

CORPORATIONS.

CHAPTER XXXIV.

REQUIRING FOREIGN CORPORATIONS TO FILE COPIES OF THEIR CHARTERS.

AN ACT requiring corporations of other States to file with the Secretary of the Territory, copies of their charters or articles of incorporation before transacting business in Dakota Territory.

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

Foreign corpo-
ration to file
charter with
secretary.

SECTION 1. That no corporation created or organized under the laws of any other state or territory shall be allowed to establish an office and transact business within this territory, or acquire, hold and dispose of property, real, personal or mixed within the territory of Dakota, until such corporation shall have filed in the office of the secretary of the territory of this territory, a duly authenticated copy of its charter or articles of incorporation: *Provided*, That the provisions of this act shall not apply to corporations or associations created for religious or charitable purposes solely.

Charter to be
recorded—fee.

SEC. 2. That such charter or articles of incorporation shall be recorded in a book to be kept by the secretary of this territory for that purpose. That said secretary shall be entitled to charge a fee of one dollar for filing, and fifteen cents per folio for recording such charter or articles of incorporation.

Corporation to
appoint agent
—his evidence.

SEC. 3. That such corporation shall appoint an agent, who shall reside at some accessible point in this territory, in the vicinity of where the principal business of said corporation in this territory shall be carried on, duly authorized to accept service of process, and upon whom service of process may be made in any action in which said corporation may be a party; and service upon such agent shall be taken and held as due service upon such corporation. A duly authenticated copy of the appointment or commission of such agent shall be filed in the office of the secretary of this territory.

Agents' ap-
pointment to
be filed.

SEC. 4. Corporations having complied with all the provisions of this act shall have the same rights and privileges and be subject to the same rules and regulations as corporations created under and by virtue of the laws of this territory: *Provided, however,* That no rights or franchises shall be acquired under this act except the right of ownership to real or personal property, which may not be affected by the amendment or repeal of this act.

Rights of foreign corporations, proviso.

SEC. 5. This act shall take effect and be in force from and after its passage and approval.

When to take effect.

Approved, January 15, 1875.

CRIMINAL PROCEDURE.

CHAPTER XXXV.

A CODE OF CRIMINAL PROCEDURE.

AN ACT to establish a code of criminal procedure for Dakota Territory.

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

PRELIMINARY PROVISIONS.

SECTION 1. This act shall be known as the code of criminal procedure of the territory of Dakota.

Title of act.

SEC. 2. A crime or public offense is an act or omission forbidden by law, and to which is annexed, upon conviction, either of the following punishments:

Crime defined.

1. Death;
2. Imprisonment;
3. Fine;
4. Removal from office;
5. Disqualification to hold and enjoy any office of honor, trust, or profit under this territory.

Punishments of crime.

SEC. 3. Crimes or public offenses are divided into:

1. Felonies;
2. Misdemeanors.

Division of crimes.