

made by or under the direction of the State Food Commissioner and Chemist to contain a smaller percentage of crude fat or crude protein than the minimum guarantee, or a greater percentage of crude fiber than the maximum guarantee, or which shall be labelled with false or inaccurate guarantee; or who shall refuse or fail to make the sworn statements required under the provisions of this act; or who shall prevent or strive to prevent the State Food Commissioner and Chemist or persons deputized by him from inspecting and obtaining samples of concentrated feeding stuffs, as provided for in this act, shall be deemed guilty of a misdemeanor and on conviction thereof shall be fined in the sum of fifty dollars for the first offense and in the sum of one hundred dollars for each subsequent offense. In all litigation arising from the purchase or sale of any concentrated commercial feeding stuff in which the composition of the same may be involved, a certified copy of the official analysis signed by the State Food Commissioner and Chemist may be accepted as prima facie evidence of the composition of such concentrated commercial feeding stuff.

§ 10. REPEAL.] The Chapter 19-13 of the North Dakota Revised Code of 1943 is hereby repealed.

§ 11. 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 February 15, 1945.

GAME, FISH, AND PREDATORS

CHAPTER 183

H. B. No. 40

Introduced by Representatives Olaf Ostgulen, F. J. Graham, A. W. Benno, Mal Gainor, Bernt Anderson, Frank Lindberg, K. A. Fitch, Mr. M. B. Hogoboom, Cornelius Bymers, C. H. Hofstrand

BOUNTY, WOLF, COYOTE, BOBCAT AND FOX

An Act For an Act to Amend and Re-enact Section 20-1301 of the North Dakota Revised Code of 1943, Relating to Wolf, Coyote, Bobcat and Fox Bounty and Declaring an Emergency.

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

§ 1. AMENDMENT.] That Section 20-1301 of the North Da-

kota Revised Code of 1943 be amended and re-enacted to read as follows:

§ 20-1301. STATE BOUNTY FOR WOLVES, COYOTES, BOBCATS AND FOXES.] For the purpose of encouraging the destruction of wolves, coyotes and foxes, a bounty shall be paid by the State of North Dakota for each wolf, coyote, bobcat, and fox killed within the State of North Dakota as follows:

(1) For each mature wolf, mature coyote or mature bobcat killed the sum of Five (\$5.00) Dollars;

(2) For each mature fox killed the sum of Three (\$3.00) Dollars;

(3) For each wolf, coyote pup or bobcat kitten killed prior to September first in the year it was whelped, Two Dollars and Fifty Cents (\$2.50); and

(4) For each fox pup killed on or before September first of the year it was whelped, the sum of One Dollar and Fifty Cents (\$1.50).

No bounty shall be paid on wolves, coyotes, bobcats or foxes killed by hunters and trappers paid by state or federal funds.

§ 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 February 8, 1945.

CHAPTER 184

S. B. No. 43

Introduced by Senators Rue and Braun

LICENSES, GAME AND FISH

An Act To amend and re-enact section 20-0305, of the North Dakota Revised Code of 1943, relating to the issuing of a license to persons who are recent arrivals, to persons in the Armed Forces of the United States on leave or furlough, and to persons in the employ of the United States Fish and Wild Life Service or the Conservation Department of any state or the Province of Canada entering the state for the purpose of advising or consulting with the North Dakota Game and Fish Department and providing for permission to hunt game birds without a license to residents of the State of North Dakota in the military service of the United States; and declaring an emergency.

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

§ 1. AMENDMENT.] That section 20-0305 of the North Da-

kota Revised Code of 1943 is hereby amended and re-enacted to read as follows:

20-0305. RESIDENT LICENSES MAY BE ISSUED AT DISCRETION OF THE COMMISSIONER.] Any resident license prescribed by this title may be issued by and in the discretion of the Commissioner to a person who has come to this State with a bona fide intention to become a resident thereof, even though he has not been a resident of this State for the required period of time immediately preceding the application for the license or to any person who is a member of the armed forces of the United States, and who is within the State on furlough, or leave, or on temporary duty, or to any person who is in the employ of the United States Fish and Wild Life Service or the Conservation Department of any State or Province of Canada, and who is in the State for the purpose of advising or consulting with the North Dakota Game and Fish Department. Any resident of the State, while in the military service of the United States, shall be permitted to hunt game birds or fish without a license therefor during the open season during the time of war. No license shall be issued under the provisions of this section unless a satisfactory affidavit of some bona fide resident setting forth the actual conditions accompanies the application.

§ 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 13, 194

CHAPTER 185

H. B. No. 180

Introduced by Representatives Mork, Mollet, Schmidt of
Morton, Moarke, Engel, Frank and Tuff

LICENSE TO HUNT AND FISH ON OWN LAND

An Act To amend and re-enact Section 20-0302 of the North Dakota Revised Code of 1943, relating to licenses of residents and owners and lessees of land to hunt and fish, regulating the sale and tagging of deer hides and providing exceptions.

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

§ 1. LICENSES TO HUNT, FISH, OR TRAP NOT REQUIRED OF RESIDENTS; WHEN; EXCEPTIONS.] Subject to the other provisions of this title:

- I. Any resident of this state, or any member of his family residing customarily with him, may hunt, fish, or trap during

the open season without a license upon land owned or leased by such resident. No such person, however, shall trap, take or kill beaver, nor hunt, take or kill deer without first having procured a limited license to take beaver, or a big game hunting license, as the case may be, as prescribed in this title; but upon the execution and filing of an affidavit by any person owning or leasing land within a district opened for the hunting of deer, such person shall receive a license to hunt deer upon such land described in said affidavit without charge therefor, and such license so issued without charge shall have endorsed on it the description of such land and it may be used to hunt deer only upon such land; and

2. Any resident of this state under the age of eighteen years may fish without first having obtained a resident fishing license as prescribed in this chapter.

§ 2. Provided further that deer hides may be sold when legally taken and properly tagged.

Approved March 9, 1945.

CHAPTER 186

S. B. No. 181

Introduced by Committee on Game and Fish

MAGPIE AND CROW BOUNTY

An Act Amending and Re-enacting Section 20-1401, of the North Dakota Revised Code of 1943, Relating to Bounty Payable for Magpies and Crows Killed in State; Making an Appropriation.

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

§ 1. AMENDMENT.] That section 20-1401 of the North Dakota Revised Code of 1943, is hereby amended and re-enacted to read as follows:

20-1401. BOUNTY PAYABLE FOR MAGPIES AND CROWS KILLED IN STATE; APPROPRIATION.] A bounty of fifteen cents shall be paid by the state of North Dakota for each magpie killed in this state.

The Game and Fish Department is hereby authorized and empowered to issue a stamp to be designated as "the crow control stamp," which is to be sold under the supervision of the commissioner at a price of fifty cents. The proceeds from the sale of said stamp is to be covered into the State Treasury into a fund to be designated as

“a crow control bounty fund.” The Commissioner shall, by regulation, determine the amount of bounty to be paid on adult crows, said bounty not to be less than ten cents or more than twenty-five cents. The commissioner shall make such rules and regulations as are necessary to carry out the purpose of this Act.

There is hereby appropriated annually out of the crow control fund such amounts as in the opinion of the commissioner may be necessary for the purpose of paying the bounty hereinafter provided for on crows and the cost of administration.

Approved March 13, 1945.

CHAPTER 187

H. B. No. 181

Introduced by Representatives Schmalenberger, Bubel and Esterby

NO HUNTING SIGNS, MANNER OF POSTING

An Act To provide for the manner of posting of lands by the owner or tenant to prohibit hunting, and amending and re-enacting Section 20-0115 of the North Dakota Revised Code of 1943.

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

§ 1. That Section 20-0115 of the North Dakota Revised Code of 1943 is hereby amended and re-enacted to read as follows:

20-0115. POSTING OF LANDS BY OWNER OR TENANT TO PROHIBIT HUNTING; HOW LANDS TO BE POSTED.] The owner or tenant of any land may post the same by placing alongside the public highway or the land, signs giving notice that no hunting will be permitted on said land. The signs shall be readable from the outside of the land and shall be placed conspicuously at a distance of not more than eighty rods apart, provided further that as to land entirely enclosed by a fence or other enclosure, posting of such signs at or an all gates through such fence or enclosure shall be construed to be a posting of all such enclosed land.

Approved March 13, 1945.

CHAPTER 188

H. B. No. 109

Introduced by Representatives Schnell and Anderson by request

PREDATORY ANIMAL CONTROL BY COUNTIES

An Act Authorizing county commissioners of the several counties of the state to cooperate with the Commissioner of Agriculture and Labor of the State of North Dakota and with the United States Department of the Interior, Fish and Wildlife Service in programs of predatory animal control; authorizing a levy of a per head tax upon sheep.

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

§ 1. For the purpose of further carrying out the provisions of Chapter 3 of the Special Session Laws of 1944, the boards of county commissioners of the several counties of the state are hereby authorized to perform, within their respective counties, predatory animal control as defined by said act, and for this purpose enter into cooperative agreements with the Commissioner of the State Department of Agriculture and Labor and the United States Department of the Interior, Fish and Wildlife Service.

§ 2. In order to perform such predatory control, the boards of county commissioners are authorized to make necessary expenditures from special funds of the counties available for this purpose or at the discretion of the board of county commissioners from the county general or contingent fund.

§ 3. The boards of county commissioners shall, when petitioned by persons owning a majority of the sheep on the assessment rolls of said county, levy a special tax upon the sheep of said county, not to exceed 10c per head, this tax to be assessed and collected in the same manner and at the same time as is now, or may hereafter be prescribed by law for the assessment and collection of personal property taxes.

The entire fund derived from such levies shall be expended only for predatory control as defined by law, and shall remain available until expended.

Approved March 13, 1945.

CHAPTER 189

H. B. No. 275

Introduced by Committee on Appropriations
Approved by Delayed Bills Committee

RATTLESNAKE BOUNTY REPEAL

An Act To repeal Chapter 20-15 of the North Dakota revised code of 1943, pertaining to bounties on rattlesnakes; providing for the disposition of the rattlesnake tails in the possession of the board of administration; and providing for the transfer of the rattlesnake bounty fund to the general fund.

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

§ 1. REPEAL.] That chapter 20-15 of the North Dakota Revised Code of 1943 be and the same is hereby repealed.

§ 2.] The board of administration, upon the taking effect of this act, shall immediately destroy, by burning, all rattlesnake tails in its possession.

§ 3.] The balance remaining in the rattlesnake bounty fund shall be transferred to the general fund.

Approved March 13, 1945.