.

Approved March 7, 1905.

WEIGHTS AND MEASURES.

CHAPTER 194.

[S. B. No. 215—Carroll.]

WEIGHTS AND MEASURES.

AN ACT Regulating Weights and Measures, Creating the Office of Inspector of Weights and Measures, Providing for the Appointment of Inspector and Prescribing His Powers, Duties and Compensation.

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

§ 1. OFFICE OF INSPECTOR CREATED.] There is hereby created the office of inspector of weights and measures. An inspector shall be appointed by the governor and shall hold his office for the term of two years unless sooner removed for cause by the governor.

§ 2. MUST GIVE BOND.] The said inspector shall, before entering upon the duties of his office, execute a bond to the state of North Dakota in the sum of five thousand dollars with two or more securities, to be approved by the governor, conditioned for the faithful performance of the duties of his office and which said bond shall be further conditioned to pay any and all damages caused to any citizen of the state of North Dakota by reason of his having violated any of the duties of his office, and any person aggrieved shall have a right of action on said bond in the same manner as though the same had been given for his individual protection.

§ 3. DUTIES OF INSPECTOR.] It shall be the duty of said inspector or one of his deputies to inspect and examine at least once in six months, all weights, measures, scale beams, patent balances, steel yards, and other instruments used for weighing and measuring any commodity sold by weight or measure in the state of North Dakota, or to determine the amount due any person for the doing of anything which is dependent upon the weight or measurement of the thing to be done or to be delivered within this state. The inspector shall have power, or a deputy inspector authorized by him who has a commission signed and sealed by the inspector, to test any and all scales, at any time, but shall not collect fees therefor oftener than twice in each calendar year.

§ 4. COMPENSATION.] The inspector of weights and measures