

Telegraph Lines, Etc.

RIGHT OF WAY—REPEAL OF CERTAIN LAWS.

CHAPTER 141.

AN ACT to Repeal Chapter One Hundred and Eight (108) of Chapter Sixty; Chapter One Hundred and Ten (110) and One Hundred and Sixteen (116).

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

§ 1. TAX COMMISSION REPEALED.] That chapter one hundred and eight (108) of the session laws of eighteen hundred and eighty-three, entitled a joint resolution providing for the appointment of a tax commissioner is hereby repealed.

§ 2. FISH COMMISSIONER REPEALED.] That chapter sixty of the session laws of 1883, entitled an act to stock with food-fishes the waters of Dakota, and to protect the same and for other purposes, is hereby repealed.

§ 3. RIGHT OF WAY TO CERTAIN LINES] There is hereby granted to the owners of any telegraph or telephone lines operated in this Territory, the right of way over lands and real property, in this Territory, and the right to use public grounds, streets, alleys and highways in this Territory, subject to control of the proper, municipal authorities as to what grounds, streets, alleys or highways said lines shall run over or across, and the place the poles to support the wires are located; the right of way over real property granted in this act may be acquired in the same manner and by like proceedings as provided for railroad corporations.

§ 4. TELEPHONE ACT REPEALED.] That chapter one hundred and ten (110) of the session laws of 1883, entitled an act to amend chapter one hundred and thirty-two (132) of the general laws passed at the territorial session of the Legislative Assembly of this Territory, are hereby repealed.

§ 5. TAXATION OF TELEGRAPH COMPANIES REPEALED.] That chapter one hundred and thirty-two of the session laws of 1881, entitled "an act to provide for the payment of taxes by telegraph companies" and granting the right and power to use highways and roads to telegraph companies, is hereby repealed.

§ 6. WHEAT COMMISSION REPEALED.] That chapter one hundred and sixteen (116) of the session laws of 1883, entitled "an act

regulating the grading and weighing of wheat, and for other purposes in the Territory of Dakota" is hereby repealed.

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

Approved, March 13, 1885.

Timber Acreage.

CHAPTER 142.

AN ACT to Provide for Ascertaining the Acreage of Timber in Dakota Territory.

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

§ 1. DUTY OF ASSESSORS.] All assessors within this Territory are authorized and it is hereby made their duty to determine and report each year the acreage of timber within their respective districts. Such report shall indicate separately the acreage of natural and cultivated or planted forests, averaging four feet or over in height, and shall also specify the kind of trees. Such data shall be taken and reported by such assessor without extra salary or charge.

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

Approved, March 12, 1885.

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