

temporary aid has been withdrawn. It shall require the consent of four members of the Commission before funds can be employed as provided for in this section.

This Section of this Act shall continue in force and effect until July 1st, 1927, unless sooner repealed, but at that time it shall expire and cease to be operative without any repeal and the powers and authorities conferred therein shall terminate without in any way limiting any other provisions of the Act.

Sec. 39. FORBIDDING CERTAIN ADVERTISING.) Any officer, director, stockholder, agent or employee, of a Bank whose deposits are guaranteed under the provisions of this Act, who shall state or represent in any advertisement, pamphlet, book, sign, or other manner, in writing or printing, that the deposits of such bank are guaranteed by the State of North Dakota shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not less than one hundred (\$100.00) dollars nor more than five hundred (\$500.00) dollars.

Approved March 6th, 1923.

ELECTIONS

CHAPTER 201.

(H. B. No. 169—Kopp.)

ASSISTING ELECTOR TO MARK BALLOT.

An Act To Amend and Re-enact Section 988 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Disability of Electors in Marking their Ballots.

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

Sec. 1. AMENDMENT.) That Section 988 of the Compiled Laws of North Dakota for the year 1913 be amended and re-enacted so as to read as follows:

Sec. 988. In case of disability of elector, any voter, who declares to the judges of election or when it appears to the judges of election that he cannot read that by blindness or other physical disability he is unable to mark his ballot shall upon request receive the assistance of either his Father, Mother, Husband, Wife, Son or Daughter in the marking of his ballot; and no one assisting, under this act, any voter in marking his ballot shall give information regarding the same. The judges may in their discretion require such declaration of disability to be made by the voter under oath and they are authorized to

administer such oath. No Elector, other than one who is unable to read or on account of physical disability, is unable to mark his ballot, shall divulge to any one within the polling place the name of any candidate for whom he intends to vote or ask or receive the assistance of any person within the polling place in the preparation of his ballot.

Approved March 10th, 1923.

CHAPTER 202.

(S. B. No. 317—Carey.)

ABSENT VOTERS BALLOTS.

An Act to Amend and Re-enact Section 1003 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 6 of the Special Session Laws of 1918, Relating to the Printing of Absent Voter Ballots.

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

Sec. 1. AMENDMENT.) That Section 1003 of the Compiled Laws of North Dakota for 1913, as amended by Chapter 6 of the Special Session Laws of 1918, be, and the same is hereby, amended and re-enacted to read as follows:

“Sec. 1003. BALLOTS FURNISHED AUDITOR, WHEN.) It shall be the duty of the secretary of state, county auditor, or any other officer by law required to prepare any general or primary election ballots, to prepare and have printed and delivered to the county auditor at least twenty days prior to the holding of any general or primary election, a sufficient number of absent voter ballots provided for in Section 994 of the Compiled Laws of North Dakota for 1913 for the use of all voters likely to be absent from such county on the day of such election.”

Approved March 1st, 1923.

CHAPTER 203.

(H. B. No. 204—Jackson.)

BALLOTS FOR MEASURES.

An Act To Amend and Re-enact Section 959 of the Compiled Laws of the State of North Dakota for the year 1913, Relating to the Preparation of Ballots for Constitutional Amendments and Extending the same to cover Initiated and Referred Measures.

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

Sec. 1. AMENDMENT.) That Section 959 of the Compiled Laws of North Dakota for 1913, be, and the same is hereby, amended and re-enacted to read as follows:

Sec. 959. **BALLOTS FOR CONSTITUTIONAL AMENDMENTS. INITIATED AND REFERRED MEASURES: HOW PREPARED.**) Constitutional amendments, duly certified to the auditor by the secretary of state, or any question, including initiated and referred measures, to be voted for aside from the election of public officers, shall be printed on a separate ballot and shall be deposited in a box separate from that provided to receive the ballots for public officers. Such ballots must embrace each constitutional amendment in full, and there shall be printed at the bottom of each proposed amendment the word "yes" and underneath the same the word "no," and opposite each of said words, a square form of blank lines. The electors shall designate by a cross or other mark within one of such squares, below each proposed measure, how he desires his vote recorded. If the question be other than a constitutional amendment, it shall be stated fully and fairly on each ballot, and the words "yes" and "no" shall be printed on the ballot at the close of the statement of each such question in separate lines with a square formed of blank lines and after each of said words in one of which squares the voter may indicate by a cross or other mark how he desires to vote on each such question. Where two or more amendments or questions are to be voted on they shall be printed on the same ballot.

Approved March 5th, 1923.

CHAPTER 204.

(H. B. No. 285—Jackson.)

PARTISAN ELECTIONS.

An Act to Provide for the Nomination and Election of Candidates for the Offices of Presidential Electors, United States Senator, and Members of Congress; For Electing Delegates to National Party Conventions, National Committeeman and for the Apportionment and term of Office and the Nomination and Election of Party Precinct Committeemen; To Provide for Forms of Ballots and Requirements of new Parties with Reference thereto; And to Repeal Sections 501 of the Revised Code of 1899, Section 601 of the Revised Code of 1905 and Sections 857, 859, 889, 901a, 910, 912, 917, 918, 919 and 971a of the Compiled Laws of North Dakota for the year 1913, and All Other Acts or Parts of Acts that Are in Conflict with the Provisions Hereof.

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

Sec. 1. **PARTY PRIMARY ELECTION.**) On the third Tuesday of March in each Presidential Election year, there shall be held an election at which the qualified electors of political parties existing within the state shall have opportunity to nominate by their votes, candidates for their respective parties for the offices of Presidential Electors and to elect Delegates to the National Party Convention, National Committeeman, and Party Precinct Com

mitteemen. On the last Wednesday in June (Primary Election Day) of each even numbered year, there shall be held an election at which the qualified electors of national political parties existing in the state shall have opportunity to nominate party candidates for United States Senator, when there are any to be elected, and for Members of Congress, Provided, that in the event this act should, because of the referendum or for other cause, not become operative until after the holding of the presidential primary election to be held in March, 1924, then the precinct committeemen to be elected for the term ending on the third Tuesday in March, 1928, shall be elected at the statewide primary election to be held on the last Wednesday in June, 1924.

Sec. 2. PARTY PRIMARY BALLOT.) The names of candidates for the various offices and positions in each of the political parties that are to be voted on at said election to be held on the third Tuesday in March under the provisions of this law, shall be printed on separate ballots for each party as follows: One with the title "United States Ballot" and with the words "Primary Election" and the party designation below the title line in the form shown in Section 9 (a) hereof: and one with the title "Precinct Ballot" with the party designation below the title line as shown in Section 9 (b) hereof. The names of candidates shall appear in the following order on the United States Ballot: Presidential Electors, Delegates to the National Convention, National Committeeman. The names of all aspirants for each of the various offices and positions shall be grouped below each of the above titles.

The precinct ballot shall contain only the names of candidates for Party Precinct Committeemen for whose nomination petitions have been filed with the county auditor as is hereinafter provided. If no nominating petitions have been filed for any candidate in any precinct the ballot shall contain blank lines and spaces on which names may be written on a sticker pasted.

The names of candidates for nomination for the offices of United States Senator, when one is to be elected, and for Members of Congress to be nominated on the last Wednesday in June under the provisions of this law, shall be printed on a separate ballot for each party with the title "United States Ballot" and with the words "Senatorial and Congressional Nomination" and the party designated below the title in the form shown in section 9 (c) hereof. The names of the candidates shall be grouped under their proper titles in the following order: United States Senator, Member of Congress.

Sec. 3. PETITION REQUIREMENT.) Aspirants for the positions of candidates for Presidential Electors, National Committeeman and Delegates to the National Party Convention shall be entitled

to have their names printed on the proper ballot for their respective parties by filing with the Secretary of State not more than sixty days nor less than thirty days prior to the date of election, petitions for their nomination bearing the signatures of duly qualified electors within the State equal to five per cent of the number of votes cast for the candidate of their respective parties for President at the last preceding Presidential election.

Candidates for United States Senator and for Members of Congress within their respective Congressional Districts, shall be entitled to have their names printed on the ballots of their respective parties by filing with the Secretary of State not more than sixty days nor less than thirty days prior to the date of election, petitions for nomination bearing signatures of duly qualified electors within their respective Congressional Districts equal to five per cent of the number of votes cast for the Candidate of their respective parties for President within their respective districts at the last preceding Presidential election.

Candidates for precinct committeemen shall have their names placed on the ballots of their respective parties within their respective precincts by filing with the county auditor not less than twenty-five days prior to the election, petitions bearing the signatures of not less than five per cent of the last vote in the precinct for the Candidate for President to the Party to which the candidates for Precinct Committeemen belong and with which they vote.

Sec. 4. PRECINCT COMMITTEEMEN, NUMBER, TERM OF OFFICE, PREPARATION AND DISTRIBUTION OF BALLOT.) The county auditor shall certify to the inspector of election in each voting precinct or district in the county the names of candidates for precinct committeemen that are entitled to a place on the ballots and the number of precinct committeemen to which each party is entitled in each voting precinct or district. Each party in a voting precinct or district shall be entitled to one precinct committeeman for each one hundred votes or major fraction thereof, cast for President by such party in said precinct or voting district at the last preceding Presidential election, provided that every precinct or voting district shall be entitled to at least one precinct committeeman for each National party. All precinct committeemen shall be elected to serve for a term of four years.

The ballot to be used for the election of precinct committeemen shall be prepared for each voting precinct or district in the county by the county auditor and distributed by him with other election supplies and in the same number for each party as the number of party primary election ballots that are supplied to each voting precinct or district.

The official returns made by the election Board from each precinct shall show the name and address of each such precinct

committeeman thus chosen by each party. Upon the canvass of the returns the county auditor shall immediately send a notice in writing of his election to each precinct committeeman so elected, and of the date of the meeting of the county central committee.

Every petition for the party nomination provided for herein shall require that the signers thereof are members of the party whose nomination the candidates mentioned therein is seeking.

No organization, political or otherwise, shall be entitled to a party ballot in the elections hereinbefore provided for unless said organization nominated and had printed upon the ballot, at the last preceding Presidential election, the names of a set of Presidential Electors pledged to the election of the candidates of said party for President and Vice-President, and further that such candidates for Presidential electors received at least five per cent of the total vote cast for President within the state at said election.

Petitions for nomination to be used under this law shall conform with the now existing requirements of law in all matters not specifically provided for herein. If no petitions are filed for nomination for any of the various places to be filled on the ballot, the names of candidates may be written in or inserted by pasting stickers and for this purpose as many blank lines as there are candidates to be voted for in each group shall be provided for under each group of names of candidates on each ballot.

Sec. 5. HIGHEST VOTE GOVERNS.) The candidates for Presidential Electors equal to the number to be nominated, and the candidate for United States Senator, and for Member of Congress receiving, respectively each for himself, the highest number of votes for such nomination, shall be the nominees of their respective parties for the respective offices and shall be entitled to have their names placed upon the ballot for the general election. The Candidates for Delegates to the National Convention equal to the number of delegates to be elected and the candidates for National Committeeman and Party Precinct Committeemen receiving respectively, each for himself, the highest number of votes for their respective offices, shall be declared elected.

Certificates of Nomination showing the number of votes received by each such candidate shall be issued to those who are nominated as the party candidates for Presidential Electors, United States Senator, and Members of Congress and a certificate of election shall be issued to each person who is elected as a delegate to a National Party Convention or as National Party Committeeman or as Party Precinct Committeeman.

Sec. 6. GENERAL ELECTION BALLOT.) At the General Election there shall be a ballot entitled "United States Ballot" with the words "General Election" below the title as shown in Sec-

tion 9 (d) hereof. Upon this shall be placed in one column the names of all candidates for whose nomination at a party primary election, provision is made in this act. Provided, however, that any political organization that did not nominate a group of candidates for Presidential Electors in the primary election may have space, on the general ballot, for a set of Presidential Electors, candidates for United States Senator, if any is to be elected, and for candidates for Members of Congress in the respective congressional districts, by complying with the following requirements. The candidates for which space is asked must be nominated in a convention composed of not less than one delegate for every thousand votes cast for President in the State at the last preceding Presidential election. Among such delegates must be resident voters from at least one-half of the counties in the state. The chairman and secretary of such convention shall file with the Secretary of State, not less than thirty-five days before the general election, a certificate setting forth the fact that such convention has been held, giving the time, place and names of the officers of the convention, names of candidates nominated and a statement of principles of government sought to be promoted by the participants in such convention, together with a list of the delegates in attendance giving the name, postoffice and county residence of each. A petition shall also be filed by or in behalf of the candidates nominated in such convention asking that the names of such candidates be properly placed upon the ballot. Such petition shall have upon it the signatures of voters in the state, representative of not less than one-half of the counties in the state and not less in number than the equivalent of ten per cent of the total vote cast, in the state, for President in the last preceding Presidential Election. Such petition, whether in one sheet or in several sheets, shall have the names of all candidates nominated in such convention included in each sheet or sheets and shall be one petition for all of the candidates. Such petition shall be filed with the Secretary of State not less than thirty days before the general election.

The names of all candidates for each office shall be grouped under the titles for the respective offices and shall have the party affiliation of each candidate printed after his (or her) name in not more than three words. The various groups of candidates shall appear on the ballot in the following order: "For Presidential Electors," "For United States Senator," "For Member of Congress."

Sec. 7. HIGHEST VOTE ELECTS.) The candidate or candidates for each of the various offices to be voted for at the general election, under the provisions of this law, who received the highest vote shall be declared elected.

Sec. 8. GENERAL FORM OF BALLOTS) On the Primary Election Ballots, a square shall be placed following the name and to the right of every candidate, and the voter shall place an (X) in such square following the name of each person he desires to vote for. On the general election ballot a square shall be placed following the name at the right of each group of Presidential Electors and of each candidate other than the candidates for Presidential Electors and the voter shall place an (X) in such square following the group of Presidential Electors and the name of each other person he desires to vote for. In the space between the square and the name of the candidates for Presidential Electors for the respective parties shall be printed in 12 point caps, black face type, the names of the candidates for President and Vice-President of the respective parties. As many blank lines as the number of candidates to be voted for in each group shall be provided for below the names in each group on which may be written or placed by means of a printed sticker a name or names to express the vote of the individual elector; Provided, however, that on the general ballot there shall be only one space with blank lines for Presidential Electors and it shall be immediately below the groups of candidates for Presidential Electors whose names are printed on the ballot. The use of a "Blanket" sticker or any sticker larger in size than any blank space left below any group of names on the ballot for writing in names of candidates, is expressly prohibited under this act. Within the space of each group shall be printed instructions as to the number of candidates to vote for in each group. At the top of both Primary and General Election ballots there shall be printed the following: "To Vote This Ballot Place an (X) in the square to the right of the names of the persons for whom you wish to vote. To vote for a person whose name is not printed on the ballot, write or paste the name in the blank space provided for that purpose." The ballots to be used under this law shall be in the form shown in section 9 hereof, but when printed for official use shall be enlarged sufficiently to contain the names of all candidates that properly shall go on each ballot; said names to be printed in 10 point type. The title line and sub-heads shall be printed in larger than 10 point type; squares to be 12 point.

SECTION 9 (a)

United States Ballot

PRIMARY ELECTION

(Insert Party Name) **PARTY**

To vote this ballot mark an (X) in the square after the name of each of the persons for whom you wish to vote. To vote for a person whose name is not printed on the ballot, write or paste the name in the blank space provided for that purpose.

FOR NOMINATION OF CANDIDATES FOR PRESIDENTIAL ELECTORS

Vote for five

- John Doe
-
-
-
-
-

FOR ELECTION OF PARTY DELEGATES TO
NATIONAL CONVENTION

Vote for five

- John Doe
-
-
-
-
-

FOR ELECTION OF PARTY
NATIONAL COMMITTEEMAN

Vote for one

- John Doe
- John Doe
-

SECTION 9 (b)

PRECINCT BALLOT

(Insert Party Name)

PARTY

To vote this ballot mark an (X) in the square after the name of each of the persons for whom you wish to vote. To vote for a person whose name is not printed on the ballot, write or paste the name in the blank space provided for that purpose.

FOR PRECINCT COMMITTEEMEN

(Vote for)

- John Doe
- John Doe
-

SECTION 9 (c)

United States Ballot

Senatorial and Congressional Nomination

(Insert Party Name) **PARTY**

To vote this ballot mark an (X) in the square after the name of each of the persons for whom you wish to vote. To vote for a person whose name is not printed on the ballot, write or paste the name in the blank space provided for that purpose.

FOR NOMINATION OF CANDIDATES FOR
UNITED STATES SENATOR

Vote for one

John Doe
John Doe
.....

FOR NOMINATION OF CANDIDATES FOR
MEMBER OF CONGRESS

.....District

Vote for one

John Doe
John Doe
.....

Sec. 10. **PRESENT LAWS CONTROLLING.**) Excepting as herein otherwise provided, the ballots herein provided shall be prepared, printed, distributed, voted, canvassed and returned in the manner now provided for primary and general elections, respectively; likewise, as to notice of election, depositing of ballots, certifying election, filing of affidavits by candidates, filing fees, and all other matters not specifically provided for in this act.

If any section, provision, clause, sentence or part of this act shall be declared violative of any constitutional provision, the act shall be deemed and held to have been enacted independent of the part so declared unconstitutional, and any operative part thereof that may remain shall be nevertheless, given full force and effect, to the end that the ultimate purpose of the act shall be, as far as possible accomplished.

Sec. 11. **REPEAL.**) Section 501 of the Revised Code of 1899, Section 601 of the Revised Code of 1905, and Sections 857, 859, 863, 889, 910, 912, 917, 918, 919 of the Compiled Laws of North Dakota for the year 1913, and all other acts or parts of acts that are in conflict with the provisions hereof are hereby repealed.

Approved March 2, 1923.

NOTE: Referendum petition has been filed against House Bill No. 285, Chapter 204 herein, requesting that said measure be submitted to the electors at the general election November 4, 1924.

CHAPTER 205.

(S. B. No. 233—Carey.)

NONPARTISAN ELECTIONS.

An Act to amend and Re-enact Chapter 117 of the Laws of North Dakota for the year 1919, Relating to the Nomination and Election of all Elective County Officers, Judges of the Supreme and District Courts, State Superintendent of Public Instruction, and County Superintendent of Schools, Without Requiring a Declaration as to Party Affiliation, and a Separate Ballot for County Officials; Extending the Law so as to Apply to all State Officials and Members of the Legislature and County Official Newspaper, Changing Petition Requirement; Providing for Filling of Vacancies and for Designation of Principles supported by Candidates for State and Legislative Office, and repealing Sections 904, 905, 906, 907, 908, 909, 917, 918 and 919 of the Compiled Laws of 1913 and Chapter 117 of the Session Laws of 1919.

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

Sec. 1. **AMENDMENT.**) That Chapter 117 of the Session Laws of North Dakota for the year 1919, be, and the same hereby is amended and re-enacted to read as follows:

Sec. 1. NO REFERENCE TO PARTIES.) In all petitions and affidavits to be filed by, or in behalf of, any candidate for nomination in the primary election to all elective state and county office, the Justice of the Supreme Court and Judges of the District Courts, and the office of State Superintendent of Public Instruction, and the office of County Superintendent of Schools, no reference shall be made to a party ballot or to the political affiliation of such candidates having reference to national affairs."

'Sec. 2. SEPARATE STATE AND COUNTY PRIMARY NOMINATION BALLOT.) At all primary elections there shall be a separate ballot in the form shown in Section 11 (a) which is entitled "State and County Primary Nominating Ballot." The names of all candidates for all state offices shall be placed in the first or left hand column thereon. The names of all candidates for county offices shall be placed in the second or right hand column thereon. The names of all candidates for county official paper shall also be printed in the right hand column on the County Primary Nominating Ballot.

Sec. 3. ORDER OF APPEARANCE UPON PRIMARY NOMINATING BALLOT.) The names of candidates for the various offices to be printed in the first column upon the "State and County Primary Nominating Ballot" shall appear in groups under proper titles in the following order: State Officers: Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Commissioner of Insurance, Commissioner of Agriculture and Labor, Superintendent of Public Instruction, Commissioners of Railroads, Legislature.....
District: State Senator, Members of House of Representatives.
Judiciary: Judge of Supreme Court, Judges of District Court.

The names of candidates for various offices to appear in the right hand column "State and County Primary Nominating Ballot" shall appear in the following order: Auditor, Treasurer, Register of Deeds, State's Attorney, Sheriff, Clerk of District Court, County Judge, Superintendent of Schools, Public Administrator, County Surveyor, County Coroner, County Justices of the Peace, County Constable, County Commissioners, Assessor and County Official Newspaper.

Sec. 4. PERSONS NOMINATED.) The candidate or candidates receiving the highest number of votes, to the extent of double the number that are to be elected to any office, shall be declared the duly nominated candidates for the respective offices. This shall also apply to candidates for official paper. Provided that in case there are not twice as many candidates for nomination for any office as the number to be elected, then the candidates whose names appear on the ballot shall be declared the duly nominated candidates for the respective offices. No candidate for

nomination shall, however, be declared a duly nominated candidate unless he or she receives at least as many votes as the number of signatures required to be obtained on the petition to have the candidate's name placed on the primary ballot.

Sec. 5. STATE AND COUNTY GENERAL ELECTION BALLOTS.)

At the general election there shall likewise be a separate state and county ballot upon which there shall appear the names of all candidates for the various state and county offices which have been nominated as hereinbefore provided; Which ballot shall be entitled "State and County General Election Ballot." Such ballot shall be in the same form as herein provided as per Section 11 of this Act, except that the number of names to be printed thereon as candidates for each office shall be limited to twice the number of officers to be elected, and such names shall be the names of the two candidates who received the highest vote in the primary election. The names of all candidates shall be printed on the general election ballot, as hereinbefore provided for the primary ballot. There shall also be printed upon the General Election Ballot the names of the candidates for county official paper.

Sec. 6. DESIGNATION OF PRINCIPLES.) Every candidate for office who is entitled to have his or her name printed upon either the primary or general election state and county ballots, except candidates for county office and candidates for Judge of the District or Supreme Court may have printed, immediately following his or her name and on the same line a statement, in not more than five words and in not more than two lines 6 point type, which statement shall correctly designate or indicate the principles of government which the candidate is supporting and will support if nominated and elected. Provided that in such statement the use of the words "Republican" or "Democrat" shall not be permitted except in combination with another word or words which shall correctly indicate the faction, within either of such parties with relation to state issues, to which the candidate belongs; Provided that the words "Republican and Democrat" may be so used co-jointly.

No such designation or indication of political principles shall be printed on the ballot following the name of any candidate for any state office or for the legislative assembly or for any other office, unless such designation or indication shall have been adopted and its use authorized by a state-wide delegate convention, composed of delegates from at least two-thirds of the counties in the state. The right to adopt a designation or indication of principles and to authorize its use may be delegated to a campaign committee organized by such convention; Provided, that any legislative district convention, held pursuant to a call issued by any such state wide campaign committee operating under this act and authorized by such state wide convention so

to do, may itself determine, or it may delegate to a district campaign committee, which it may create, the right to determine which candidate or candidates for legislative office in such district, shall have the right to use the designation or indication of principles adopted by such state wide convention or by such state wide campaign committee.

Notice of intention to have such statement printed upon the ballot by those entitled thereto shall be given to the Secretary of State and County Auditor not less than thirty days before the date of any election and when such notice has been so filed in writing together with approval of any set of candidates for state office or any campaign organization that may already have become authorized to use such statement, in the pending campaign, such statement shall be printed upon the ballot following the names of the candidates that are included in the notice and no other candidate or set of candidates shall have a right to use such statement on the ballot, in literature or otherwise in the same campaign.

The term "set of candidates for state offices" as used in this section shall be construed so as to include all candidates for offices to be filled by election and for which offices the salaries are paid out of the State Treasury except the Superintendent of Public Instruction, candidates for Judicial positions and members of the Legislature. Candidate for Superintendent of Public Instruction may with the approval of such candidate be included under the provisions of this section.

All petitions required under this law to have the name of a candidate or candidates printed upon the Primary Nominating ballot shall indicate by quotation what statement of principles if any are to be printed following the candidate's name on the ballot.

Sec. 7. GENERAL FORM OF BALLOT.) A square shall be placed following and to the right of the name of every candidate and the voter shall mark an (X) in such square following the name of each person he desires to vote for. As many blank lines as the number of candidates to be voted for in each group shall be provided for below the names in each group, on which may be written or placed, by means of a printed sticker, a name or names to record the vote of the elector. The use of a "blanket" sticker or any sticker larger in size than any blank space left below any group of names on the ballot for writing in names of candidates is expressly prohibited under this act. Within the space of each group shall be printed instruction as to the number of candidates to be voted for in each group.

The ballots to be used under this law shall be in the form shown in Section 11, but when printed for official use shall be enlarged sufficiently to contain the names of all candidates and

five words expressing principles of government upon which the candidate seeks nomination, that properly shall go on each ballot. Said names to be printed in 10 point lower case type. The title line and subheads to be printed in larger than 10 point type, squares to be 12 point. Each column of names to be separated by a blank space of one-half inch in the center of which blank space shall be printed, two 2 point rules, with one 6 point slug between the rules.

At the top of the ballot there shall be printed the following: "To vote this ballot mark (X) in the square to the right and after the name of the persons for whom you wish to vote. To vote for a person whose name is not printed on the ballot, write or paste the name in the blank space provided for that purpose."

Such ballots shall be delivered to each elector by the proper election officer and no declaration of party affiliation shall be required.

Sec. 8. HIGHEST VOTE ELECTS.) The candidate or candidates to the number to be elected for each office receiving the highest number of votes shall be duly elected to such office.

Sec. 9. VACANCIES.) A vacancy occurring in any candidacy that originated in an endorsing convention or that is supported by a campaign committee or organization that is fairly representative of those who signed the petition to have the name of the candidate printed upon the ballot shall be filled in such manner as shall be provided for by such endorsing convention, or by the campaign committee or organization supporting such candidacy.

A vacancy occurring in a candidacy that did not originate in an endorsing convention or that is not supported by a campaign committee or organization constituted by, or fairly representative of, those who signed the petition or petitions to have the name of the candidate placed upon the ballot shall be filled by a mass convention of those who signed the petition to have placed upon the ballot the name of the candidate that has caused the vacancy.

The name of a candidate so selected to fill a vacancy shall be substituted on the ballot for the name of the original candidate if the notice of the filling of such vacancy reaches the officer who has charge of the preparation of the ballots before the ballots are printed. If in the case of a candidate for state office the ballots for some counties have been printed before such notice of the filling reaches the Secretary of State it shall be incumbent upon the County Auditor upon notice from the Secretary of State to have the name of the candidate to be substituted either printed above the name of the original candidate and the other name blotted out, or the name of the substituted candidate may be printed on gummed stickers and by the Auditor pasted on all ballots over the name of the original candidate.

If such notice of vacancy filled in the case of a county office shall reach the County Auditor after the ballots are printed but before they are distributed among the inspectors of elections, it shall be the duty of the County Auditor to have the name of the candidate to be substituted either printed above the name of the original candidate and the other name blotted out, or the name of the substituted candidate may be printed on gummed stickers and by the County Auditor pasted over the name of the original candidate.

Sec. 10. PRESENT LAWS CONTROLLING.) Except as herein otherwise provided, the ballot herein provided for shall be prepared, printed, distributed, voted, canvassed and returned in the manner now provided for primary and general elections, respectively. Likewise, as to notice of election, posting of ballots, certifying election, filing of affidavits and nominating petitions by candidates, and all other matters not specifically provided for in this act. Provided, however, that no person shall be entitled to have his or her name printed on the State and County Primary Nominating Ballot unless the nominating petition required to be filed for such candidate shall contain the names of voters who are entitled to vote, equal to five per cent of those who voted for Governor at the last preceding election within the civil subdivision or unit of government in which the candidate seeks office.

This law shall not be construed to apply in any manner to the nomination or election of United States Senators, Congressmen, Presidential Electors, Delegates to National Party Convention or Party Precinct Committeemen.

Two or more candidates for different offices may seek signatures on the same nominating petition.

If any section, provision, clause, sentence or part of this Act shall be declared violative of any constitutional provision, the Act shall be deemed and held to have been enacted independent of the part so declared unconstitutional, and any operative part thereof that may remain shall, nevertheless, be given full force and effect, to the end that the ultimate purpose of the Act shall, as far as possible, be accomplished.

SECTION 11 (a)

State and County Primary Nominating Ballot

To vote this ballot mark an (X) in the square to the right of the name of the persons for whom you wish to vote. To vote for a person whose name is not printed on the ballot, write or paste his name in the blank space provided for that purpose.

STATE OFFICERS

For GOVERNOR
(Vote for One)

- John Doe (space for five words)
- John Doe (space for five words)
- John Doe (space for five words)
-

For LIEUTENANT
GOVERNOR
(Vote for One)

- John Doe (space for five words)
- John Doe (space for five words)
- John Doe (space for five words)
-

For SECRETARY of
STATE
(Vote for One)

- John Doe (space for five words)
- John Doe (space for five words)
- John Doe (space for five words)
-

For STATE AUDITOR
(Vote for One)

- John Doe (space for five words)
- John Doe (space for five words)
- John Doe (space for five words)
-

For STATE TREASURER
(Vote for One)

- John Doe (space for five words)
- John Doe (space for five words)
- John Doe (space for five words)
-

COUNTY OFFICERS

For COUNTY AUDITOR
(Vote for One)

- John Doe.....
- John Doe.....
- John Doe.....
-

For COUNTY TREASURER
(Vote for One)

- John Doe.....
- John Doe.....
- John Doe.....
-

For REGISTER of DEEDS
(Vote for One)

- John Doe.....
- John Doe.....
- John Doe.....
-

For STATES ATTORNEY
(Vote for One)

- John Doe.....
- John Doe.....
- John Doe.....
-

For SHERIFF
(Vote for One)

- John Doe.....
- John Doe.....
- John Doe.....
-

State and County Primary Nominating Ballot---Continued

For ATTORNEY GENERAL
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
John Doe (space for five words)
.....

For COMMISSIONER of
INSURANCE
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
John Doe (space for five words)
.....

For COMMISSIONER of
AGRICULTURE and
LABOR
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
John Doe (space for five words)
.....

For SUPERINTENDENT
of PUBLIC INSTRUCTION
(Vote for One)

John Doe.....
John Doe.....
John Doe.....
John Doe.....
.....

For COMMISSIONERS of
RAILROADS
(Vote for three)

John Doe (space for five words)
.....
.....
.....

For CLERK of DISTRICT
COURT
(Vote for One)

John Doe.....
John Doe.....
John Doe.....
.....

For COUNTY JUDGE
(Vote for One)

John Doe.....
John Doe.....
John Doe.....
.....

For SUPERINTENDENT
of SCHOOLS
(Vote for One)

John Doe.....
John Doe.....
John Doe.....
.....

For PUBLIC
ADMINISTRATOR
(Vote for One)

John Doe.....
John Doe.....
John Doe.....
.....

For COUNTY SURVEYOR
(Vote for One)

John Doe.....
John Doe.....
John Doe.....
.....

For COUNTY CORONER
(Vote for One)

John Doe.....
John Doe.....
John Doe.....
.....

State and County Primary Nominating Ballot---Continued

LEGISLATURE

.....District

For SENATOR

(Vote for One)

John Doe (space for five words)

John Doe (space for five words)

John Doe (space for five words)

.....

For HOUSE of REPRESENTATIVES

(Vote for)

John Doe (space for five words)

.....

.....

JUDICIARY

For JUDGE of SUPREME COURT

(Vote for)

John Doe.....

John Doe.....

John Doe.....

John Doe.....

John Doe.....

John Doe.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

For JUDGES of DISTRICT COURT

(Vote for)

John Doe.....

John Doe.....

John Doe.....

John Doe.....

John Doe.....

.....

.....

.....

.....

For JUSTICES OF PEACE

(Vote for Four)

John Doe.....

.....

.....

.....

.....

For CONSTABLES

(Vote for Four)

John Doe.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

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.....

.....

.....

.....

OFFICIAL PAPER

For COUNTY OFFICIAL NEWSPAPER

(Vote for One)

.....

.....

.....

.....

SECTION 11 (b)

State and County General Election Ballot

To vote this ballot mark an (X) in the square to the right of the name of the persons for whom you wish to vote. To vote for a person whose name is not printed on the ballot, write or paste his name in the blank space provided for that purpose.

STATE OFFICERS

For GOVERNOR
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
.....

For LIEUTENANT GOVERNOR
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
.....

For SECRETARY of STATE
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
.....

For STATE AUDITOR
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
.....

For STATE TREASURER
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
.....

For ATTORNEY GENERAL
(Vote for One)

John Doe (space for five words)
John Doe (space for five words)
.....

COUNTY OFFICERS

For COUNTY AUDITOR
(Vote for One)

John Doe.....
John Doe.....
.....

For COUNTY TREASURER
(Vote for One)

John Doe.....
John Doe.....
.....

For REGISTER of DEEDS
(Vote for One)

John Doe.....
John Doe.....
.....

For STATES ATTORNEY
(Vote for One)

John Doe.....
John Doe.....
.....

For SHERIFF
(Vote for One)

John Doe.....
John Doe.....
.....

For CLERK of DISTRICT COURT
(Vote for One)

John Doe.....
John Doe.....
.....

State and County General Election Ballot---Continued

For HOUSE of REPRESENTATIVES

(Vote for)

- John Doe (space for five words)
.....
.....
.....
.....

For CONSTABLES (Vote for Four)

- John Doe.....
.....
.....
.....
.....

JUDICIARY

For JUDGE of SUPREME COURT

(Vote for)

- John Doe.....
John Doe.....
John Doe.....
John Doe.....
John Doe.....
.....
.....
.....

For COUNTY COMMISSIONER (.....) DISTRICT (Vote for One)

- John Doe.....
John Doe.....
.....

For ASSESSOR (Vote for One)

- John Doe.....
John Doe.....
.....

For JUDGES of DISTRICT COURT (.....) DISTRICT...

(Vote for)

- John Doe (space for three words)
.....
.....
.....

OFFICIAL PAPER

For COUNTY OFFICIAL NEWSPAPER (Vote for One)

-
.....

Sec. 12. REPEAL.) Sections 904, 905, 906, 907, 908, 909, 917, 918, 919 of the Compiled Laws of North Dakota for the year 1913, and Chapter 117 of the Session Laws of 1919 are hereby repealed in whole or in part insofar as they conflict with the provisions of this law. All other acts or parts of acts which are in conflict with the provisions of this act are also hereby specifically repealed.

Approved February 24th, 1923.

NOTE: Referendum petition has been filed against Senate Bill No. 233, Chapter 205 herein, requesting that said measure be submitted to the electors, at the general election November 4, 1924.

CHAPTER 206.

(S. B. No. 6—Stevens.)

SEPARATE BALLOT BOXES, REPEAL.

An Act to Repeal Section 991 of the Compiled Laws of North Dakota for the year 1913, Requiring Ballots of Women to be Deposited in Separate Boxes.

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

Sec. 1. REPEAL.) That Section 991 of the Compiled Laws of North Dakota for the year 1913, requiring ballots of women to be deposited in a separate box, is hereby repealed.

Approved January 24th, 1923.

CHAPTER 207.

(S. B. No. 8—Stevens.)

BALLOT BOXES.

An Act to Amend and Re-enact Section 968 of the Compiled Laws of North Dakota for the Year 1913, Relating to Ballot Boxes.

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

Sec. 1. AMENDMENT.) That Section 968 of the Compiled Laws of North Dakota for the year 1913, relating to ballot boxes, is hereby amended and re-enacted to read as follows, to-wit:

Sec. 968. BALLOT BOXES TO BE PROVIDED BY BOARD OF COUNTY COMMISSIONERS.) The Board of County Commissioners shall, at the expense of the county, provide suitable ballot boxes for each election precinct in its county.

Approved January 24th, 1923.

CHAPTER 208.

(H. B. No. 282—Jackson.)

PARTY CENTRAL COMMITTEES.

An Act to Amend and Re-enact Section 890 of the Compiled Laws of North Dakota for 1913, Relating to Selection, Organization, Time and Place of Meeting of County and State Central Committees of Political Parties.

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

Sec. 1. AMENDMENT.) That Section 890 of the Compiled Laws of North Dakota for 1913 be, and the same is hereby, amended and re-enacted to read as follows:

Sec. 890. The County Committee of each party shall be composed of all the precinct committeemen of each party in each County, and they shall meet in the Court House at the County Seat of each County at two o'clock p. m. on the second Wednesday in July of each even numbered year and organize by selecting a chairman, a secretary and a treasurer; by adopting rules and modes of procedure, and by selecting an executive committee consisting of from five to nine persons chosen from the county committee, of which the chairman and secretary shall be members. Each county committee shall, at the same time, select as members of the State Central Committee of their respective parties, one resident voter for every two thousand votes or major fraction cast for the party's candidate for president within the County at the last preceding presidential election; provided, that every County shall be entitled to one member of the State Central Committee. Provided, further, that in all counties that are entitled to more than one member the number of members to which the county is entitled shall be equitably distributed among the several commissioner's districts within the county. Each party's candidate for United States Senator and the party's candidate for a Member of Congress shall each, on or before the same day that the committee meets and selects members for the State Central Committee, appoint a voter at large to serve as a member of the State Central Committee. Each member so appointed shall be the Representative of the candidate who appointed him or her on the State Central Committee. The persons so selected and appointed shall constitute the State Central Committee for their respective political parties for the ensuing biennium. The members so selected as State Central Committeemen shall meet at the State Capitol on the third Wednesday in July and organize by selecting a chairman, a secretary and a treasurer, and shall adopt rules and modes of procedure and promulgate and publish a platform of principles upon which its candidates shall stand. Each member of

any committee shall retain such position until his successor is chosen. Each member so selected shall be a duly qualified elector. Vacancies in the State Central Committee of any party shall be filled by a majority of the State Central Committee by appointment from the County in which such vacancy exists. Vacancies in the County Committee of any party shall be filled by a majority of the County Committee by appointment from the precinct in which such vacancy exists.

Approved February 27th, 1923.

NOTE: Referendum petition has been filed against House Bill No. 282, Chapter 208 herein, requesting that said measure be submitted to the electors, at the general election November 4, 1924.

CHAPTER 209.

(S. B. No. 318—Carey.)

CERTIFICATION OF NOMINATIONS.

An Act to Amend and Re-enact Section 974 of the Compiled Laws of North Dakota for 1913, Relating to the Certification of Nominations.

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

Sec. 1. AMENDMENT.) That Section 974 of the Compiled Laws of North Dakota for 1913, be, and the same is hereby, amended and re-enacted to read as follows:

Sec. 974. SECRETARY OF STATE TO CERTIFY NOMINATIONS FOR STATE OFFICE.) Not less than thirty days nor more than thirty-five days before an election to fill any state or district office, the secretary of state shall certify to the county auditor of each county within which any of the electors may by law vote for candidates for such office, the name and post office address of each person nominated for such office as specified in the certificates of nomination filed with him; provided, that in the case of a special election called to fill a vacancy the secretary of state shall so certify the names of such candidates not less than twenty days before such special election.

Approved March 1st, 1923.

CHAPTER 210.

(S. B. No. 319—Carey.)

CERTIFICATE OF NOMINATION.

An Act to Amend and Re-enact Section 973 of the Compiled Laws of North Dakota for 1913, Relating to the Filing of Certificates of Nomination.

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

Sec. 1. AMENDMENT.) That Section 973 of the Compiled Laws of North Dakota for 1913, be, and the same is hereby amended and re-enacted to read as follows:

Sec. 973. CERTIFICATE OF NOMINATION. WHEN TO BE FILED.) Certificates of nomination to be filed with the secretary of state, shall be filed not less than forty days before the day fixed by law for election of persons in nomination, and certificates of nomination herein directed to be filed with the county auditor, shall be filed not less than thirty-five days before the day of election; provided that in the case of nominations for special elections called to fill vacancies caused by death, resignation or otherwise, such certificates shall be filed not less than twenty-five days before the day of election. Certificates of nomination to be filed with the secretary of state may be sent by registered letter deposited in the post office on or before the last day, and the receipt therefor filed with the county auditor. The secretary of state and the several county auditors shall cause to be preserved in their respective offices for six months all certificates of nomination filed therein under the provisions of this article. All such certificates shall be open to public inspection under proper regulations to be made by such officers.

Approved March 1st, 1923.

CHAPTER 211.

(S. B. No. 50—Porter.)

OFFICIAL NEWSPAPERS.

An Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North Dakota for the Year 1919, Relating to the Qualifications of Official and Legal Newspapers and Providing for the Method of Selection of Official Newspapers.

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

Sec. 1. AMENDMENT.) That Section 3 of Chapter 187 of the Session Laws of North Dakota for 1919 relating to official and legal newspapers is hereby amended and re-enacted to read as follows, to-wit:

Sec. 3. At least thirty days prior to any primary election held throughout the state, any person, persons, or co-partnership or corporation, owning or operating a newspaper which has been established for at least one year and has been admitted to the United States mails and has complied with the requirements of federal laws governing second class mail matter for at least a period of one year, and at least one page of which newspaper is actually printed at the place designated in the date line thereof, and has been in regular and continuous circulation during said period of one year with a bona fide subscription list of at least 150 regular and continuous subscribers, 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 ballot to be voted upon for nomination as official newspaper of said county at said primary 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 placed by the county auditor at the bottom of the ballot upon which appear the names of candidates for county offices, the names of such newspapers to be rotated as is now required by law for the names of candidates on the primary election ballots.

The names of the two newspapers receiving the highest number of votes, at the primary election as determined by the general provisions of law relating to the canvass of votes at the primary election shall be placed upon the ballot at the general election by the county auditor on the ballot used in said election and upon which appear the names of candidates for county offices in the same place and in the same manner as at the primary election. The newspaper receiving the highest number of votes as determined by the official canvass according to the general provisions of law relating to the canvass of votes at general elections, shall be declared elected the official newspaper until the next biennial election or until a successor is chosen, and the county auditor shall issue a certificate of election to such newspaper receiving the highest number of votes cast at said election, and said newspaper shall thereupon become the official newspaper beginning on the first Monday in January following said election.

Approved February 19th, 1923.

CHAPTER 212.

(S. B. No. 11—Carey.)

POLLS OPEN WHEN.

An Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 119, Session Laws of 1919, Relating to the Opening and Closing of Polls in Primary and General Elections.

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

Sec. 1. AMENDMENT.) That Section 869 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 119, Session Laws of 1919, be amended and re-enacted to read as follows:

Sec. 869. POLLS. OPEN WHEN AT PRIMARY ELECTIONS. CANVASS.) The polls shall be opened at nine o'clock a. m. and remain open continuously until seven o'clock p. m. Twenty minutes prior to the hour of closing the inspector shall proclaim to the electors outside the number of minutes before the polls will be closed. When the polls are closed the judges and inspectors of such primary election shall open the ballot boxes, count the ballots and compare the same with the clerk's lists, and should any irregularities appear they shall proceed as now provided by law. When the ballots compare with the clerk's lists, they shall proceed to canvass and place those of each political party in separate piles. The tally of the votes shall be separate for each political designation or principle and so returned by the judges and inspectors of election, giving the full vote for every candidate.

Sec. 2. AMENDMENT.) Section 983 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 119, Session Laws of 1919, is hereby amended and re-enacted to read as follows:

Sec. 983. WHEN POLLS ARE TO BE OPENED OR CLOSED AT GENERAL ELECTIONS:) At all general and special elections held under the provisions of this Chapter, the polls shall be opened at nine o'clock a. m. and closed at seven o'clock p. m. Twenty minutes prior to the hour of closing the inspector shall proclaim to the electors outside, the number of minutes before the polls will be closed.

Approved March 5th, 1923.

CHAPTER 213.

(H. B. No. 90—Lynch.)

PUBLICITY PAMPHLET.

An Act Providing When the Publicity Pamphlet shall be Printed, and What Matter Shall be Excluded Therefrom, and Repealing all Acts or Parts of Acts in Conflict Therewith.

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

Sec. 1. PUBLICITY PAMPHLET, WHEN TO BE PRINTED.) The Secretary of State shall cause the Publicity Pamphlet, as now provided by law, to be printed and distributed only in the event, that at the election to be held, there shall be submitted to the electors of the State an initiated or referended law, or proposed amendment to the Constitution of the State of North Dakota.

Sec. 2. PUBLICITY PAMPHLET, WHAT PRINTED MATTER TO BE EXCLUDED THEREFROM.) Advertising matter having no bearing upon the candidacy of any candidate or upon any measure to be submitted to the vote of the electors of the state is hereby prohibited.

Sec. 3. REPEAL.) All acts or parts of acts in conflict herewith are hereby repealed.

Approved March 1st, 1923.

CHAPTER 214.

(S. B. No. 7—Stevens.)

QUALIFICATIONS OF ELECTORS.

An Act to Amend and Re-enact Section 948 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Qualifications of Electors.

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

Sec. 1. AMENDMENT.) That Section 948 of the Compiled Laws of North Dakota for the year 1913, relating to the qualifications of electors, is hereby amended and re-enacted to read as follows, to-wit:

Sec. 948. WHO ENTITLED TO VOTE.) Every person of the age of twenty-one years or upwards, belonging to either of the following classes who shall have resided in the state one year and in the county ninety days and in the precinct thirty days next preceding any election shall be a qualified elector at such election. First, citizens of the United States; second, civilized persons of Indian

descent who have severed their tribal relation two years next preceding such election; provided, that where a qualified elector moves from one precinct to another within the State, he shall be entitled to vote in the precinct from which he moves, until he establishes his residence in the precinct to which he moves.

Sec. 2. All Acts and parts of acts in conflict herewith are hereby repealed.

Sec. 3. EMERGENCY.) Whereas there is a conflict between existing statutes and the Constitution relating to the qualification of electors, an emergency is declared to exist and this act shall be in force and effect from and after its passage and approval.

Approved January 24th, 1923.

CHAPTER 215.

(S. B. No. 67—Van Camp.)

REGISTRATION.

An Act to Amend and Re-enact Section 1104 of the Compiled Laws of the State of North Dakota for the year 1913, Relating to what Cities and Villages shall register before any general election or annual City Election.

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

Sec. 1. AMENDMENT.) That Section 1104 of the Compiled Laws of North Dakota for 1913, be and the same is hereby amended to read as follows:

Sec. 1104. WHAT CITIES AND VILLAGES GOVERNED BY THIS ARTICLE.) All cities and villages containing fifteen hundred or more inhabitants, according to either the last State or Federal Census, shall be subject to the provisions of this article.

Approved February 24th, 1923.

CHAPTER 216.

(S. B. No. 43—Gardiner.)

VOTING DISTRICTS.

An Act to Amend and Re-enact Section 2 of Chapter 33 of the Laws enacted by the Special Session of the Legislature of 1919 Relating to the formation and Division of voting districts.

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

Sec. 1. AMENDMENT.) Section 2 of Chapter 33 of the Laws enacted by the Special Session of the Legislature of 1919 is hereby amended and re-enacted to read as follows:

Sec. 2. VOTING DISTRICTS—HOW FORMED.) The board of county commissioners of each county in the state shall, at its first session after the taking effect of this Act, divide its county into voting districts and establish the boundaries of the same. The entirety of civil townships, cities or villages as voting districts shall be preserved when possible, except when such preservation would be in conflict with the provisions of this Act. In such case the civil township, city or village, except as hereinafter provided, shall be divided into two or more voting districts, but in no case shall a voting district be composed of parts of two civil townships, or part of a township and city or village, except as hereinafter provided. No voting district shall contain more than five hundred electors. The board of county commissioners of each county in this state shall, at its first session after the taking effect of this Act, in dividing the county into voting districts, use as a basis for determining the number of electors residing in any given territory, the total number of electors within such territory who voted at the general election held in November, 1922. If, at such election, or at any election hereafter held more than five hundred votes are cast in any voting district, it shall be the duty of the inspector in such voting district, to report such fact to the board of county commissioners, which board shall, at its next regular meeting, divide such voting district into two districts as nearly equal to each other in voting strength as may be. If, at the last election before the taking effect of this Act, more than three hundred votes were cast in any voting district in any city or village, or if, at any future election, more than three hundred votes are cast in any voting district in any city or village, the county commissioners upon request, officially expressed, of the city council or other governing body in any voting district or city or village, may divide such district into two voting districts as nearly equal to each other in voting strength as may be.

Approved February 9th, 1923.

FAIRS

CHAPTER 217.

(S. B. No. 70—Bond.)

NORTH WEST AGRICULTURAL, LIVE STOCK AND FAIR ASSOCIATION.

An Act to Incorporate and Establish the North West Agricultural, Live Stock and Fair Association, and Making an Appropriation therefor.

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

Sec. 1. PURPOSE OF AND LOCATION PERMANENTLY FIXED AT MINOT.) For the purpose of promoting and improving the con-