

the person bringing in such pauper, shall forfeit and pay the sum of one hundred dollars for every such offense, to be sued for and recovered by, and to the use of such county by action in the name of said county, before any court having jurisdiction of the same, and no property shall be exempt from seizure and sale in said cases, and it shall be the duty of the county commissioners of the several counties, to institute suits for all violations of this act, and said sum when collected shall be paid into the county treasury for the use of the county.

County commissioners to commence suits.

When to take effect.

SEC. 2. This act shall be in force from and after its passage.  
Approved, January 6, 1873.

## PERSONAL PROPERTY.

### CHAPTER 30.

#### AN ACT RELATING TO CONDITIONAL SALES OF PERSONAL PROPERTY.

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

When conditions are not valid.

SECTION 1. That no condition in a sale of personal property shall be valid as against a subsequent innocent purchaser or incumbrancer, for a valuable consideration, where the party purchases of the person in actual possession, or where the party receives an incumbrance from the party in actual possession, unless a copy of the conditional sale, and a description of the property be filed with the register of deeds of the county in which the property is situated.

SEC. 2. This act shall take effect from and after its passage and approval. When to take effect.

Approved, January 6th, 1873.

## PROOF OF DEEDS.

### CHAPTER 31.

#### AN ACT RELATING TO THE PROOF, ACKNOWLEDGMENT AND RECORDING OF DEEDS, MORTGAGES AND OTHER INSTRUMENTS IN WRITING.

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

SECTION 1. The proof or acknowledgment of any deed, mortgage, or other instrument, may be made either within or without this Territory, and within the United States, before any public officer having an official seal, including notaries public, clerks of courts of record, and all other public officers, in addition to the ones mentioned in Article III, Chapter IV, of Title IV, of the laws of 1865-6. Officer before proof of deed to be taken.

SEC. 2. Whenever the proof or acknowledgment of any deed, mortgage, or other instrument is certified by a public officer having an official seal, under his hand and seal, it shall be a sufficient authentication of such instrument to entitle it to record; and such record shall have the same force and ef- When proof sufficient to entitle it to record.