

PRINTING—PUBLIC

CHAPTER 187.

(S. B. No. 158—Committee on Public Printing.)

DESIGNATION OF STATE, COUNTY AND MUNICIPAL OFFICIAL
NEWSPAPER.

An Act Providing for the Selection and Designation of One State, County and Municipal Official Newspaper in Each County in the State, Prescribing the Manner of its Selection and Duties.

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

Sec. 1. In each organized county in the State of North Dakota there shall be selected and designated one newspaper in said county which shall be the state, county and municipal official newspaper therein.

Sec. 2. MANNER OF SELECTION AND DESIGNATION OF SUCH OFFICIAL NEWSPAPER.) At the first general election held throughout the State of North Dakota after the passage and approval of this Act, and at the general election in each even numbered year thereafter the legal voters in each organized county in the state shall be entitled to vote for such newspaper in said county as such voter desires to be selected as the official newspaper therein.

Sec. 3. At least thirty days prior to any general election held throughout the state, any person, persons, or co-partnership or corporation owning or operating a newspaper printed and published within the county and admitted to the United States mails, and having complied with the requirements of the Federal laws governing second-class mail matter, may apply in writing to the county auditor of the county in which such newspaper is located for the placing of the name of such newspaper upon the general ballot to be voted for as official newspaper at said election. Such application shall be filed with the county auditor and by him endorsed showing the name of the newspaper for which application is made and the date said application is presented to his office. The names of all newspapers for which application is so made shall be by the county auditor placed upon the general official ballot at the bottom of the first column on the left-hand side, the names of such newspapers to be rotated as now required by law for the names of candidates on the primary election ballots. The place upon the ballot for the names of such newspapers shall be designated as follows:

“For Official Newspaper” (vote for one only). Immediately opposite the name of each newspaper there shall be printed a square and the voter shall designate his choice by marking an X

within the square. A blank line and square shall be printed following the printed names of said newspapers wherein the voter may write or paste the name of a newspaper and mark an X in the square opposite it.

Sec. 4. CANVASS OF VOTE.) Such newspaper in such county receiving the highest number of votes cast for official newspaper shall be declared the official newspaper until the next biennial election and until a successor is chosen and the county auditor upon the canvass and return of said vote by the county canvassing board, at the time of canvassing other election returns, shall issue a certificate of election to such newspaper receiving the highest number of votes cast at said election. The owner, proprietor or authorized agent of a corporation owning such newspaper shall file a bond to the State of North Dakota of one thousand dollars for the faithful performance of the duties of such newspaper.

Sec. 5. DEFINING DUTIES OF SUCH OFFICIAL NEWSPAPER.) Such official newspaper as shall be chosen by the voters in said county as the state, county and municipal official newspaper therein, shall publish all official proceedings of the Board of County Commissioners in said county and all other notices and publications that are now required by law to be published by county officers; all summons, citations, notices, orders and other process in actions or proceedings in the supreme, district, county or justice courts, which are or may hereafter be required by law to be published in the respective counties of the state. All publications of every nature that now are or may hereafter be required to be published by state officers, elective or appointive; all notices of foreclosure of real estate or chattel mortgages or other liens on real estate or personal property foreclosed by advertisement in said county; and all legal notices of whatsoever kind and character required by law to be published or which may hereafter be required to be published in said county. Provided, however, that in organized cities, towns and villages where no official newspaper is published, said city, town or village, board, council or commission may designate an official newspaper for the publication of such notices and legal publications as are now or hereafter may be required by law for said cities, towns and villages, including legal notices and official statements of the schools within such cities, towns and villages, and the statements of banks and other corporations therein; but, in cities, towns or villages where the state, county and municipal official newspaper is published such notices and legal publications as are now or may hereafter be required by law to be published, shall be published in such official newspaper.

Sec. 6. No legal publication of any kind or character hereinbefore described, which is not published in such duly elected

official newspaper, except hereinbefore provided, shall be legal but shall be null and void.

Sec. 7. All Acts and parts of Acts in conflict with the provisions of this Act are hereby specifically repealed.

Approved March 15, 1919.

CHAPTER 188.

(S. B. No. 157—Committee on Printing.)

STATE PUBLICATION AND PRINTING COMMISSION.

An Act Creating a State Publication and Printing Commission; Prescribing its Duties and Powers; and Repealing all Acts and Parts of Acts in Conflict Herewith.

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

Sec. 1. In lieu of the Commissioners of Public Printing, there is hereby created a commission to be known as the State Publication and Printing Commission.

Sec. 2. The said Commission shall be composed of the Secretary of State, the Commissioner of Agriculture and Labor, and the Chairman of the Board of Railroad Commissioners. It shall hold its first meeting in the office of the Secretary of State within twenty days after the passage and approval of this Act.

Sec. 3. The said Commission is authorized to appoint a State Printer, who shall also be Secretary to the Commission, and such appointee may, by the Commission, be removed with or without cause. The person so appointed must at the time of his appointment have been a resident of the State of North Dakota for at least one year last past, and must be a practical expert printer. He shall receive an annual salary of Twenty-four Hundred (\$2,400.00) Dollars; he shall perform all the duties now required of the expert printer, and such other duties as may be assigned to him by the Commission hereby established, and shall maintain his office in the State Capitol.

Sec. 4. In addition to the duties and powers now vested by law in the board heretofore known as the Commissioners of Public Printing, the Commission shall have the power to make all printing contracts in all matters of state printing, and the power to designate a newspaper in every county in the state, and a newspaper or newspapers in the state, in which publications required by law to be published by state officials, must be made. It shall be the duty of said Commission to designate in every county of this state a newspaper, which shall be the official newspaper, which shall be the official newspaper in each county in which it is designated, until its successor shall be chosen as provided by law; and in said newspapers in each county as designated, shall be published official proceedings of the Board of County Commissioners in each county respectively, and all other notices and publications that are now required

by law to be published by county officers in the several counties: all summons, citations, notices, orders and other processes in all actions or proceedings in the supreme, district or county or justice courts, which are or may be hereafter required by law to be published in the respective counties of the state; all publications of every nature that are now or may hereafter be required to be published by state officers; all notices of foreclosure by advertisement or real estate or chattel mortgages or of other liens on real or personal property; all notices of whatsoever kind and character now or hereafter required by law to be published, in said county; provided, however, that in organized cities, towns or villages, where no official newspaper is published, said city, town or village, council, commission or board, may designate an official newspaper for the publication of such notices and legal publications, as are now or may hereafter be required by law for said cities, towns or villages, including legal notices and official statements of the schools within such cities, towns and villages, and the statements of banks and other corporations therein: but in cities, towns or villages where the Commission designates an official newspapers, such notices and legal publications as are now required by law to be published by cities, towns or villages, shall be published in the official newspaper designated by the Commission. The Commission shall have the power and it shall be its duty to select one or more legal newspapers in this state for the publication of all state legal notices, including notices for the publication of any reports of corporations doing business in this state, now required by law to be published, either from the office of the Insurance Commissioner or Secretary of State or other state officers, and it shall have the power, in addition to the provisions of law now existing, to make contracts with any printer, newspaper publisher, person or corporation, for the publication of any state legal notice, for the printing of the state documents, laws, journals or other state matters, or for the making or providing of state stationery, of blanks and other documents whatsoever in their judgment they may determine so to do. It shall be the duty of every newspaper in this state thus designated by the Commission to send to the Secretary of such Commission, at Bismarck, weekly, two copies of every issue published by it, and the Secretary shall keep on file in his office in the State Capitol a complete file of every such newspaper, and shall furnish to any person certified copies of matter contained in any of such papers, upon the payment by such person of the sum of ten cents per folio for each copy so furnished by him: the fee for such certified copies shall be turned over to the State Treasurer on the first business day of each month.

Sec. 5. The intent of this Act is to co-ordinate publication of all state legal notices, publications, reports and laws of every kind and nature under one supervising head, to have definite and

certain legal newspapers in this state, so that information can be readily secured concerning any legal publication, and to economize in the matter of state printing; and to keep a complete system of files where legal publications of every kind in this state can be readily found. This Act shall receive a liberal construction in order to effectuate the purposes and intent thereof.

Sec. 6. All Acts and parts of Acts in conflict with this Act are hereby repealed.

Approved March 15, 1919.

PROBATE

CHAPTER 189.

(S. B. No. 2—Jacobsen.)

HEARING PETITIONS FOR LETTERS OF ADMINISTRATION AND PROBATING OF WILLS.

An Act Providing for Hearing Petitions for Letters of Administration, and Probating of Wills.

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

Sec. 1. When a petition has been presented to the County Court for the probating of a Will, or for letters of administration of the estate of an intestate, if all of the persons who must be cited to appear in each case join in the petition or signify in writing their assent thereto the hearing upon such petition may be had at any time.

Approved February 26, 1919.

PROSTITUTION

CHAPTER 190.

(S. B. No. 61—Ward.)

IMMORALITY.

An Act Defining Prostitution, Lewdness and Assignation; Prohibiting the Same; and Providing Rules of Evidence, Penalty and for Repeal of Laws in Conflict Therewith.

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

Sec. 1. That from and after the passage of this Act it shall be unlawful:

(a) To keep, set up, maintain or operate any place, structure, building or conveyance for the purpose of prostitution, lewdness or assignation;

(b) To occupy any place, structure, building or conveyance for the purpose of prostitution, lewdness or assignation or