

SOLDIERS, SAILORS AND MARINES.

PROVIDING FOR THE BURIAL OF SOLDIERS, SAILORS AND
MARINES IN CERTAIN CASES.

CHAPTER 151.

AN ACT Concerning the Burial of Soldiers, Sailors or Marines, who Served in
Union Army During the War of the Rebellion.

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

§ 1. AT EXPENSE OF TERRITORY.] That all honorably discharged soldiers, sailors or marines who served in the army, navy or marine corps of the United States during the war of the rebellion, who shall hereafter die, within this Territory, and whose relatives and friends are unable or unwilling to defray the charges of their funeral, shall be buried at the expense of this Territory; such funeral expenses, including cost of burial lot, shall not in any case, exceed the sum of fifty dollars.

§ 2. INTERMENT.] The interment shall be in this Territory, and shall not be made in any cemetery or plot used exclusively for the burial of the pauper dead.

§ 3. DUTY OF JUDGE OF PROBATE.] Upon notice to the judge of probate of the death of any soldier, sailor or marine within his county, mentioned in section one hereof, it shall be the duty of said judge of probate to appoint a suitable person, whose duty it shall be to carry into effect the provisions of this act, in reference to the burial of such deceased soldiers, sailors or marines, for which service said person so appointed shall receive a fee not to exceed three dollars. It shall also be made the duty of the judge of probate to immediately notify the Secretary of War of the death of any such soldier, sailor or marine, furnishing him with the name, age, date of birth, date of death, designating the company, regiment and name of the organization in which said soldier, sailor or marine served, and request that the said Secretary of War furnish a headstone for such deceased soldier, sailor or marine, under the provisions of an act of Congress, authorizing the Secretary of War to erect headstones over the graves of Union soldiers who have been interred in private, city or village cemeteries, approved February 3, 1879; and when said headstone is so furnished, it shall be the duty of said judge of probate, or other person designated by

him for such purpose, to cause the grave of said soldier, sailor or marine to be marked with such headstone, and the expense of erecting a headstone which may be furnished by the government of the United States, to mark the grave of a soldier, sailor or marine buried in this Territory, shall be paid by the Territory, the expense not to exceed in any case the sum of five dollars.

§ 4. DUTY OF OTHER OFFICERS.] All expenses of this act shall be approved, allowed and certified to in duplicate by the judge of probate, in the county in which said soldier, sailor or marine died, or is buried, such certificates, both original and duplicate to be delivered by the judge of probate to the county clerk or auditor of such county, the original of which, shall be by him forwarded at once to the Auditor of the Territory, the duplicate to remain upon the files of his office. Upon the receipt by the Auditor of the Territory of such certificate, he shall draw his warrant on the Territorial Treasurer in favor of the judge of probate, for the amount specified therein, and it is hereby made the duty of the probate judge to pay the same over to the person or persons entitled thereto.

§ 5. APPROPRIATION.] There is hereby appropriated out of the treasury of the Territory a sum sufficient to carry out the provisions of this act.

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

Approved, February 7, 1887.

STENOGRAPHERS.

CHAPTER 152.

PROVIDING FOR TRAVELING EXPENSES IN CERTAIN CASES.

AN ACT To Amend Section Five, of Chapter Fifty-two, of the Session Laws of 1879, An Act Authorizing the Appointment of Short Hand Reporters for the District Courts of the Territory.

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

§ 1. REPORTER TO ATTEND COURTS.] That section five of chapter fifty-two of the Session Laws of 1879, be amended so as to read as follows:

§ 5. Such reporter shall proceed from county to county, or subdivision, where the district courts are held, when required