

the three year period or periods in Section 2 of this act mentioned.

§ 2. RENEWAL EVERY THREE YEARS.] In order to preserve and continue its priority of lien, every chattel mortgage must, not less than ten or more than thirty days immediately preceding the expiration of three years from the date of the filing thereof, be renewed by the filing in the office of the register of deeds of the proper county, of a copy of such mortgage, together with a statement of the amount or balance of the mortgage debt for which a lien is still claimed, duly subscribed and sworn to by the then owner of the mortgage, his agent or attorney; and in like manner the copy and statement of debt must be again filed every three years, or the mortgage shall cease to be valid as against the parties in Section 1 of this act mentioned.

§ 3. EMERGENCY.] That there exists a difference of opinion and a doubt as to the meaning and interpretation of the existing laws relating to the renewal of chattel mortgages; therefore, this act shall take effect and be in force from and after its passage and approval.

Approved March 20, 1890.

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## CIVIL TOWNSHIPS.

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### CHAPTER 42.

[S. F. 9.]

#### CERTIFICATES OF ROAD WORK RECEIVABLE FOR CERTAIN TAXES.

AN ACT to Amend Sections 16 and 18 of Subchapter 2 of Chapter 112 of the General Laws of 1883, of the Territory of Dakota, Entitled "An Act to Provide for the Organization of Civil Townships and the Government of the Same."

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. MAY PAY CERTAIN TAXES BY ROAD WORK.] That Section 16 of Subchapter 2 of Chapter 112 of the General Laws of 1883 of the Territory of Dakota, is hereby amended by adding at the end of said section the following words: "If any person shall have done any road work under the direction of the road overseer, such person shall be entitled on demand to a receipt from said overseer, which receipt shall state in dollars and cents the value of such labor and the name of the person, when assessment is against

personal property, and the description of the land, when assessment is against real property. The said receipt shall be received by the county treasurer or road overseer in payment of any road or bridge tax levied and assessed in that or any succeeding year in said township against said person or land. If from any cause the amount stated in said receipt shall exceed the amount of the tax then due, the county treasurer or the road overseer shall accept and retain said receipt, and shall give to the owner of said receipt, another receipt for the amount of the excess of the original receipt over and above the said tax. Such other receipt shall be received in payment of taxes to the amount stated therein, in the same manner as the said original receipt."

Approved February 26, 1890.

## CHAPTER 43.

[S. F. 129.]

### TO RAISE TAX FOR IRRIGATION PURPOSES.

AN ACT to Allow Organized Townships to Raise a Tax for Irrigation Purposes.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. PETITION—ELECTION, WHEN ORDERED.] Whenever ten legal voters of any organized township petition the town board fifteen days previous to any annual town meeting to submit the question of irrigation, by building dams to create ponds or reservoirs on any of the creeks or coulies in said township, it shall be the duty of said town board to submit the question to the voters at the next annual town meeting, and the town clerk shall cause three notices to be posted specifying the place and nature of said improvements.

§ 2. TAX.] Whenever two-thirds of the legal voters of any organized town in this State, at their annual town meeting agree that it is advisable and for the public good that certain specified creeks or coulies should be improved to increase the water supply and for the purpose of irrigation, it shall be lawful for such voters to levy a tax upon said town, to be expended in building dams to create ponds and reservoirs, by and under the direction of the board of supervisors of said town; *Provided*, Such improvements shall be wholly in said town; *Provided, further*, That no lands shall be flooded without the consent of the owner or without a just compensation therefor, which compensation shall be determined by arbitration.

§ 3. **MAXIMUM LEVY.**] The tax authorized to be levied by Section 1, shall not exceed two (2) mills on the dollar of assessed valuation of said town.

§ 4. **EMERGENCY.**] There being an emergency existing by reason of the fact that the annual town meetings are held in March of each year, this act shall take effect and be in force from and after its passage and approval.

§ 5. All acts or parts of acts in conflict with this act are hereby repealed.

Approved February 11, 1890.

## CHAPTER 44.

[S. F. 125.]

### RELATING TO TOWNSHIPS HERETOFORE ILLEGALLY ORGANIZED.

#### AN ACT Providing for the Collection of Assets and Payment of Liabilities of Civil Townships Heretofore Illegally Organized.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. **ILLEGAL TOWNSHIP ORGANIZATION, HOW REMEDIED.**] That in all cases where a township organization was heretofore in good faith attempted, and supposed to be legally effected, under the provisions of Chapter 112 of the acts of the Fifteenth Session of the Legislative Assembly of the Territory of Dakota and the amendments thereto, but afterwards found to be illegal and void; and where a legal organization has since been effected embracing substantially the same territory as the former organization, it shall be lawful for the board of supervisors of such new township to take possession of and hold for the benefit of such new township, all books, papers, records, and all property real and personal of whatsoever name and nature that belonged to the former organization; and to adjust, compromise, settle or pay the outstanding indebtedness of such former township organizations, for such amounts and upon such terms as such township board may deem just and equitable; and to that end may issue bonds or other evidences of indebtedness in the name of the town of which they are officers, in payment of such adjusted claims and debts not exceeding in amount, nor drawing a higher rate of interest than such original debt, and in no event exceeding the limit fixed by law.

§ 2. **REPEAL.**] All acts or parts of acts, in conflict herewith are hereby repealed.

§ 3. **EMERGENCY.**] Whereas, there is an emergency existing in that there is no adequate existing law on this subject, this act shall take effect from and after the date of its passage and approval.

Approved March 7, 1890.

## CHAPTER 45.

[H. F. 129.]

## REPEALING ACT ALLOWING TOWN SUPERVISORS TO ISSUE BONDS.

AN ACT to Repeal Chapter 144 of the Session Laws of 1885, Entitled "An Act Allowing Town Supervisors to Issue Bonds."

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. REPEAL.] That chapter 144 of the Session Laws of 1885, entitled "An act allowing town supervisors to issue bonds, approved March 13, 1875," [1885,] be and the same is hereby repealed.

Approved March 6, 1890.

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## COMMISSIONER OF AGRICULTURE AND LABOR.

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## CHAPTER 46.

[H. F. 206.]

DEFINING THE DUTIES OF THE COMMISSIONER OF AGRICULTURE  
AND LABOR.

AN ACT Defining the Duties of the Commissioner of Agriculture and Labor, and Providing that Until Otherwise Provided by Law, he shall be Ex-officio State Dairy Commissioner.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. GENERAL DUTIES—STATISTICS TO BE OBTAINED.] The duties of the Commissioner of Agriculture and Labor shall be to collect, systemitize and present in biennial reports to the Legislative Assembly, statistical details relating to all departments of labor in the State, such as the hours and wages of labor, cost of living, amount of labor required, estimated number of persons depending on daily labor for their support, the estimated number of