

having exhibited satisfactory testimonials of good moral character is authorized to teach these branches in any common school within this county.

.....  
*Superintendent of Public Instruction, .....County.*

§ 98. Chapter 40 of the Political Code of 1877, and all acts and parts of acts heretofore passed in relation to common schools, are hereby repealed: *Provided*, That such repeal shall not affect any rights or liabilities that have accrued under and by virtue of said act or parts of acts: *And provided further*, That all officers that have been duly elected and qualified in accordance with the provisions of said act, shall continue to hold and discharge the duties of their respective offices under this act, until their successors are duly elected and qualified.

§ 99. This act shall take effect from and after March 15th, 1879: *Provided*, That nothing herein contained shall be construed to interfere or conflict in any manner with the provisions of any act establishing a board of education for any incorporated city, town or village, and regulating the management of the public schools therein.

Approved, February 22, 1879.

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## Elections.

### CHAPTER 15.

AN ACT to amend Section Ten of Chapter Twenty-seven of the Political Code on Elections.

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

§ 1. TIME OF OPENING AND CLOSING THE POLLS.] That section ten (10), chapter 27 of the Political Code on elections, be amended to read as follows: "§ 10. At all elections to be held under chapter 27 of the Political Code, the polls shall be

opened at the hour of eight o'clock in the forenoon, and continue open until five o'clock in the afternoon of the same day, at which time the polls shall be closed. Thirty minutes before the closing of the polls proclamation shall be made that the polls will be closed in half an hour, but the board may, in their discretion, adjourn the polls at twelve (12) o'clock (noon), for one hour, proclamation being made."

§ 2. This act shall take effect and be in force from and after its passage.

Approved, February 20, 1879.

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## Evidence.

### CHAPTER 16.

AN ACT relating to the Rules of Evidence in Criminal Proceedings.

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

§ 1. PERSON CHARGED WITH CRIME TO BE COMPETENT WITNESS.] That in the trial of all indictments, information, complaints, and other proceedings against persons charged with the commission of any crime, offenses, and misdemeanors before any court or committing magistrate in this Territory, the person charged shall, at his own request, but not otherwise, be a competent witness, and his failure to make such request shall not create any presumption against him.

§ 2. This act shall take effect and be in force from and after its passage and approval.

Approved, February 10, 1879.