

sum not less than \$200.00 nor more than \$1,000.00 and be imprisoned in the County jail not less than ninety days nor more than one year; and for the second and every successive offense shall be deemed guilty of a felony and be punished by imprisonment in the penitentiary not exceeding two years and not less than one year. Provided, that the phrase "second offense" shall mean a conviction of any offense prohibited by this Act or of the crime of bootlegging as defined in Section 10,144 of the Revised Codes of the State of North Dakota for the year 1913, and a subsequent conviction of violating any provision of this Act, whether for the first time or not. This shall not apply to Section five, six, ten and eleven of this Act. Provided, however, that if the evidence in such case convinces the Court that the person convicted of transporting intoxicating liquors in violation of this Act, was in charge of and used any wagon, buggy, automobile, water or air craft, or other vehicle or conveyance, not owned by him or without permission of the owner, or when such vehicle or conveyance so used was mortgaged property, or if there be in or upon such conveyance so used or upon any person therein any firearms, or guns, he shall be deemed guilty of a felony, and be punished by imprisonment in the penitentiary not less than six months and not more than five years.

Sec. 5. EMERGENCY.) This Act is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

Approved February 19th, 1923.

PROPERTY, REAL

CHAPTER 269.

(S. B. No. 389—Baird.)

RESERVATION AND TRANSFER OF MINERAL RIGHTS.

An Act Regulating the Reservation of Mineral Rights and Providing for the Transfer of Same.

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

Sec. 1. That all real property deeded or transferred prior to the enactment of Sections 5518 and 5519 of the Compiled Laws of North Dakota for the year 1913, and in which transfers the grantor reserved the rights to the coal or other mineral deposits, may be deeded and transferred hereafter with such similar reservations without complying with the provisions of Sections 5518

and 5519 of the Compiled Laws of North Dakota for the year 1913, and any such secondary transfers since the enactment of said sections containing such reservations are hereby declared to be legal and valid transfers of such property.

Approved March 10th, 1923.

PUBLICATION

CHAPTER 270.

(H. B. No. 311—State Affairs Committee.)

PRINTING FEES.

An Act to Amend and Re-enact Section 3540 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 93 Session Laws of 1921, Relating to the Fees paid to Newspapers for the Publication of Legal Notices.

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

Sec. 1. AMENDMENT.) That Section 3540 of the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

Sec 3540. PAY REQUIRED.) The fees to be paid to newspapers for the publication of all notices and publications that are now required or hereafter may be required by law to be published by county officers; all summons, citations, notices, orders and other processes in actions or proceedings in the supreme, district, county or justice courts of the state, which are or hereafter may be required by law to be published; all publications of every nature that are now or hereafter may 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; all notices required to be published by cities, villages, townships, school districts and other political subdivisions of the state and the officers thereof; and all legal notices of whatsoever kind or character required by law to be published shall be as follows: Nine cents per counted line of non-pareil type for the first insertion and six cents per counted line of nonpareil type for each subsequent insertion, or seven cents per counted line of brier type for the first insertion and five cents per counted line for each subsequent insertion. All tabulated matter, leader work, or work containing one column of figures shall be figured at one and one-half times the rate for straight matter on first publication, and all tabulated matter with two or more columns of figures