

LIVE STOCK.

CHAPTER 89.

[S. F. 87.]

WHEN AND WHAT LIVE STOCK MAY RUN AT LARGE.

AN ACT Making it Lawful for Certain Kinds of Stock to Run at Large During a Portion of Each Year, and for Prohibiting Stallions and Vicious Stock from Running at Large and Providing Penalties, and for Submitting this Act to a Vote.

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

§ 1. WHEN LAWFUL FOR STOCK TO RUN AT LARGE.] That it shall be lawful for cattle, horses, mules, ponies and sheep to run at large from the first day of November until the first day of April of each year, except within corporate limits of any city, town or village; *Provided, however,* No stallion or vicious bull, or any other animal known to be vicious shall be allowed to run at large at any time.

§ 2. LIABILITY OF OWNER.] The owner or person allowing a stallion or vicious bull, or any other animal known to be vicious, to run at large is guilty of a misdemeanor; and shall also be liable at the suit of the party injured for damages.

§ 3. OPERATION OF THIS ACT, HOW OBTAINED—PETITION AND ELECTION.] Whenever the board of county commissioners of any county in this State are petitioned by one-third or more, in number, of the resident legal voters of said county, as shown by the return of the last preceding election, praying for the operation of this act, the said board shall cause the proposition to be submitted at the next general election, by having written or printed on the ballots the following question:

“For repeal of the herd law from November first to April first; yes.”

“For repeal of the herd law from November first to April first; no.”

If the return of such election show a majority of all the legal votes cast to be for the repeal of said law between November first and April first, then in such county this act shall be a law; *Provided, however,* That nothing contained in Section 1 of this act shall be construed to in any manner affect counties not submit-

ting said proposition to a vote as provided for in this section, or having submitted said proposition without receiving a majority of all the legal votes cast.

§ 4. All acts or parts of acts inconsistent with any of the provisions of this act are hereby repealed.

Approved February 20, 1890.

MARSHALS OF SUPREME COURT.

CHAPTER 90.

[H. F. 353.]

APPOINTMENT, DUTIES AND COMPENSATION.

AN ACT Providing for the Appointment of Marshals of the Supreme Court of the State, Defining his Duties and Fixing his Compensation.

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

§ 1. MARSHALS OF SUPREME COURT, COMPENSATION.] That the sheriffs of the counties of Cass, Grand Forks and Burleigh be, and are hereby constituted and made the marshals of the Supreme Court of the State and shall be authorized to serve all process of the court, and shall be entitled to receive and paid the same fees and mileage for the service of process issued by the court or otherwise, relating to the business of the court, and the same compensation for attendance upon the court as is now allowed by law to sheriffs for performing simular duties in the district courts of the State, which fee shall be paid out of the State Treasury as other expenses are paid.

§ 2. WHEN RESPECTIVE MARSHALS TO ACT.] Whenever a term of the Supreme Court shall be held in the counties of Cass, Grand Forks or Burleigh, the sheriff of the respective counties shall be and act as marshal for that term.

§ 3. LIABILITY OF MARSHALS.] Said sheriff shall be liable on their official bonds given as sheriffs of their respective counties for the faithful and proper performance of their duties as marshals of the Supreme Court of the State.

§ 4. EMERGENCY.] Whereas, an emergency exists in that there is no provision provided whereby any person is authorized to serve processes issued by the Supreme Court of the State, therefore, this act shall be in full force and effect from and after its passage and approval.

Approved March 19, 1890.