

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

Approved, March 11, 1887.

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## LAWS.

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### CHAPTER 83.

#### COMPILATION OF.

AN ACT To Provide for the Compilation, Publication and Distribution of the Laws of the Territory of Dakota.

WHEREAS, There has been no legalized compilation of the laws of this Territory, and whereas the Session Laws of many sessions of the Legislature are practically out of print, so, that, to ascertain the law on many subjects, is attended with great labor and difficulty, therefore,

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

§ 1. COMPILERS, HOW APPOINTED—DUTIES.] That there shall be appointed by the Governor, by and with the advice and consent of the Council, a compiler and assistant compiler of the laws, one of whom shall be an attorney admitted to practice in the courts of this Territory, whose duty it shall be to compile, arrange, publish and distribute the General Laws of this Territory, which may be in force on the fifteenth day of March, 1887. In such compilation there shall be, so far as practicable, an arrangement according to the general method of classification adopted in the Revised Code of 1877. Each chapter or subdivision of a chapter shall be headed by a syllabus of its contents, and shall have brief and comprehensive marginal notes, which shall state, in addition to the subject matter, the date of its enactment and the original number of the chapter and section. The laws so compiled shall be comprehensively and accurately indexed and prefaced with a general table of contents, and such directions as shall serve to facilitate reference. In an appendix to the volume of General Laws, as compiled, shall be printed the congressional act for organization of the Territory and any

subsequent acts of Congress amendatory thereto. Such appendix shall also contain a list of the titles of all General and Special Laws passed since 1877, arranged by years, with the General and Special Laws classified separately, with notes, showing which acts or parts of acts have been repealed and when and which have become obsolete and why. The said compilers shall report to the next session of the Legislature any contradiction, inconsistencies or omissions found in existing laws, for the information and action of that body. The current expenses of said compilers, for copying, stationery, postage and other incidental matters, pertaining to the compilation, publication and distribution of said laws, shall be paid out of the Territorial Treasury on verified accounts, approved by the Governor, and the Territorial Auditor is hereby directed to draw his warrants for the amounts of such verified accounts approved as aforesaid.

§ 2. PUBLICATION—CONTRACT, HOW LET—APPROPRIATION.] When such compilers shall have completed said compilation as above required, they shall cause the same to be published in one octavo volume, bound in law sheep or in heavy paper covers. Said compilers are authorized to make a contract, subject to approval by the Governor, for the printing and binding of said volume and to supervise the execution thereof. Such contract shall be made with the lowest and best bidder for such work, after advertisement for proposals in at least three (3) newspapers printed in this Territory, for one month prior to the letting of such contract, which advertisement shall designate the quality of paper and binding and style of type to be used in the work. Said compilers shall have the right to reject any and all proposals for the execution of the work, and to readvertise and secure further bids. The compilers shall certify to the Governor the amounts which may become due under such contract for said work, and, upon the Governor's approval thereof, the Auditor shall issue his warrants upon the Treasurer for payment of the sums so certified; *Provided*, That no amount to exceed four thousand (4,000) dollars shall be paid out of the Territorial Treasury for the compilation herein authorized, including salaries and expenses of compilers.

§ 3. DISTRIBUTION—COPIES FOR SALE—COPYRIGHT.] There shall be printed of such volumes such number as shall in the judgment of said compilers, be sufficient to supply the following. One hundred (100) copies shall be by them placed at the disposal of the Secretary of the Territory, to be by him distributed to the Library of Congress at Washington, to the President of the United States, to the heads of departments at Washington, to the President of the Senate and Speaker of the House of Representatives of the United States, and the state and territorial libraries. One copy shall be given to each of the Territorial officers and Boards, to each of the Justices of the Supreme Court of the Territory, to each district attorney, to each clerk of the district court, and to the United States Attorney and the United States Marshal

for the District of Dakota. There shall be forwarded by the compilers to the clerk or auditor of each county, a sufficient number of volumes for distribution as follows: One copy to the judge of probate court, to each county, township, city, town or village justice, to the sheriff, register of deeds, auditor, treasurer, coroner, county superintendent of schools, chairman of the board of county commissioners and to the clerk of the board of supervisors of each civil township in the county for use and reference of township officers not otherwise herein specified. There shall also be forwarded one copy each as follows: To the principal officer in charge of each public institution in the Territory; and to each library association organized and maintained for the benefit of the public in any county or town in the Territory. The volumes distributed to the several Territorial, county, township or other officers in the Territory shall be the property of the offices respectively and shall be safely kept and turned over to successors in office. The compilers shall also provide copies for sale, to parties who may desire to purchase the same, at an advance of ten (10) per centum upon the cost price thereof, and all sums received for such sales shall be by them turned into the Territorial Treasury to the credit of the general funds of the Territory. They shall keep an accurate record of each and every volume distributed or disposed of as provided herein, and file the same with the Territorial Auditor. The compilers shall procure the copyright for the volume herein provided, for the exclusive benefit of the Territory.

§ 4. WHEN COMPILATION SHALL GO INTO EFFECT—GOVERNOR TO ISSUE PROCLAMATION.] When the laws shall have been printed and are ready for distribution, which shall be within eight months from the passage and approval of this act, the Governor shall issue his proclamation announcing such fact and his acceptance of such compilation; and thirty (30) days after the date of such proclamation, said compilation shall go into effect, and thereafter the laws so compiled shall be received by all the courts and officers of this Territory, and shall in all respects be as valid and binding as original enrolled acts approved and filed in the office of the Secretary of the Territory, as now provided by law.

§ 5. COMPILER TO GIVE BOND—COMPENSATION.] Each of the persons appointed to the office of compiler and assistant compiler, respectively, as provided in this act, shall, before entering upon the discharge of his duties, execute to the Territory of Dakota a bond in the penal sum of five thousand (5,000) dollars, to be conditioned on the proper performance of the duties herein prescribed, approved and filed according to law. For their services as herein prescribed they shall each be paid two hundred (200) dollars per month for the time actually and necessarily employed in such work, and the Territorial Auditor is hereby directed to draw warrants upon the Territorial Treasurer for such amounts as may be due said compiler or assistant compiler at the end of each month,

as shown by duly verified vouchers filed by said officers respectively.

§ 6. All acts or parts of acts, in so far as they are inconsistent with this act, are hereby repealed.

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

Approved, March 11, 1887.

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## LEGISLATIVE ASSEMBLY.

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### CHAPTER 84.

#### SUBORDINATE OFFICERS OF LEGISLATURE.

AN ACT Providing for the Appointment of Certain Subordinate Officers of the Territorial Council and House of Representatives, and for the Compensation and Payment Thereof.

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

§ 1. SUBORDINATE OFFICERS, HOW APPOINTED—SALARY.] It shall be lawful for the President of the Council, and Speaker the House of Representatives of the Territory of Dakota and they are hereby authorized, to appoint, from time to time, such clerks for committees, stenographers, postmasters, and other subordinate officers and employes, for their respective bodies, in addition to those already provided for by law, as may, from time to time, be declared necessary and provided for by resolution of these respective Houses, or by joint resolution of such Assembly.

2. The salary of such clerks, subordinate officers, and employes, shall be fixed and provided for by the resolution declaring their appointment necessary.

3. That there is hereby appropriated out of the Territorial Treasury, a sum sufficient to pay for services of persons so employed.

4. The respective amounts due each clerk, officer or employe, so employed and appointed, shall be audited and paid out of the Territorial Treasury, upon an account certified by the presiding