

IMMIGRATION.

CHAPTER L.

PROVIDING FOR AN IMMIGRANT HOUSE AT YANKTON.

AN ACT to provide for an Immigrant House at Yankton, Dakota Territory.

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

Appropriation for immigrant house.

SECTION 1. That there be, and is hereby appropriated out of any money in the territorial treasury not otherwise appropriated, the sum of one thousand dollars for the construction of an immigrant house in the city of Yankton, or within half a mile of the said city: *Provided*, The said city of Yankton shall appropriate a like sum of money for the construction of aforesaid immigrant house, but not otherwise.

Authorities of Yankton may levy tax.

SEC. 2 *And be it further enacted*; That the mayor and council of the city of Yankton be, and are hereby authorized to appropriate the sum of one thousand dollars towards the construction of an immigrant house as provided in section one of this act, and said mayor and council are further authorized to levy and collect a tax not exceeding one thousand dollars on the property of said city of Yankton for the purpose of carrying this act into immediate effect.

Mayor of Yankton call meeting of council to levy tax.

SEC. 3. That for such purpose the mayor of the city shall immediately after the taking effect of this act call a meeting of the city council, and at such meeting if the said mayor and council shall deem it advisable to carry out the provisions of this act on the part of said city, they shall so resolve, and thereupon at such meeting the said mayor and city council shall by resolution levy a tax upon the property of said city as appears upon the last assessment roll thereof, sufficient to raise said one thousand dollars besides the expense of collecting the same, taking into consideration the taxes annually

uncollectable, which tax shall be collected as hereafter provided.

SEC. 4. As soon as said tax shall be levied the city treasurer, assisted by the city clerk, shall enter and extend the tax so levied upon the present tax bill now in the hands of said treasurer for the year 1874-5, and the warrant accompanying said list as provided by the ordinance of said city shall be a sufficient warrant and authority to said treasurer to collect said tax; upon the completion of said tax the said treasurer shall proceed at once to collect the same by distress and sale, and by the sale of real property as provided in the ordinance of said city for the collection of other city taxes; and for the purpose of facilitating the collection of such tax, the mayor and city council may provide by ordinance or resolution any time that may be necessary for that purpose, and such tax shall be paid in cash, and shall be kept by said treasurer as a separate and distinct fund, and shall be used exclusively for the purposes of this act.

Duty of city
treasurer
reference to
tax.

SEC. 5. As soon as the mayor and council of said city signify by resolution their intention to carry out the provisions of this act on behalf of said city and such tax shall be levied by said mayor and council, the parties hereinafter named shall proceed to carry out the object hereof by proposing plans, selecting site and contracting for the erection of such building; and the monies herein appropriated out of the territorial treasury shall be paid to the parties performing the work or furnishing material, upon the warrant of the territorial auditor as certified to such auditor by said hereafter named parties; and the moneys to be paid by the city shall be paid by the city treasurer upon the warrant of the mayor attested by the clerk, as provided by the ordinance of said city and drawn upon the fund for that purpose.

Certain parties to attend
building immi-
grant house.

SEC. 6. The monies appropriated by sections one and two of this act shall be expended by Hon. Fred J. Cross, Commissioner of Immigration elect, and Hon. Joel A. Potter, mayor of the city of Yankton, and said Cross and Potter shall select the location for said immigrant house within the limits provided by this act: Said immigrant house shall be under the joint control and management of the commissioner of immigration of the territory of Dakota and of the mayor of the city of Yankton, and shall be the property of the ter-

Who to ex-
pend moneys.

ritory of Dakota and of the city of Yankton in equal proportions, each owning one undivided half thereof.

Duty of parties in reference to selecting site, &c.

SEC. 7. Said parties shall not make any debt or expend any greater sum than is hereby provided for, and shall erect such immigrant house on such lot or lots, or lands as shall be donated for that purpose—if any shall be so donated—and if none shall be so donated the said parties shall place the said building either upon the levee or shall lease for that purpose suitable grounds within the limits aforesaid, for the period of five years at a yearly rent not to exceed ten dollars a year.

When to take effect,

SEC. 8. This act shall take effect from and after its passage and approval.

Approved, December 26, 1874.

CHAPTER LI.

TO ESTABLISH A BUREAU OF IMMIGRATION.

AN ACT to establish a bureau of immigration for the Territory of Dakota.

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

Bureau of immigration established.

SECTION 1. There is hereby established within and for the territory of Dakota, a bureau of immigration.

Election of commissioners of immigration.

SEC. 2. For this purpose there shall be elected biennially by the qualified voters of the territory, at the time of the delegate election, two commissioners of immigration, one of whom shall be known and designated as territorial superintendent; and there shall be elected by the legislative assembly in joint convention of the council and house of representatives at the present session, and biennially thereafter; three other commissioners of immigration, one from each judicial district of the territory, who, together, shall constitute a body politic, under the same and style of the territorial board of immigration.

SEC. 3. The persons so elected shall possess the requisite qualifications required by the laws of the territory for holding office, and the three elected by the legislative assembly shall be residents of the judicial district from whence they are elected, and each of them shall hold office for the term of two years, and until their successors shall be elected and qualified.

Qualifications
of commission-
ers of immigra-
tion.

SEC. 4. The superintendent of immigration shall be president of the board and *ex-officio* the general manager of the bureau, and shall have an annual salary of eight hundred dollars, and the other commissioners shall each have one vote in the management of the business, and shall only draw pay for actual traveling expenses.

Superintend-
ent to be presi-
dent and have
salary.

SEC. 5. The commissioners shall meet at the capital of the territory on the first Monday of February next after their election, and shall qualify by subscribing the proper oath of office, and depositing with the secretary of the territory their official bonds, each in the sum of two thousand dollars, with such surety as the secretary shall approve, conditioned for a faithful discharge of the duties of their respective offices, and they shall complete their organization by electing one of their number secretary, and another auditor of the board.

When board
shall organize.

SEC. 6. The board shall meet regularly once in six months, viz: On the first Monday of February and August of each year, for the transaction of business, at such places as they may from time to time designate, and a majority of the board shall constitute a quorum for the transaction of any business, and for the purpose of economy, and to constitute such quorum, any commissioner except the superintendent may give to another commissioner his proxy to act and vote for him whenever he may deem it advisable.

When the
board shall
meet.

Quorums.

SEC. 7. The president of the board shall preside at all meetings of the board, and shall call special meetings where so requested in writing, by two of the members of the board, giving to each at least five days notice; but no more than six meetings shall be held in any one year, and such board may adjourn from day to day to complete their business, not exceeding five days at any one time.

Who shall
preside at and
call meetings.

Number of
meetings per
annum.

SEC. 8. The territorial superintendent shall occupy by himself, deputy or clerk, an immigration office in such city or towns as the board shall designate, and which shall be furnished for this purpose by such city or town, free of rent; and

Office of Su-
perintendent.

the said office shall be the depository of the publications of the board, and of such specimens of the agricultural products and manufactured articles of the several counties of the territory, and such maps and views as shall illustrate the territory, and such office shall be open during usual business hours to citizens and strangers.

Superintendent to prepare maps and pamphlets.

To correspond.

Agents.

Statements to be published.

County agents to be appointed.

SEC. 9. It shall be the duty of the superintendent to prepare in manuscript for publication such circulars, pamphlets, maps, papers, cards, etc., as shall give an impartial and just view of every part of the territory, and shall submit all matters so prepared to the board for approval and publication, and the board shall cause to be printed by such person or persons as they shall designate so much of such matter as they shall approve. The superintendent shall correspond with all agents of the board, and such other persons as may desire information; and shall in conjunction with the other members of the board facilitate the ingress of immigrants, by obtaining, as may be in their power, low rates of tariff in transportation of passengers and freight; and for that purpose the board shall have the power to employ one or more of their own number, or other person, as agent of the board, to proceed to the cities upon the Atlantic seaboard, or elsewhere, to assist and direct the immigration to this territory; and said board shall publish in such papers of the territory as will so publish gratuitously, a semi-annual statement, including the number, character and cost of all documents, if any published during the quarter, the number distributed, the number on hand, the number of letters received and answered, the reported labor of agents, the actual immigration as nearly as ascertained; and said board shall render to the legislature at each session thereof a general report of the affairs of the bureau.

SEC. 10. It shall be the duty of the board to appoint and commission one agent in each organized county in the territory, who shall be a resident of the county during his term of office. It shall be the duty of such agents to report to the superintendent on the third Monday of January, April, July and October, of each year, the number of letters received and answered, and such other information as the board may require. Each county agent shall be sufficiently supplied by the superintendent with documents of the board, with the

necessary stationery and postage stamps, not to exceed ten dollars per annum each.

SEC. 11. The agents employed by the board, including members of the board, when acting in that capacity, to facilitate immigration by proceeding to the Atlantic seaboard, or elsewhere, to assist and direct immigration to this territory, shall receive such expenses and compensation as shall be agreed upon with them by the board, not to exceed two dollars per diem over and above necessary expenses.

Compensation
of agents.

SEC. 12. The superintendent shall receive the salary herein provided, in regular quarterly payments, and he may expend for all incidental expenses of his office, including fuel, stationery and postage, not more than two hundred dollars, which salary and incidental expenses shall be paid by the territorial treasurer, upon the certificate of the superintendent, out of the funds in his hands belonging to the territory.

Superintendent's salary
and allowances

SEC. 13. All the expenses of the bureau shall be audited and allowed by the board at their regular semi-annual meetings. All bills shall be filed with the auditor, and all accounts allowed shall be recorded by the secretary of the board, and shall be certified to by the auditor of the territory, under seal of the board, signed by the auditor and countersigned by the secretary of the board, and shall be paid by warrant of the territorial auditor, drawn on the territorial treasurer, in favor of the parties to whom such account shall be certified as due, and after the appropriation herein given, as that may hereafter from time to time be made, is exhausted, there shall not be expended by the board any more money, nor shall any other debts or obligations be incurred by the board.

Expenses of
bureau how
audited and
paid.

Limit of ex-
penditure.

SEC. 14. In case of any vacancy in said board by reason of a failure to qualify at the time prescribed herein, or by death, resignation, removal from the territory, or otherwise, the remaining members of such board shall have the power to fill such vacancy.

Vacancies,
how filled.

SEC. 15. Fred J. Cross is hereby appointed territorial superintendent of immigration, and Jacob Branch, commissioner of immigration, under the provisions of this act, who shall hold their offices respectively until the first Monday in February, 1877, and until their successors are elected and qualified.

Appointment
of superintendent
and commissioner.

Present commissioner to turn over books.

SEC. 16. The members herein appointed, and to be by the legislative assembly elected, shall meet as herein provided on the first Monday of February, 1875, and organize such board, and procure a seal, the necessary books and other articles, and the present commissioner of immigration shall turn over to such board at that time all the books, papers and other property belonging to the territory pertaining to his office.

Appropriation for expenses of bureau.

SEC. 17. For the purpose of said bureau of immigration, exclusive of the salary of the superintendent and the incidental expenses of his office, there is hereby appropriated out of any funds belonging to the territory, not otherwise appropriated, the sum of three thousand dollars, for the year ending on the first Monday of February, 1876, and the further sum of three thousand dollars for the year ending on the first Monday of February, 1877.

Manner of election of commissioners by legislature. How commissioned.

SEC. 18. The members of said board elected by the legislative assembly in joint convention, shall be commissioned by the governor, and to that end the presiding officer and chief clerk of said joint convention shall certify in writing to the governor, the names of the persons receiving the highest number of votes, and such voting shall be by *viva voce*, each member having one vote, and the person from each judicial district receiving the highest number of votes cast shall be declared duly elected as such commissioner.

Conflicting acts repealed.

SEC. 19. All acts and parts of acts conflicting with the provision of this act, and all acts and parts of acts relating to the appointment or election of a commissioner of immigration, or the establishment of a bureau of immigration, are hereby repealed; but notwithstanding such repeal, the present commissioner, James S. Foster, may continue to act as such until the first day of January, 1875, and be entitled to his salary already accrued, and until that time, as now provided by law.

When to take effect.

SEC. 20. This act shall take effect and be in force from and after its passage and approval.

Approved, January 6, 1875.