

mit shall within ten days, from the date of granting said permit report thereon to the Secretary of the Board, and send the fee therefor to the Treasurer thereof. Such temporary permit shall not continue in force longer than the regular meeting of the Board, and shall not be valid in any judicial division other than the one in which it was issued.

Exceptions to act.

Section 17. This Act shall not apply to officers in the regular medical service of the United States Army or Navy or the United States Public Health Service while in the discharge of their official duties, or to any one who may be a duly registered practitioner of medicine in any other state, who may be called upon by a registered physician of this Territory to consult with him in a case under treatment, or to the practice of the religious tenets of any church.

District Attorneys to prosecute violations. Repeal.

Section 18. It shall be the duty of the respective District Attorneys to prosecute all violations of this Act in the same manner as other violations of law.

Section 19. All laws and parts of laws in conflict with any of the provisions of this Act are hereby repealed.

Approved April 28, 1917.

CHAPTER 9.

AN ACT

(S. B. 16)

Relating to the purchase, sale, transfer and incumbrance of stocks of goods, wares, merchandise and fixtures and equipment in bulk, and providing penalties for the violation thereof.

Be it enacted by the Legislature of the Territory of Alaska:

Duty of purchaser of stock of goods, wares or merchandise in bulk.

Section 1. It shall be the duty of every person who shall bargain for or purchase any stock of goods, wares or merchandise, in bulk, or all, or substantially all, of the fixtures and equipment used in and about the business then carried on by the vendor, for cash or credit, before paying the vendor, or his agent, or representative,

or delivering to the vendor, or his agent, any of the purchase price thereof, or any promissory note or other evidence of indebtedness therefor, to demand of and receive from such vendor, or agent, or if the vendor or agent be a corporation, then from the president, vice-president, secretary, treasurer or managing-agent of such corporation, a written statement, sworn to substantially as hereinafter provided, of the names and addresses of all of the creditors of said vendor, to whom said vendor may be indebted, together with the amount of the indebtedness due and owing, and to become due and owing, by said vendor to each of said creditors; and it shall be the duty of said vendor, or agent to furnish such statement, which shall be verified by an oath to the following effect:

To demand and receive sworn statement from vendor.

What statement must contain. Form of same.

United States of America,)
 Territory of Alaska) ss.

..... (name of vendor or agent as the case may be), being first duly sworn, on oath, says: that the foregoing statement contains the names of all the creditors of said (name of vendor), together with their addresses, and that the amounts set opposite the names of said creditors are the correct amounts now due or owing and which shall become due or owing by (name of the vendor) to such creditors respectively; that there are no creditors holding claims due, or which shall become due, for or on account of any goods, wares or merchandise or fixtures and equipment used in and about said business, purchased upon credit; or on account of money borrowed to carry on the business of which said goods, wares, or merchandise, or fixtures and equipment are a part, other than as set forth in said statement; that the matters set forth in said statement and in this affidavit are within the personal knowledge of affiant.

.....
 (Name of person making affidavit)

Subscribed and sworn to before me this day
of

.....
(Title of officer taking oath.)

If purchase
made in viola-
tion of this Act
sale is void.

Section 2. Whenever any person shall bargain for, or purchase any stock of goods, wares or merchandise in bulk, or all, or substantially all, of the fixtures and equipment used in and about said business, for cash or on credit, and shall pay any part of the purchase price, or execute or deliver to the vendor thereof, or to his order, or to any person for his use any promissory note or other evidence of indebtedness for said purchase price or any part thereof, without first having demanded and received from the said vendor or from his agent the statement provided for in Section 1 of this act, and verified as there provided, and without applying or causing to be applied such purchase price pro rata to the payment of the bona fide claims of the creditors of the vendor, as shown upon such verified statement, and such supplemental statement as may be received by the vendee, from such vendor, or his agent, prior to such distribution, such sale, or transfer shall be fraudulent and void. Provided, That when the consideration for such sale or transfer shall be anything other than cash or credit, or when it shall appear that the total indebtedness of the vendor or transferor as shown in the statement provided for in Section 1 of this act shall exceed the cash proceeds of such sale or transfer, then such sale or transfer shall be fraudulent and void as to such creditors unless the purchaser or transferee shall, at least thirty days before taking possession of such merchandise, fixtures or equipment, or paying therefor, notify personally or by registered mail, every creditor whose name and address are stated in said list, or of which he has knowledge, of the proposed sale and of the price, terms and conditions thereof, and unless such purchaser or transferee shall have demanded and received from said vendor or transferor, or his

agent, the statement provided for in Section 1 of this act and verified as therein provided.

Section 3. Any vendor of any stock of goods, wares or merchandise, in bulk, or all, or substantially all, of the fixtures and equipment used in and about the business of the vendor, or any other person who is acting for or on behalf of any vendor, who shall knowingly or wilfully make or deliver or cause to be made or delivered a statement as provided for in Section 1 of this act which shall not include the names of all the creditors of such vendor with the correct amount due, and to become due to each of them, or which shall contain any false or untrue statement, shall be deemed guilty of perjury and upon conviction thereof shall be punished by imprisonment in the penitentiary for not less than one nor more than five years, or shall be fined in any sum not exceeding one thousand dollars (\$1000.00). If prior to distribution of the consideration as provided in Section 2 of this act, the vendor, or any person acting for him on his behalf, shall learn that any creditor or creditors have been omitted from the verified statement originally furnished by the vendor to the vendee it shall be the duty of the vendor, or such person acting for or on his behalf, forthwith to furnish the vendee a supplemental verified statement which shall contain a list of such additional creditors, and which shall in all other respects be substantially in the same form and contain the same information as the original verified statement.

Making false statement deemed perjury and penalty provided.

Supplemental statements.

Section 4. Any sale or transfer of a stock of goods, wares or merchandise, or all or substantially all, of the fixtures and equipment used in and about the business of the vendor, out of the usual or ordinary course of business or trade of the vendor, or whenever substantially the entire business or trade therefor conducted by the vendor, shall be sold or conveyed or whenever an interest in or to the business or trade of the vendor is sold or conveyed, or attempted to be sold or conveyed, shall be deemed a sale and transfer in bulk in contemplation of

Bulk Sales defined.

this act: Provided, however, That if such vendor produces and delivers a written waiver of the provisions of this act from any of his creditors as shown by such verified statements then and in that case the provisions of this act shall not apply as to such creditors.

Sales under judicial process exempt from this Act.

Section 5. Nothing in this act contained shall apply to executors, administrators, receivers, or any public officer acting under judicial process.

Approved April 28, 1917.

CHAPTER 10.

AN ACT

(S. B. 56)

Designating and declaring the Forget-me-not to be the Territorial and Floral Emblem of Alaska.

A little flower blossoms forth on every hill and dale,

WHEREAS, throughout her more than one-half million square miles of territory, stretching from the Pacific to the Arctic Ocean and from Canada's border to Bering Sea, Alaska has a wild flower which grows on every hill and in every valley and;

The emblem of the Pioneers upon the rugged trail;

WHEREAS, this flower is emblematic of the quality of constancy, the dominant trait of the intrepid pioneers, who in spite of almost insurmountable obstacles and insufferable hardships, have opened for development a nation's treasure house, and;

The Pioneers have asked it and we could deny them not;

WHEREAS, the Grand Igloo of the Pioneers of Alaska have endorsed this floral gem as the Territorial flower of Alaska,

“So in thinking for an emblem
For this Empire of the North
We will choose this azure flower
That the golden days bring forth.
For we want men to remember
That Alaska came to stay
Though she slept unknown for ages
And awakened in a day.
So although they say we're living
In the land that God forgot,
We'll recall Alaska to them
With our blue Forget-me-not.

—(Darling.)