

GENERAL LAWS.

ADULTERY.

CHAPTER 1.

AN ACT TO PUNISH ADULTERY.

*Be it enacted by the Legislative Assembly of the Territory of
Dakota:*

SECTION 1. Every person who shall commit the crime of adultery, shall be punished by imprisonment in the Territorial penitentiary not exceeding five years, and be fined not exceeding five (5) hundred dollars, or either of said punishments, in the discretion of the court. Adultery, how punished.

SEC. 2. If any married man shall commit an act, or have a connection with an unmarried woman, which would constitute the crime of adultery, in case such a woman had a husband, both persons committing such act, or having such connection, shall be punished as is provided in case of adultery. Adultery defined.

SEC. 3. If any man with another man's wife, or any woman with another woman's husband, shall be found in bed together under such circumstances as to afford presumption of an illicit intention between them, both persons so found in bed as aforesaid shall be punished by imprisonment in the Territorial penitentiary not exceeding three years, or by fine not exceeding five (5) hundred dollars. Where adultery presumed to be committed.

SEC. 4. This act shall take effect and be in force from and after its passage. When to take effect.

Approved, January 9th, 1873.