

Dakota, to be credited to the Game and Fish Fund, to be used for the purpose of enforcing the provisions of this act and for the propagation of game and fish, and the conservation of water, and the construction of dams within the state, and the Commissioner is hereby required to set aside and spend not less than \$10,000.00 out of the appropriation for the maintenance of his department for the year 1935 and every year thereafter to be used in water conservation and the construction of dams within the state, provided that not more than \$1,000.00 shall be expended on any one dam and that the labor employed in construction shall be that of local help not to be employed outside of the county in which the dam is being constructed.

(a) It shall be the duty of the State Game and Fish Commissioner to appoint at least one State Game Warden who is versed in, and has a knowledge of water conservation and dam construction. It shall be the duty of such Game Warden, among other things, to collect and furnish information, data and facts concerning suitable location and sites within the state, to impound water, create lakes and ponds for fish and game and recreation, and for the preserving of the surface water of the state and to arouse public interest in such projects.

(b) The final selection of dam sites and the construction of dams for water conservation shall be under the control and direction of the State Game and Fish Commissioner, and he shall have full power to proceed in the construction of such dams and water conservation and construct such dams within the limitations of the monies herein appropriated for such purposes and he shall have full power to do all things necessary in the construction of such dams for water conservation.

§ 2. EMERGENCY.] This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved March 4, 1935.

GASOLINE

CHAPTER 146

S. B. No. 276—(Bonzer)

COLORING GASOLINE

An Act to amend and re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as amended by Chapter 182, Laws of North Dakota for 1931, relating to the coloring of gasoline by the use of a harmless dye.

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

§ 1. AMENDMENT.] That Section 2 of Chapter 177, Laws of

North Dakota for 1927, as amended by Chapter 182, Laws of North Dakota for 1931, is hereby amended and re-enacted to read as follows:

§ 2. Any gasoline that shows anti-knock characteristics of not less than Octane Number 68 of the knock rating system adopted by the United States Bureau of Standards, may be colored by the use of any harmless dye except red; provided, however, that any gasoline that shows anti-knock characteristics of not less than Octane Number 76 of the same system may be colored by the use of any harmless dye. Any gasoline showing an anti-knock standard of less than Octane Number 68 as specified above must be sold without the addition of any foreign coloring matter.

Approved March 12, 1935.

CHAPTER 147

H. B. No. 353—(Committee on Delayed Bills)

LABELING GASOLINE AND KEROSENE

An Act to amend and re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to the labeling of gasoline and kerosene.

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

§ 1. AMENDMENT.] Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913 is hereby amended and re-enacted to read as follows:

§ 3080a4. LABELING GASOLINE: KEROSENE.] Every package, barrel, filling station pump and every tank wagon, truck or car containing gasoline for sale or consignment or held with intent to sell or consign within this state or being transported into this state, shall be clearly and distinctly stamped, labeled or tagged with the word "Gasoline" and said stamp, label or tag must show that the gasoline therein contained falls within the specifications for North Dakota Class One or Two, as the case may be: Every oil station pipe line for gasoline must be painted red, provided that fittings may be painted other colors to designate grades: Pipe lines for gasoline shall be entirely separate from lines for kerosene or any other high flash product: Every can, bucket, barrel or other container of less than sixty gallons capacity used for storage or delivery of gasoline shall, unless made of glass, be painted bright red and such containers shall not be used for the storage or delivery of kerosene; provided that in the case of glass containers it shall be deemed sufficient if the contents are so designated by a red label securely pasted or attached thereto bearing the name of the product. Every package, barrel, filling station pump and every tank wagon, truck or car containing kerosene for sale or consignment when held within

this state or being transported into this state, shall be clearly and distinctly stamped, labeled or tagged with the word "Kerosene": Every oil station pipe line for kerosene shall be painted aluminum and shall be entirely separate from lines for gasoline or other low flash products.

Approved March 12, 1935.

HIGHWAYS

CHAPTER 148

S. B. No. 260—(Bonzer, Watt and Eastgate)

STATE HIGHWAY PATROL

An Act creating a State Highway Patrol for the State of North Dakota; authorizing the Highway Department to appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; designating powers and qualifications of such police; fixing compensation and providing for disposition of fines collected.

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

§ 1. ESTABLISHMENT OF POLICE PATROL.] There is hereby created a State Highway Patrol, and the Highway Commissioner with the consent of the Governor, is authorized and empowered to appoint a State Highway Patrol Superintendent and an Assistant Highway Patrol Superintendent, who shall also be a motor patrolman; said superintendent and assistant superintendent shall hold office during the pleasure of the Highway Commissioner, and it shall be their duty to enforce the provisions of the laws of the State of North Dakota relating to the protection and use of the public highways in this state, and the operation of motor and other vehicles upon said highways.

§ 2. APPOINTMENT OF POLICE.] The State Highway Patrol Superintendent is hereby authorized and empowered to appoint not more than ten persons, who shall constitute such State Highway Patrol, and who shall be known as "Highway Police" who shall hold office during the pleasure of the superintendent and whose duty it shall be to enforce the provisions of the laws of the State of North Dakota relating to the protection and use of the public highways in the state, and the operation of motor and other vehicles upon said highways; said persons so appointed shall be invested with all the powers and perform all the duties now held and performed by peace officers in the State of North Dakota; the jurisdiction of said officers shall extend throughout the state.