

§ 496. QUALIFICATIONS OF APPLICANTS.] Applicants for admission to practice as attorneys and counselors at law must be residents of this state, at least twenty-one years of age, of good moral character, and must have actually and in good faith pursued a regular course of study of the law for at least three full years, either in the office of a member of the bar of this state residing therein, and in regular practice, or with and under the immediate direction of a judge of the supreme or district court of this state, or in some reputable law school in the United States, or partly in such office and partly in such law school; but in computing such period of study the school year of any such law school, consisting of not less than thirty-five weeks, exclusive of vacation, shall be considered equivalent to one full year.

§ 2. EXEMPTION FROM PROVISIONS.] This act shall not apply to those students who have already in a bona-fide manner entered upon the study of law either in a reputable law school or in the office of an attorney residing and located in the state.

§ 3. REPEAL.] All acts and parts of acts in conflict with this act, and especially section 496 of the revised codes of North Dakota for 1905, are hereby repealed.

Approved March 5, 1909.

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## LIBRARIES

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### CHAPTER 155.

[H. B. No. 296—Skulason]

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#### FREE PUBLIC LIBRARIES.

AN ACT to Amend and Re-enact Article 10, of Chapter 32, Section 2972, of the Political Code of 1905, Relating to Free Public Libraries.

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

§ 2972. PUBLIC LIBRARIES, HOW ESTABLISHED. LIBRARY FUND, HOW CREATED.] The city council of each city, and each village or township board of every village or township shall have the power to establish and maintain a public library and reading room, and for such purposes may annually levy and cause to be collected as other taxes are collected, a tax not exceeding four mills on each dollar of the taxable property of such city, village or township, to constitute the library fund, which fund shall be kept separate and apart from the other money of the city, village or township, by the treasurer thereof, and the same shall be used exclusively for

such purpose; provided, that no library shall be so established without first receiving the approval of the majority of the electors of such city, village or township, voting on such question at any general election at which it may be submitted to a vote.

§ 2973. BOARD OF DIRECTORS. APPOINTMENT.] For the government of such library and reading room there shall be a board of five directors appointed from the citizens of such city, village or township, of both sexes, who shall be appointed by the board of education or school board of such city or village, or, where there is no incorporated city or village, by the board of supervisors of such township; and there shall be one member of such board of education or school board or board of supervisors appointed as one of the directors of such library and reading room. Such directors shall hold their office for three years from the first day of July in the year of their appointment and until their successors are appointed, but upon their first appointment they shall divide themselves at their first meeting by lot into three classes, and one of such directors shall hold office for one year and two for two years and the remaining two for three years, and thereafter there shall be appointed in each year the requisite number to fill the vacancies caused by the expiration of the terms of those going out of office in such year. All vacancies shall be immediately reported by the board of directors, to the board of education, school board, or board of supervisors and filled by such board of education, school board or board of supervisors, and if for an unexpired term, for the residue of the term only. No compensation whatever shall be paid or allowed any director in such official capacity.

§ 2974. BOARD OF DIRECTORS. DUTIES. POWERS.] Said directors shall immediately after their appointment meet and organize by electing from their number a president and secretary. They shall make and adopt such by-laws, rules and regulations relating to the duties of officers and for the management of the library and reading room as may be expedient, not inconsistent with this article. They shall have the exclusive control of the expenditures of all moneys collected for or contributed to the library fund, and the supervision, care and custody of the library property, rooms or buildings constructed, leased or set apart for that purpose, and such money shall be drawn from the treasury by the proper officers upon vouchers of the board of directors without being otherwise audited. They may, with the approval of the board of education or school board or board of township supervisors aforesaid, without which no lease, purchase or contract therefor shall be valid, build, lease or purchase an appropriate building and purchase a site therefor, not, however, employing in such purchase or building more than one-half of the income in any one year.

§ 2975. REGULATIONS GOVERNING USE OF LIBRARY.] Every library and reading room established under this article shall be forev-

er free for the use of the inhabitants of the city, village or township where located, always subject to such reasonable rules and regulations as the board of directors may deem necessary to adopt and publish to render the use of said library and reading room of the greatest benefit, and the board may exclude from the use of said library and reading room any and all persons who shall willfully violate such rules.

§ 2976. ANNUAL REPORT.] The board of directors shall make an annual report on July first of each year to the said board of education or school board or board of supervisors stating the condition of the library and property, the various sums of money received from all sources, and how much money has been expended and for what purpose, the number of books and periodicals on hand, the number added by purchase or gift during the year, the number lost and loaned out, the character and kind of books contained in the library, with such other statistics, information and suggestions as they may deem of general interest and a copy of said report shall be filed with the city council or township board and the state library commission.

§ 2977. DONATIONS.] All persons desirous of making donations of money, books, personal property or real estate for the benefit of such library shall have the right to vest the same in the board of directors, to be held and controlled by such board when accepted for the use of such library and reading room, and as to such accepted property said board shall be held and considered to be special trustees.

§ 2978. CITY COUNCIL APPROPRIATE FUNDS.] To aid and facilitate the organization of a library in any city, village or township, as in this article provided, where the same is required by the people thereof, and where in any city the sum of four hundred dollars or more shall have been donated and deposited with the city treasurer for that purpose, and in any village or township where the sum of one hundred and fifty dollars or more shall have been donated and deposited with the village or township treasurer for the benefit of such library, and also where such amount shall, prior to the passage of this code, have been donated and expended for the purchase of a library existing in any such city, village or township, the city council of such city is authorized and it shall be its duty to appropriate two hundred dollars from the general fund of such city for such library, for which amount a warrant shall be drawn on the city treasurer; and the board of trustees of such village or the board of supervisors of such township are authorized and it shall be their duty to appropriate one hundred dollars from the general fund of such village or township for such library, for which amount a warrant shall be drawn on such village or township treasurer; provided, that in the case of any library associations now existing it shall first agree to turn over to the li-

brary and reading room thus established all books, periodicals and other property. The treasurer of such city, village or township shall accept such warrant and apply the proceeds from the sale of the same to the library fund, which, together with the amount donated, shall be held subject to the order of the board of directors for such library, and the payment of such warrant shall be provided for in the next assessment of taxes in such city, village or township, and such library may be organized without submitting the same to a vote as provided in section 1.

§ 2. EMERGENCY.] An emergency is hereby declared to exist and this act shall be in force from and after the day of its passage and approval.

Approved March 12, 1909.

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## CHAPTER 156.

[S. B. No. 102—LaMoure]

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### STATE LIBRARY COMMISSION.

AN ACT to Amend and Re-enact Chapter 243 of the Laws of 1907, Being an Act to Create a State Library Commission, Defining Its Duties and Making an Appropriation for Its Maintenance.

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

§ 1. COMMISSION CREATED.] There is hereby created a state public library commission consisting of five members.

§ 2. COMMISSION, OF WHOM COMPOSED.] The state superintendent of public instruction, the secretary of the state historical society and the president of the state library association are hereby constituted members, ex officio, of the said state library commission; and the governor of the state shall appoint, as soon as practicable after the passage and approval of this act, two suitable persons within the state as members of the said state library commission, which appointments shall be confirmed by the senate. The commission shall elect its own officers from among its own members and shall also have the power to select a competent person to have control of the work and who shall be known as the secretary of the library commission and director of library extension.

§ 3. TERM OF OFFICE OF APPOINTED MEMBERS.] The members appointed by the governor shall hold office as follows: One for four years from April 1, 1909, and one for six years from April 1, 1909, and until their successors are appointed and qualified. Appointments made thereafter shall be for the full term of six years each; provided, that in case of appointment to fill a vacancy caused by resignation, death or removal, the appointment shall be made for the unexpired term of the member whose death, resignation or removal caused the vacancy.

§ 4. EXPENSES OF MEMBERS ALLOWED.] No member of said state library commission shall ever receive any salary or per diem or compensation of any kind for services as members of such commission. Members of the state library commission shall be allowed and paid necessary traveling expenses in attending meetings of the commission or in visiting or establishing libraries, and other incidental and necessary expenses connected with the work of the commission.

§ 5. DUTIES.] The state library commission on and after its creation and organization, shall take over and add to the educational reference library and the system of traveling libraries, and shall continue the same, and, as its funds permit, shall increase the number and usefulness of the libraries. Any city, town, village, school district or community within the state of North Dakota may borrow books under the rules and regulations of the state library commission. The commission shall catalogue and otherwise prepare said books for circulation and shall make rules and regulations according to which the business of the commission shall be done; and also such rules and regulations as shall insure the care, preservation and safe return of all books loaned. The state library commission shall have the power and it shall be its duty to establish a legislative reference bureau for the information and assistance of the members of the legislative assembly in the work of legislation. The legislation of other states and information upon legal and economic questions shall be classified and catalogued in such a way as to render the same easy of access to members, thereby enabling them better to prepare for their work. It shall be the duty of the legislative librarian to assist in every way possible the members of the legislative assembly in obtaining information and in the preparation of bills.

§ 6. COMMISSION GIVES ADVICE AND AID.] The librarian or trustees of any free public library or the trustees of any village, town or community, entitled to borrow books from said traveling libraries may, without charge, ask and receive advice and instruction from said library commission upon any matter pertaining to the organization, maintenance or administration of the libraries, and said commission shall, as far as possible, promote and assist by counsel and encouragement, the formation of libraries where none exist, and the commission may also send its members to aid in organizing new libraries or improving those already established.

§ 7. STATISTICS KEPT. PUBLISH REPORT.] The state library commission shall keep statistics of the free public libraries of North Dakota and a record of the work done and books loaned by said commission, and shall make a full report to each general session of the legislature of all expenditures by the commission, and of such statistics and records as shall show the work done by the commission, the use made of the traveling libraries, and of all other matters which they deem expedient for the information of

the legislature, and the printing of which, and all other printing coming within the purview of the library commission, shall be paid for out of the general printing fund of the state.

§ 8. OFFICES PROVIDED.] There shall be provided in the capitol building adequate office room, to be furnished in the same manner as other offices therein are furnished, for the state library commission, with such suitable quarters as may be necessary for the proper shelving of the educational reference library, the books of the traveling libraries and the legislative reference collection.

§ 9. APPROPRIATION.] There is hereby appropriated for the use and purposes of the state library commission any unexpended balances in the funds appropriated for the educational reference library and traveling libraries, and also an annual appropriation of seven thousand eight hundred dollars out of any moneys in the state treasury not otherwise appropriated.

§ 10. REPEAL.] All acts or parts of acts in conflict with the provisions of this act are hereby repealed, especially any acts or parts of acts carrying any appropriations for the so-called educational reference library and traveling libraries.

§ 11. EMERGENCY.] Whereas, an emergency exists in that there is now no adequate provision for the maintenance of the state library commission, this act shall take effect and be in force on and after its passage and approval.

Approved March 3, 1909.

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## LIENS

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### CHAPTER 157.

[S. B. No. 20—Purcell]

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#### RENEWAL OF LIENS AND JUDGMENTS.

AN ACT to Amend Sections 7083 and 7085 of the Revised Codes of the State of North Dakota for the Year 1905, Relating to the Method of Renewing Liens and Judgments and Providing for Renewing the Same Without Suit for an Additional Term of Ten Years and Allowing Execution Thereon After Renewal.

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

§ 1. AMENDMENT.] Section 7083 of the revised codes of 1905 is amended to read as follows:

§ 7083. JUDGMENTS, RENEWAL OF. CONTINUING LIEN.] Any judgment directing in whole or in part the payment of money which has heretofore, or may hereafter, be duly entered and docketed in