

## A P P E A L .

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### CHAPTER 37.

#### AN ACT GRANTING THE RIGHT OF APPEAL TO THE DISTRICT COURT FROM THE DECISIONS OF JUDGES OF PROBATE.

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

Section 1. That any person aggrieved by any decision of any judge of probate, within this territory, shall have the same right to appeal to the district court as is allowed in cases before justices of the peace. Right of appeal from decision of probate judge.

Sec. 2. This act shall apply to all cases pending, or that may hereafter arise. This act to apply to what cases.

Sec. 3. This act shall take effect from and after its passage. Take effect when.  
APPROVED January 9, 1863.

## A P P O R T I O N M E N T .

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### CHAPTER 38.

#### AN ACT DIVIDING THE TERRITORY OF DAKOTA INTO COUNCIL AND REPRESENTATIVE DISTRICTS, AND APPORTIONING THE COUNCILMEN AND REPRESENTATIVES THEREIN.

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

Section 1. That the legislative assembly of the territory of Dakota shall, until otherwise directed by law, consist of thir- Number of members of council and  
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house of representatives.   teen councilmen and twenty-four members of the house of representatives.

First council and representative district.

Sec. 2. *Be it further enacted*, That the county of Cole shall constitute the first council and representative district, and shall be entitled to a representation of three members of the council, and five members of the house of representatives.

Second council and representative district.

Sec. 3. *Be it further enacted*, That the counties of Clay, Lincoln, Deuel, Minnehaha and Brookings shall constitute the second council and representative district, and shall be entitled to a representation of three members of the council and six members of the house of representatives.

Third council and representative district.

Sec. 4. *Be it further enacted*, That the counties of Yankton and Jayne shall constitute the third council and representative district, and shall be entitled to a representation of three members of the council, and five members of the house of representatives.

Fourth council and representative district.

Sec. 5. *Be it further enacted*, That the counties of Bon Homme and Hutchinson shall constitute the fourth council and representative district, and shall be entitled to a representation of one member of the council, and two members of the house of representatives.

Fifth council and representative district.

Sec. 6. *Be it further enacted*, That the counties of Charles Mix and Bruguier shall constitute the fifth council and representative district, and shall be entitled to a representation of one member of the council, and two members of the house of representatives.

Sixth council and representative district.

Sec. 7. *Be it further enacted*, That the counties of Todd and Gregory shall constitute the sixth council and representative district, and shall be entitled to a representation of one member of the council, and two members of the house of representatives.

Seventh council and representative district.

Sec. 8. *Be it further enacted*, That the counties of Kittson, Chippewa, Stephens and Cheyenne shall constitute the seventh council and representative district, and shall be entitled to a representation of one member of the council, and two members of the house of representatives.

Take effect when.

Sec. 9. This act to take effect and be in force from and after the fifteenth day of August, A. D. 1863.

\* See Governor's message No. 1, published at conclusion of general laws.