

“It shall be the duty of the Attorney General to sue for and recover, in the name of the Territory, the penalty above provided, and the same, when so recovered, shall be paid into the Territorial treasury.”

Duty of Attorney General to represent Territory.

Approved April 1, 1933.

CHAPTER 12.

AN ACT

[S. B. 28]

To amend Sections 763 and 764 of the Compiled Laws of Alaska, 1913.

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

Section 1. That Section 763 of the Compiled Laws of Alaska, 1913, be, and the same is, hereby amended to read as follows:

“Section 763. Any person, company or corporation, or lessee or agent thereof, owning or operating any railroad within this Territory, shall be liable for the value of any horse, mule, colt, cow, bull, calf, hog, sheep or other domesticated animal killed and for reasonable damages for any injury to any such live stock upon or near any unfenced track of any railroad in this Territory, whenever such killing or injury is caused by any moving train, engine or car upon such track.”

Railroad liable for injury or death of live-stock on unfenced track.

Section 2. That Section 764 of the Compiled Laws of Alaska, 1913, be, and the same is, hereby amended to read as follows:

“Section 764. No railroad track shall be deemed to be fenced within the meaning of this chapter, unless such track be guarded against the entrance thereon

Definition of
fence.

of any such live stock, on either side thereof and not more than one hundred feet distant therefrom, by a fence constructed as required by law: Provided, complete natural defenses against the entrance of such stock, such as natural walls or deep ditches, shall be deemed and held to be lawful fences within the meaning of this chapter, when the same, in connection with other legal fences form a continuous guard and defense against the entrance of such live stock upon the track."

Approved April 8, 1933.

CHAPTER 13.

AN ACT

[S. B. 33]

To amend Section 983, Compiled Laws of Alaska, 1913.

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

Section 1. That Section 983 of the Compiled Laws of Alaska, 1913, be, and the same is, hereby amended to read as follows:

Defendant may
apply for
discharge of
attachment—
when.

"Section 983. The defendant may, at any time before judgment, apply to the Court or Judge thereof, where the action is pending, to discharge the attachment in the manner and with the effect as provided in Sections 953 and 954 for the discharge of a defendant from arrest."

Approved April 8, 1933.