
ARTESIAN WELLS

CHAPTER 89

(S. B. No. 63—Carey.)

ARTESIAN WELLS

An Act To Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the year 1921, Relating to the Control of Artesian Wells.

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

§ 1. AMENDMENT.] That Section 1 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, be, and the same is hereby, Amended and Re-enacted to read as follows:

§ 1. Every person, stock company, association or corporation owning or controlling the real estate upon which is located an artesian or flowing well, shall within sixty days after the passage of this act, provide for each such well, a valve or valves, capable of controlling the discharge from such well and shall keep said valve or valves so adjusted that only such supply of water shall escape as is necessary for ordinary use by the owner of or the person in control of said land, in conducting his business, provided, however, that in the winter such flow may be permitted as will prevent freezing of the well, and in those cases where it is necessary, a sufficient flow may be allowed to prevent clogging of the well; Provided, however, that such owner of an artesian well shall be required by means of the construction of a reservoir or otherwise to prevent the flow of his well from running upon land belonging to another or from running into any ditch along any public highway except a regularly established drainage ditch.

§ 2. AMENDMENT.] That Section 4 of Chapter 17 of the Session Laws of 1921, be, and the same is hereby amended and re-enacted to read as follows:

§ 4. The owner or person in control of an artesian or flowing well, who shall allow the same to flow without a valve or sufficient contrivance for checking the flow as required by law, or without proper repair of pipes, valves, etc., or who shall interfere with the same when properly adjusted by the proper authorities, or shall permit the water to waste unnecessary or permit the water to run upon the lands of another or into the ditches along any public road except a regularly established drainage ditch, or shall interfere with

any officer duly authorized to inspect the same or measure its flow or pressure, shall be guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not less than five dollars and not to exceed fifty (\$50.00) dollars, at the discretion of the court. The provisions of this section shall also apply to the officer or board in charge of wells belonging to the state, or any county, township or municipality.

Approved February 13, 1925.

ASSESSORS

CHAPTER 90

(H. B. No. 63—Anderson.)

MILITARY ENROLLMENT BY ASSESSORS

An Act To Repeal Section 2348 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the year 1913 Relating to Assessors Duties in Connection with Military Enrollment.

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

§ 1. REPEAL.] Section 2348 of the Compiled Laws of the state of North Dakota for the year 1913 as amended by Section 1 of Chapter 187 of the Laws of 1915 and Section 2349 of the Compiled Laws of North Dakota for the year 1913 are hereby repealed.

§ 2. EMERGENCY.] Whereas the military department of our state and nation no longer make use of the military enrollment made under the statutes repealed by this act and are not interested in having the same made but it is nevertheless a criminal offense under the above sections for assessors to fail to make such enrollment, therefore, this act is declared to be an emergency measure and shall be in force and effect from and after its passage and approval.

Approved February 19, 1925.