

CAPITOL BUILDING.

CHAPTER 23.

APPROPRIATION FOR FREIGHT.

AN ACT to Appropriate Funds to Pay Charles W. Thompson for Rebate of Freights on Material Furnished for Construction of the Capitol Building at Bismarck, D. T., as per finding of Board of Arbitration in case of Thompson vs. Territory of Dakota.

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

§ 1. POWER OF TERRITORIAL AUDITOR.] The auditor of the Territory of Dakota is hereby authorized and empowered to hear, determine, and to audit a certain claim against the Territory of Dakota, and in favor of Charles W. Thompson, for rebate on freights on material furnished by said Thompson for the construction of the Capitol building at Bismarck, D. T., not exceeding the sum of \$6,032.25 and interest from date of payment to railroad company, as per finding of board of arbitration in the matter of Charles W. Thompson vs. Territory of Dakota, and the said auditor is empowered to issue his warrant upon the Territorial Treasurer for such sum as he may allow said Charles W. Thompson, and the Territorial Treasurer is hereby directed to pay the amount mentioned in such warrant, by exchanging therefor refunding warrants for the amount of the principal and interest lawfully accrued thereon at the date of such exchange. The principal of said refunding warrants shall be payable in five years after the date of the issuance thereof, and the same shall bear interest at the rate of five per centum per annum, payable semi-annually at the office of the Territorial Treasurer; but any of said refunding warrants may be redeemed if the Governor, at the time of the maturity of any installment of interest falling due, after the period of two years subsequently to the date of the issuance thereof by the payment to the lawful owner and holder of such refunding warrants, of the principal thereof, and of the interest which shall have accrued thereon prior to the date of making such redemption. After the tender by the treasurer to the holder of such refunding warrant of the amount required as aforesaid for the redemption

thereof, interest upon the principal of such refunding warrants shall cease.

The principal and interest of the said refunding warrants shall be paid out of any money in the treasury not otherwise appropriated at the respective dates of the maturity of the said principal and interest; *Provided*, That in case the Territory shall hereafter be divided into two territories or states, that territory or state in which the city of Bismarck shall be situated shall be exclusively liable for the payment of the interest and principal of the said refunding warrants.

§ 2. IN EFFECT—WHEN.] That this act shall take effect and be in force from and after its passage and approval.

Approved March 8, 1889.

CHAPTER 24.

PAYMENT OF OUTSTANDING WARRANTS.

AN ACT, to Provide for the Refunding of the Outstanding Territorial Warrants Drawn on the Capitol Building Fund.

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

§ 1. PAYMENT OF WARRANTS.] The outstanding warrants issued by the Auditor of the Territory of Dakota, under the provisions of Chapter 104, of the General Laws of 1883, not exceeding the sum of (\$53,158.83), shall be paid by the Territorial Treasurer by exchanging therefor refunding warrants for the amount of the principal and interest lawfully accrued thereon at the date of such exchange. The principal of such refunding warrants shall be payable in five years after the date of the issuance thereof, and the same shall bear interest at the rate of five per centum per annum, payable semi-annually at the office of the Territorial Treasurer. The principal and interest of the said refunding warrants shall be paid out of any money in the treasury not otherwise appropriated at the respective dates of the maturity of the said principal and interest, provided, that if the Territory of Dakota shall be divided into two territories or states, that territory or state in which Bismarck shall be situated shall be exclusively liable for the payment of the interest and principal of the said refunding warrants.

§ 2. NOTICE TO HOLDERS.] It shall be the duty of the Territorial Treasurer to immediately notify the holder or holders of said warrants to present the same for payment at the Treasurer's office on or before the first day of April, 1889, after which date, interest shall cease on

the same. And, in case the holders of such warrants are not known to the Treasurer, and their residence cannot be ascertained, so as to reach the same by a direct notice, then the above notice properly dated and signed by the said Treasurer, shall be published in a daily newspaper of general circulation in the Territory for ten days prior to April 1st, 1889. Said warrants shall be cancelled by the Treasurer when paid, by writing across the face thereof, the date of payment.

§ 3. REGISTER OF WARRANTS.] It shall be the duty of the said Treasurer to keep a register of said refunding warrants in a book to be kept for that purpose, in which register he shall enter the number of each of said warrants, its date, date of maturity, amount, rate of interest and to whom payable.

§ 4. FUNDING WARRANTS.] The said Treasurer is hereby authorized to issue funding warrants as herein provided to John P. Hoagland in the sum of \$2,085.00; to O. H. Beal & Co., in the sum of \$129.04; to the Weaver Lumber Company in the sum of \$500.00, in payment of their respective bills for fixtures, lumber and other building material furnished, and labor performed in the construction of the Capitol building at Bismarck, Dakota. The Treasurer is also authorized to add to each of said amounts the interest lawfully due thereon from the date when the material was furnished, and labor performed to the date of the issuance of said warrants.

§ 5. EFFECT WHEN.] This act shall take effect immediately.

Approved, March 8, 1889.

CHAPTER 25.

FUEL FOR THE CAPITOL.

AN ACT to Provide Fuel for the Capitol Building.

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

§ 1. SECRETARY PROVIDE FUEL.] That the secretary of the Territory be, and he is hereby instructed, to provide the necessary fuel for heating the Capitol building and a sufficient sum is hereby appropriated out of any money in the Territorial Treasury not otherwise appropriated for the payment thereof; *Provided*, the amount appropriated for this purpose by the general government is found insufficient.

§ 2. AUDIT BILLS.] That the auditor is hereby instructed to audit bills for fuel, contracted up to this time for said purpose, and to issue his warrant on the Territorial Treasurer in payment of the amount found due.

Approved, February 2, 1889.