

shall or shall not be performed by any person or corporation subject to the jurisdiction of this state, and in all public schools and institutions of the state, or any county, city, township or district thereof, and in all contracts made or to be performed within this state and in all decrees, orders and judgments of the courts of this state it shall be understood that the time intended, referred to or used shall be the standard time as provided in section one of this act.

Approved February 5, 1929.

STATE ENGINEER

CHAPTER 224

(H. B. No. 192—Westford by Request.)

An Act to amend and re-enact Sections 8239 and 8240 of the Compiled Laws of North Dakota for the year 1913, relative to the appointment, duties, powers, and qualifications of the state engineer and assistant state engineer, and the expenses of the state engineer's office.

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

§. I. AMENDMENT.] That Section 8239, of the Compiled Laws of North Dakota of the year 1913, is hereby amended and re-enacted to read as follows:

§ 8239. STATE ENGINEER. APPOINTMENT. DUTIES. POWERS. QUALIFICATIONS. SALARY.] There shall be a state engineer, who shall be a technically qualified and experienced hydraulic engineer, to be appointed by the governor and such appointment confirmed by the senate. He shall hold office for a term of four years from and after his appointment, or until his successor shall have been appointed and shall have qualified. He shall not engage in private practice. He shall have general supervision of the waters of the state and of the measurement and appropriation thereof, and shall receive such salary as may from time to time be fixed and provided for by legislative appropriation, and actual and necessary traveling expenses while away from his office in the discharge of his official duties. Whenever the board of university and school lands shall request the state engineer to investigate any particular piece of land granted to the state under the Enabling Act, for the purpose of determining whether or not it is coal bearing within the meaning of the constitution, it shall be his duty to do so and report his conclusions and the basis on which they are founded to the board; but

in making such investigation and reports, he shall, whenever practicable, call to his assistance, and consult with the Dean of School of Mines (College of Mining Engineering) and the professor of Geology at the Agricultural College.

§ 2. AMENDMENT.] That Section 8240 of the Compiled Laws of North Dakota of the year 1913, is hereby amended and re-enacted to read as follows:

§ 8240. ASSISTANT STATE ENGINEER AND EXPENSES OF STATE ENGINEER'S OFFICE.] The state engineer shall have power to appoint from time to time, during the season of the year when field work is practicable, one or more assistant engineers, one of whom shall be a graduate from one of the leading technical universities of the county, who shall receive such salary as may be fixed by the state engineer, to be paid out of funds appropriated by the legislature for that purpose. He shall also receive actual and necessary traveling expenses while away from the office in the discharge of his official duties. The state engineer may employ other and additional assistants, and purchase materials and supplies for the proper conduct and maintenance of his office and department, in pursuance of appropriations as made from time to time for such purpose. The salaries and expenses of the office of the state engineer, shall be paid at the same time and in the same manner as those of other officers of this state. The office of the state engineer shall be located at the seat of government.

Approved March 9, 1929.

STATE INSTITUTIONS

CHAPTER 225

(S. B. No. 117—Ployhar.)

STATE INSTITUTIONAL APPROPRIATION EXCESS EXPENDITURES UNLAWFUL

An Act declaring it unlawful for the board of administration or any member thereof or the president, superintendent, or managing officer of any state institution to exceed, or connive and conspire to exceed, the amount of any appropriation made by the legislative assembly for any designated purpose, and providing penalties therefor.

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

§ 1. It is hereby declared unlawful for the board of administration or any member thereof in the transacting of the business of