
SOW THISTLE

CHAPTER 194

(H. B. No. 287—Committee on Delayed Bills.)

ERADICATION OF SOW THISTLE

An Act To Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles, and Providing Penalty for Violation Thereof.

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

§ 1. AMENDMENT.] That Section 4, Chapter 140, Session Laws of 1921, is hereby amended and re-enacted so as to read as follows:

§ 4. When the Weed Commissioner of any district or any of his deputies shall find growing upon any land within his district, including state roads, public highways and railroad right of ways, any of the weeds known as perennial sow thistle, it shall be the duty of said Weed Commissioner or his deputy to give immediate notice to the owner, lessee, occupant, agent or person having the care or charge of said land requiring such owner, lessee, occupant, agent or person having the care or charge thereof to cause the same to be cut down, pulled or destroyed on or before a date to be fixed in said notice, which shall not be less than five days from the date of service or the posting of said notice; In case such sow thistle shall be found growing upon any railroad right of way such notice shall be served upon the agent of said railroad company nearest thereto and if such sow thistle is found growing upon any state road notice shall be served upon the Board of County Commissioners of the county in which the same is located and if said sow thistle be found upon any public highway which is not a state road, such notice shall be served upon the owner, lessee, occupant, agent or person having the care or charge of the land adjoining such public highway, and it shall be the duty of such person to cut down, pull or destroy such sow thistle to the center of such public highway adjoining said land; and in case such owner, lessee, occupant, agent or person having the care or charge thereof shall refuse or neglect to cut down, pull or destroy such sow thistle on or before the date fixed in said notice, then the said Weed Commissioner, his deputies or employees, shall enter upon the land, right of way, state road or public highway and cause all of said sow thistle to be cut down, pulled or destroyed and with as little damage to growing crops as may be, where said sow

thistle is destroyed on agricultural land; Provided, that the expense of such cutting, pulling and destruction of such sow thistle shall not exceed one hundred dollars for each one hundred and sixty acre tract in each year when found growing upon agricultural land, and where found growing upon any state road, public highway or railroad right of way such expense shall not exceed the reasonable and necessary cost of such work.

Provided further, that when said perennial sow thistle is growing upon land owned by a non-resident of the county in which said land is situated, and such owner has no agent known to the Weed Commissioner in such County, said notice shall be posted in a conspicuous place on the land where the same can be seen by the traveling public.

Provided further, that when such sow thistle shall be destroyed by the Weed Commissioner, his deputies or employees, upon any state road the cost and expense of such service shall be paid by the county in which such state road is situated.

§ 2. PENALTY.] Any person violating any of the provisions of this Act shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than \$10.00 nor more than \$25.00.

§ 3. An emergency is hereby declared to exist, and this Act shall take effect and be in full force from and after its passage and approval.

Approved March 10, 1925.

STATE EXAMINER

CHAPTER 195
(H. B. No. 88—Rulon.)

DUTIES STATE EXAMINER

An Act To Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

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

§ 1. AMENDMENT.] Section 225 of the Compiled Laws of 1913, as amended by Chapter 127 of the Session Laws of North Dakota for the year 1919, is hereby amended and re-enacted to read as follows: