

Sancti. Law 6, 5 7 10, 11.

LAW S

PASSED AT

THE SECOND SESSION

OF THE

LEGISLATIVE ASSEMBLY

OF THE

STATE OF NORTH DAKOTA.

BEGUN AND HELD AT BISMARCK, THE CAPITAL OF SAID STATE, ON
TUESDAY, THE SIXTH DAY OF JANUARY, A. D. 1891,
AND CONCLUDED MARCH SIXTH, A. D. 1891.

BISMARCK, N. D.
TRIBUNE, PRINTERS AND BINDERS.
1891.

AGRICULTURAL COLLEGE.

CHAPTER 5.

[S. B. No. 92.]

PREScribing MANNER OF APPOINTING BOARD OF DIRECTORS.

AN ACT to Amend Sections 3 and 5 of Chapter 160, Session Laws 1890, Providing for the Establishment, Erection and Operation of the North Dakota Agricultural College and Agricultural Experimental Station at Fargo.

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

§ 1. AMENDMENT.] That Section 3 of Chapter 160, of the Session Laws of 1890, be amended to read as follows:

Sec. 3. BOARD, HOW APPOINTED—VACANCIES.] The board of directors shall consist of seven members. The first board shall be appointed as hereinafter provided and their term of office shall expire when their successors have been appointed and qualified, during the session of the Legislative Assembly in the year A. D. 1891. During the session of the Legislative Assembly in the year A. D. 1891, and before the third Monday in February of said year, the Governor shall nominate and by and with the consent and advice of the senate appoint a full board of directors, three of whom shall be appointed for the term of two years, and four of whom shall be appointed for the term of four years. Thereafter and at each biennial session of the Legislative Assembly and on or before the third Monday in February during each session, there shall be nominated by the Governor and by and with the advice and consent of the senate, appointed for the term of four years directors to fill vacancies occurring by the expiration of the term of office

of those previously appointed; the Governor shall have power to fill all vacancies in said board which occur when the Legislative Assembly is not in session, and the members of said board shall hold their office until their successors are appointed and qualified, as provided by this act; *Provided, further,* That in all cases where the Governor has made an appointment to fill a vacancy when the Legislative Assembly is not in session, the term of office of the director or directors so appointed shall expire at the next session of the Legislative Assembly.

§ 2. AMENDMENT.] That Section 5 of Chapter 160 be also amended to read as follows:

Sec. 5. MEETINGS OF BOARD—COMPENSATION.] The board of directors shall hold its meetings at the city of Fargo and fix the time of holding the same, providing there shall not exceed six regular meetings in each year. The members of the board shall receive as compensation for their services three (3) dollars per day for each day employed and five (5) cents per mile for each mile actually and necessarily traveled in attending meetings of said board, which sum shall be paid out of the State Treasury upon vouchers of said board duly certified by the president and secretary thereof; *Provided, however,* That the president of said board shall have power to call special meetings whenever in his judgment it becomes necessary.

§ 3. EMERGENCY.] There being an emergency in this, that Section 3 of said act provides for the appointment of the board before the third Monday in February in the present year; therefore, this act shall be in effect from and after its passage and approval.

Approved February 13, 1891.

CHAPTER 6.

[S. B. No. 1.]

APPROPRIATING SECTION OF LAND TO AGRICULTURAL COLLEGE.

AN ACT Designating and Appropriating Section Thirty-six (36), in Township One Hundred and Forty (140), of Range Forty-nine (49) West, in the County of Cass, for the Use of the State Agricultural College, as a Site for that Institution.

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

§ 1. APPROPRIATION OF LAND.] Consent having been given by the Congress of the United States, by act approved September 4, 1890, to the appropriation by the State, of section 36, in township 140, of range 49 west, situated in the county of

Cass, being a portion of the lands granted to said State for the purpose of common schools, for the use of the State Agricultural College as a site for that institution; said section 36 is hereby designated and appropriated for the use of such Agricultural College, for a site and for the purpose of an Experimental Station; and all moneys hereafter appropriated for the erection of buildings and improvements for such college shall be expended in the erection of such buildings and improvements on such section.

§ 2. SUBJECT TO LEASES IN FORCE.] The appropriation hereby made is subject to all leases of said land by the State now in force.

Approved January 16, 1891.

CHAPTER 7.

[S. B. No. 146.]

ACCEPTING PROVISIONS OF ACT OF CONGRESS.

AN ACT Accepting the Provisions of an Act of Congress, Approved August 30, 1890, and Entitled "An Act to Apply a Portion of the Proceeds of the Public Lands to the More Complete Endowment and Support of the Colleges for the Benefit of Agriculture and Mechanic Arts, Established Under the Provisions of an Act of Congress, Approved July 2, 1862," and Designating the North Dakota Agricultural College as the Sole Beneficiary Under this Act for the State of North Dakota, and Naming the Treasurer of said College as the Recipient of all Funds Payable from the United States Treasury in Accordance with said Act of Congress.

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

§ 1. LEGISLATIVE ASSENT.] The grants of moneys authorized by the act of Congress, approved August 30, 1890, being made subject to the legislative assent of the several states and territories to the purpose of said grants, the assent of the State of North Dakota is hereby given to the purpose of said grants, and the conditions of the above specified act of Congress are hereby accepted by the State of North Dakota.

§ 2. DESIGNATED AS BENEFICIARY.] In accordance with the provisions of said act of Congress, approved August 30, 1890, the North Dakota Agricultural College is hereby designated as the beneficiary under the provisions of said act.

§ 3. TREASURER OF COLLEGE CUSTODIAN OF ALL FUNDS.] The treasurer of the North Dakota Agricultural College, elected in accordance with the provisions of Section 4 of the act of the Legislative Assembly of the State of North Dakota, approved

Revised in 1895
 Compiled by [unclear]
 Revised [unclear]
 (see page 12)
 2/21/19

March 8, 1890, entitled "An act to provide for the establishment, erection and operation of the North Dakota Agricultural College and Agricultural Experiment Station at Fargo," is hereby designated as the officer to receive the sums of money appropriated to the State of North Dakota for the further endowment and support of colleges as provided by the said act of Congress, approved August 30, 1890.

§ 4. STATE TREASURER TO PAY OVER.] The State Treasurer shall immediately pay over to the treasurer of the North Dakota Agricultural College all sums of money received from the United States Secretary of the Treasury, pursuant to the provisions of the said act of Congress, approved August 30, 1890.

§ 5. BOND OF COLLEGE TREASURER.] Said treasurer of the North Dakota Agricultural College shall give a bond in the sum of \$50,000, with not less than four approved sureties, said bond to receive the sanction and approval of the board of directors of said North Dakota Agricultural College and of the Governor of the State of North Dakota.

Approved February 21, 1891.
