

maintenance of the pupils of the School for Deaf Mutes, at Sioux Falls, and to the compensation of the superintendent and matron of the same be and the same is hereby repealed.

Approved, March 11, 1887.

DIVISION OF THE TERRITORY.

CHAPTER 42.

QUESTION TO BE SUBMITTED TO VOTE AT SPECIAL ELECTION.

AN ACT Entitled an Act to Submit to the Legal Voters of the Territory of Dakota the Question of the Division of the Territory.

Preamble. WHEREAS, It has become evident that in justice and fairness to all the people, and in the interest of harmony and good will among all sections of the Territory of Dakota, and in support of the just and earnest demand of many citizens for division and statehood, the question of division of the Territory should be submitted to a vote of the people at the earliest possible day, therefore

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

§ 1. QUALIFIED VOTERS—DIVISION.] That an election for the Territory of Dakota shall be held on the first Tuesday after the first Monday of November, 1887, that being the date of the annual election, at which election the qualified voters of the Territory shall vote upon the question of division of the Territory upon an east and west line upon the seventh standard parallel.

§ 2. BALLOT TO BE USED.] The ballots for this purpose may be written or printed as follows: "For division," "Against division."

§ 3. TO BE CONDUCTED SAME AS GENERAL ELECTION.] The election provided for in section one of this act shall be conducted in all respects as elections under the general laws of this Territory, and the expenses thereof paid in the same manner. The several county clerks of the several counties of the Territory are hereby required to issue notice of such election at least twenty

days prior thereto, which notice shall state the object of said election, and shall deliver the same to the sheriff, who is required to post the same as the law relating to general elections now requires; and the several boards of county commissioners are required to establish precincts for such election, and to appoint polling places and judges of such election, and to do and perform all things that are now required of them by law in case of general elections.

§ 4. DUTY OF JUDGES.] That it shall be the duty of the officers and judges of such election respectively, to receive, count and canvass such ballots, and to make returns of such count and canvass in the same manner as is by law provided for general elections; and the laws governing as to elections shall in all respects apply and be observed in the election for which this act provides.

§ 5. DUTY OF BOARD OF CANVASSERS.] It shall be the duty of the several boards of canvassers, after they shall have canvassed the vote upon division as herein provided, to certify to the Governor the result of such canvass and the whole number of votes cast by counties upon said question, and the whole number of votes cast for division and the whole number cast against division. The Governor shall, immediately upon receipt of such certificates, make public proclamation thereof, and shall also forward a certified copy of such certificate of the result of such election, to the President and the Congress of the United States. The result of such election, duly authenticated, shall be preserved by and kept in the office of the Secretary of the Territory, as the results of other elections are authenticated and preserved.

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

Approved, March 11, 1887.