

members of the board shall hold their office for the term of three, four and five years respectively. The time for which each member shall hold his office shall be designated in his certificate of appointment. The commander or chief officer of the organization known as the Grand Army of the Republic shall be ex-officio a member of said board, with the same powers, duties and privileges as the other members thereof. The compensation of the trustees shall be three dollars per day each, for not exceeding twenty-four days in any one year and their necessary expenses while performing the duties of their office.

EMERGENCY.] Whereas, an emergency exists in this that the present law is inadequate to secure proper representation on the board of trustees; therefore, this act shall be in force from and after its passage and approval.

Approved March 6, 1911.

STALLIONS

CHAPTER 279.

[S. B. No. 211—Gunderson]

PUBLIC SERVICE OF STALLIONS.

AN ACT To Amend Sections 1, 3, 5, 8 and 13 of Chapter 161 of the Session Laws of 1909, Entitled "An Act to Regulate the Public Service of Stallions in North Dakota, and Providing a Penalty for Violation Thereof."

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

§ 1. AMENDMENT.] Section 1 of Chapter 161, Session Laws of 1909 is amended and re-enacted to read as follows:

§ 1. LICENSES. RECORDING OF LICENSES. DEFINITION.] Every person, firm or company standing or using any stallion or jack for public service in this state shall cause the name, description and pedigree of such stallion or jack to be enrolled by a stallion registration board, hereinafter provided for, and shall secure a license from said board as provided for in section 3 of this act. All license certificates for stallions issued under this act shall be presented to and recorded by the register of deeds of the counties in which said stallion is used for public service.

The word stallion wherever used in this act shall be construed to include the term "Jack" as well.

§ 2. AMENDMENT.] Section 3 of chapter 161 Session Laws of 1909 is amended and re-enacted to read as follows:

§ 3. VETERINARY INSPECTION AND VERIFICATION OF BREEDING: STANDARD OF VERIFYING PEDIGREES.] In order for the owner of a stallion to secure the license herein provided for, the stallion must pass a veterinary examination as herein provided for, and be free from all infectious, contagious or transmissible diseases or unsoundness. The owner of such stallion must also furnish to the stallion registration board the stud book registry certificate of pedigree of the stallion and all necessary papers relating to his breeding and ownership. Upon verification of pedigree and certificate of breeding (in case of pure-bred, grade and cross bred stallions), provided the horse has passed the necessary veterinary inspection, as provided for in this act, a license certificate shall be furnished. The presence of any one or more of the following named diseases shall disqualify a stallion from public service, and are hereby defined as infectious, contagious and transmissible diseases or unsoundness for this act; cataract, amaurosis, laryngeal-hemiplegia (roaring or whistling, chorea (St. Vitus dance, crampiness, string-halt) glanders, farcy, maladie du cort, urethral gleet, mange, bone spavin, ringbone, side bone and curb when accompanied by curby hock. The stallion registration board shall refuse certificates of enrollment to any stallion affected with any of these diseases specified, and shall revoke a previously issued license certificate of any stallion found upon examination to be so affected. Provided, however, that if the owner of any stallion can prove to the satisfaction of the veterinary inspector that the blemish or unsoundness was caused by accident and not a transmissible disease, then it shall not be considered disqualified.

The stallion registration board in verifying the pedigrees submitted shall use as their standard for action;

(1) the stud books and signatures of the duly authorized officers of the following foreign horse pedigree associations, societies or companies, recognized by the Department of Agriculture, Washington, D. C., in Bureau of Animal Industry, Order No. 175, November 25, 1910, and amendment thereto, December 30, 1910.

Name of Breed	Book of Record	By Whom Published
Belgian Draft	Studbook des Chevaux de Trait Belge	Societe le Cheval de Trait Belges, Chevalier G Hynderick, Secretary, Brussels, Belgium.
Clydesdale	Clydesdale Studbook	Clydesdale Horse Society of the United Kingdom of Great Britain and Ireland, Archibald MacNeilage, Secretary, 93 Hope St. Glasgow, Scotland.

Name of Breed	Book of Record	By Whom Published
French Draft	Studbook des Chevaux de Trait Francais	Socie'te des Agriculteurs de France, Henri Johanet, Secretary, 8 Rue d' Ath'enes, Paris, France.
Hackney	Hackney Studbook	Hackney Horse Society, Frank F. Euren, Secretary, 12 Hanover, London, W. England.
Percheron	Studbook Percheron de France	La Socie'te' Hippique, Percheronne de France, E. Lemaris, Secretary, Nogent-le-Rotrou, France.
Shetland Pony	Shetland Pony Studbook	Shetland Pony Studbook Society, R. W. Walker, Secretary, 3 Golden Square, Aberdeen, Scotland.
Shire	Shire Horse Society Studbook	Shire Horse Society, J. Sloughgrove, Secretary, 12 Hanover Square, London, W., England.
Suffolk	Suffolk Studbook	Suffolk Horse Society, Fred Smith, Secretary, Rendlesham, Woodbridge, Suffolk, England.
Thoroughbred	Australian Studbook	W. C. Yuille & Sons, Melbourne, Australia.
	General Studbook	Weatherby & Sons, 6 Old Burlington Street, London, W., England.
Welsh Pony & Cob	Welsh and Cob Studbook	The Welsh Pony and Cob Society, John R. Bache, Secretary, Knighton, Radnorshire, Wales.
Belgian Draft, Clydesdales, Hackney, Shire, Suffolk, Welsh Pony and Cob	Canadian National Records	Canadian National Records, Secretary, Ottawa, Canada.

(2) The studbook and signatures of the duly authorized officers of the following American horse and jack pedigree registry associations, societies or companies, certified by the Department of Agriculture, Washington, D. C., in Bureau of Animal Industry, No. 136, June 1906, and the amendments thereto.

Name of Breed	Book of Record	By Whom Published
Arabian	Studbook of the Arabian Horse Club of America	Arabian Horse Club of America, H. K. Bush-Brown, Secretary, Newburg, N. Y.
Belgian Draft	American Register of Belgian Draft Horses	American Association of Importers and Breeders of Belgian Draft Horses, J. D. Conner, Jr., Secretary, Wabash, Indiana.
Cleveland Bay	American Cleveland Bay Stud Book	Cleveland Bay Society of America, R. P. Stericker, Secretary, 80 Chestnut Ave., West Orange, N. J.
Clydesdale	American Clydesdale Studbook	American Clydesdale Association, R. B. Ogilvie, Secretary, Union Stock Yards, Chicago, Ill.
French Coach	French Coach Studbook	French Coach Horse Society of America, Duncan E. Willet, Secretary, Maple Ave., and Harrison Street, Oak Park, Ill.
French Coach	French Coach Horse Register	French Coach Horse Registry Company, Charles C. Glenn, Secretary, 1319 Wesley Ave., Columbus, Ohio
French Draft	National Register of French Draft Horses	National French Draft Horse Association of America, C. E. Stubbs, Secretary, Fairfield, La.
German Coach, Oldenburg	German, Hanoverian and Oldenburg Coach Horse Studbook	German, Hanoverian and Oldenburg Coach Horse Association of America, J. Crouch, Secretary, La Fayette, Ind.
Hackney	American Hackney Studbook	American Hackney Horse Society, Gurney C. Gue, Secretary, 308 W. 97th St., New York City.
Jacks and Jennets	American Jack Stock Studbook	American Breeders' Association of Jacks and Jennets, J. W. Jones, Sec., Columbia, Tenn.

Name of Breed	Book of Record	By Whom Published
Percheron	Percheron Stubkook of America	Percheron Society of America, Wayne Dinamore, Sec., Union Stock Yards, Chicago, Ill.
Percheron	Percheron Register	The Percheron Registry Company, Chas. C. Glenn, Secretary, 1319 Wesley Ave., Columbus, Ohio.
Percheron	Percheron Registry	American Breeders and Importers, John A. Farney, Plainfield, Ohio.
This Registry to be good only up to January 1st, 1912.		
Shetland Pony	American Shetland Pony Club Studbook	American Shetland Pony Club, Julia M. Wade
Shire	American Shire Horse Studbook	American Shire Horse Association, Chas. Burgess, Sr., Secretary, Winona, Ill.
Suffolk	Suffolk Horse Studbook	American Suffolk Horse Association, Alex Galbraith, Janesville, Wis.
Thoroughbred	American Studbook	The Jockey Club W. H. Rowe, Registrar, 571 Fifth Avenue, New York, N. Y.
Welsh Pony and Cob	Welsh Pony and Cob Studbook	The Welsh Pony and Cob Society of America, John Alexander, Sec., Aurora, Ill.
American Trotter	American Trotter Register	American Trotter Register Association, Wm. H. Knight, Sec., 355 Dearborn St., Chicago, Ill.
Morgan	American Morgan Register	American Morgan Register Association, T. E. Boyce, Secretary, Middlebury, Vt.
Saddle Horse	American Saddle Horse Register	American Saddle Horse Breeders Association, L. B. Nall, Secretary, Louisville, Ky.

The stallion registration board shall accept as pure bred and entitle to a license certificate as such, each stallion or jack for which a pedigree registry certificate is furnished bearing the

signature of the duly authorized officers of the above named associations, societies or companies.

§ 3. AMENDMENT.] Section 5 of chapter 161 Session Laws of 1909 is amended and re-enacted to read as follows:

§ 5. METHOD OF CARING FOR PROTESTS.] Whenever a stallion has been rejected by the registration board, and the owner is not satisfied with the decision of the officials of the board, the owner may file with said board a protest accompanied by a draft of twenty-five dollars, or money of the same amount against the decision of the official inspector, and said protest shall state that to the best knowledge and belief of the person making the protest, the stallion in question is eligible to be granted a license; whereupon an examination of the stallion shall be made by three experts, one appointed by the stallion registration board, one by the owner of the stallion and the third by the other two experts already provided for, but all experts shall be graduates of recognized veterinary colleges. In case all three or any two of the experts, declare the stallion is eligible to receive a license, then the expense of the consultation shall be paid by the stallion registration board out of such funds as are hereinafter provided for; or if three or any two of the experts declare the horse not to be eligible in accordance with the provision of this act, the expense incurred shall be paid out of the money deposited by said protestant, and the balance returned to the said protestant.

§ 4. AMENDMENT.] Section 8 of chapter 161 Session Laws of 1909 is amended and re-enacted to read as follows:

§ 8. FORM OF LICENSE CERTIFICATES.] The license certificate to be issued a pure bred stallion shall be in the following form:

STALLION REGISTRATION BOARD.

License Certificate of Pure-Bred Stallion or Jack.

The pedigree of the Stallion or Jack (name)....., owned by....., described as follows: Color....., Breed..... Foaled in the year....., has been examined at the Agricultural College, North Dakota, Division of Animal Husbandry, and it is hereby certified that the said stallion is of pure breeding and is registered in the (name of studbook). The above named stallion has been examined by....., a duly licensed veterinarian, and is reported to be free from the infectious, contagious or transmissible diseases or unsoundness specified in the North Dakota Stallion Law, and is licensed to stand for public service in the state of North Dakota.

Signed.....

Professor of Animal Husbandry and Secretary Stallion Registration Board.

The license certificate issued a stallion whose sire or dam is of pure breeding shall be in the following form:

STALLION REGISTRATION BOARD.

License Certificate of Grade Stallion or Jack.

The pedigree of the Stallion or Jack (name)..... owned by....., described as follows: Color....., Breeding....., Foaled in the year....., has been examined at the Agricultural College, North Dakota, Division of Animal Husbandry, and it is hereby certified that said stallion is a grade, and not of pure breeding. The above named stallion has been examined by....., duly licensed veterinarian, and is reported as free from the infectious, contagious or transmissible diseases and unsoundnesses specified in the North Dakota Stallion Law, and is licensed to stand for public service in the state of North Dakota.

Signed.....

Professor of Animal Husbandry and Secretary Stallion Registration Board.

The license certificate issued for a stallion that has a pure bred registered sire of one breed and a pure bred registered dam of another breed, shall be in the following form:

STALLION REGISTRATION BOARD.

License Certificate of Cross Bred Stallion.

The pedigree of the Stallion (name)..... owned by....., described as follows: Color....., Foaled in the year....., has been examined at the Agricultural College, North Dakota, Division of Animal Husbandry, and it is found that his sire is registered in the..... and his dam in the..... Such being the case, the said stallion is not of pure breeding. The above named stallion has been examined by....., a duly licensed veterinarian, and is reported as free from the infectious, contagious or transmissible diseases or unsoundnesses specified in the North Dakota Stallion Law, and is licensed to stand for public service in the State of North Dakota.

Signed.....

Professor of Animal Husbandry and Secretary of Stallion Registration Board.

The license certificate issued for a stallion neither of whose parents are pure bred, shall be in the following form:

STALLION REGISTRATION BOARD.

License Certificate of Mongrel or Scrub.

The pedigree of the stallion (name).....,

owned by....., described as follows: Color.....,
, described as follows: Color.....,
 Foaled in the year....., has been examined at the Agricultural College, North Dakota, Division of Animal Husbandry, and it is hereby certified that the said stallion is of Mongrel Breeding and not a pure bred. The above named stallion has been examined by....., a duly licensed veterinarian, and is reported as free from the infectious, contagious or transmissible diseases or unsoundnesses specified in the North Dakota Stallion Law, and is licensed to stand for public service in the State of North Dakota.
 Signed

.....
 Professor of Animal Husbandry and Secretary Stallion Registration Board.

§ 5. AMENDMENT. Section 13 of chapter 161 Session Laws of 1909 is amended and re-enacted to read as follows;

§ 13. PROVISIONS FOR A LIEN ON THE COLTS OF A LICENSED STALLION; FORECLOSURE.] If the provisions of this law are complied with, the owner of any stallion may have a lien upon the offspring of such stallion and upon the filing at any time within eighteen months after the service, in the office of the register of deeds of the county in which such female is kept at the time of service, a statement of the account thereof, together with a description of the female served. Such lien shall exist for a period of three years from the date of filing of the statement and shall have priority over all other liens and incumbrances upon the offspring.

FORECLOSURE.] At any time after the offspring has been born the lien may be enforced by a sale of the property covered thereby, upon the notice and in the manner provided for the foreclosure of mortgages upon personal property, and the costs and fees for such foreclosure shall be the same as are provided for in section 7507 of the code of civil procedure.

§ 6. REPEAL.] All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 3, 1911.