

Territory exclusively until such time as the Governor, by public proclamation, shall declare them to be public property; it shall be unlawful for any person to willfully take, attempt to take, catch, kill or possess any such animal or offspring. Unlawful to kill, take, etc.

Section 2. Any person violating any provision of the preceding section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than \$250.00 or by imprisonment not more than six months or by both such fine and imprisonment. Penalty.

Section 3. That Section 4 of Chapter 51 of the Session Laws of Alaska, 1925 be, and the same is, hereby repealed. Repeal.

Approved May 3, 1933.

CHAPTER 92.

AN ACT

[S. B. 96]

To provide for the branding or marking of reindeer and other domesticated livestock; to provide punishment for the violation of the provisions hereof and to repeal Chapter 99, Session Laws of Alaska, 1923.

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

Section 1. Any owner of reindeer and other domesticated animals desiring to adopt a brand or mark shall make and sign an application setting forth a facsimile of the brand, mark, giving definitely its location on the animal, and file such application with the Auditor; the Auditor shall record the application and issue a certificate to the applicant adopting the brand or mark indicated and from and after the issuance of such certificate, the firm, corporation or Owner of reindeer, etc., may adopt brand, how.

person designated therein shall have the exclusive right to use such brand or mark within this Territory. For the filing of the application the Auditor shall charge a fee of \$2.50 which he shall cover into the general fund. If two or more apply for the same brand or mark, the one who has used such brand or mark for the greatest length of time shall be entitled to have such brand or mark filed and recorded in his favor; the Auditor shall not file or record any brand or mark if the same has been filed or recorded in favor of some other person, firm or corporation, but shall return the fee and application to the sender.

Fee for application.

Renewal of application.

Section 2. Every owner of a brand or mark recorded must, five years after date of recording, renew said brand or mark by making application for renewal in the office of the Auditor. The fee for renewal shall be \$1.00. If the owner of any brand or mark shall fail or refuse to make renewal within thirty days after same becomes due, such brand shall no longer be carried on the record of brands and marks in said office.

Certified copy of record of brand, fee therefor.

Section 3. At any time after the recording of any brand or mark as provided in this chapter, the owner thereof may procure from the Auditor a certified copy of the record of such brand or mark by paying therefor the sum of \$1.00.

Recorded brand to be property of owner.

Section 4. Any brand or mark recorded in compliance with the requirements of this chapter shall be the property of the person, firm or corporation causing such record to be made and shall be subject to sale, assignment, devise and descent as personal property. Instruments of writing evidencing any such sale, assignment, or transfer, shall be acknowledged as deeds to real estate are now required to be acknowledged, and shall be recorded in the office of the Auditor or in a book kept for that purpose upon the payment to him of a fee of \$1.00. The recording of such instrument shall have the same force and effect as to third parties

Transfer of brands, how made.

Effect of recording.

as the recording of instruments affecting real estate and a certified copy of the record of any such instrument may be introduced in evidence as is now provided for certified copies of instruments affecting real estate.

Section 5. In all suits at law or in equity or in any criminal proceeding when the title or right of possession is involved, the brand or mark of any reindeer shall be prima facie evidence that the reindeer belongs to the owner of the brand, and that such owner is entitled to the possession of the said animal at the time of the action; provided such brand or mark has been duly recorded.

Brand prima-facie evidence of ownership in all actions.

Section 6. Owners of reindeer and other domesticated livestock may use earmarks and a record thereof may be made and secured as in the case of brands and marks, and when so recorded the same shall be taken in evidence in connection with the owner's brand or mark in all proceedings in which the title to such reindeer and other domesticated livestock is involved or proper to be proved.

Earmarks authorized as brands when recorded.

Section 7. On the first day of July in each year the Auditor shall forward to each United States Commissioner in whose precinct there may be reindeer and other domesticated livestock; a list of all brands, marks or earmarks recorded in his office; such list shall contain a facsimile of such marks, brands and earmarks, with the name and residence of the owner and the date of recording the same and of any assignment thereof; the Commissioner shall promptly, securely and conspicuously post such list in his office; additions thereto shall be made of new brands, marks or earmarks, or assignments thereof, as the same are recorded.

Lists to be furnished commissioners.

Section 8. Such list may be used in evidence in any proceeding in the court of such commissioner where the ownership of any reindeer and other domesticated

Lists as evidence.

livestock is involved and shall have the same force and effect as if a certified copy of the record thereof were introduced.

Repeal.

Section 9. That Chapter 99 of the Session Laws of Alaska, 1923 as amended by Chapter 39 of the Session Laws of Alaska, 1927, be, and the same is, hereby repealed.

Approved May 3, 1933.

CHAPTER 93.

AN ACT

[S. B. 99]

Concerning taxes on the transfer of personal property of non-residents and to make uniform the laws of the states and territories with reference thereto.

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

Tax on personal property, when payable.

Section 1. The tax imposed by Chapter 60, Alaska Session Laws of 1919, and any amendments thereto, in respect of personal property (except tangible personal property having an actual situs in this Territory) shall not be payable (1) If the transferor is a resident of a state or territory of the United States which at the time of the transfer did not impose a transfer tax or death tax of any character in respect of personal property of residents of this territory (except tangible personal property having an actual situs in such state or territory), or (2) If the laws of the state or territory of residence of the transferor at the time of the transfer contained a reciprocal provision under which non-residents were exempted from transfer taxes or death taxes of every character in respect of personal property (except tangible personal property having an actual situs therein) provided the state or territory