

H E A L T H .

CHAPTER 45.

AN ACT TO PROVIDE FOR OFFENCES AGAINST THE PUBLIC HEALTH.

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

If person adulterate food or drink. Penalty. SECTION 1. If any person shall fraudulently adulterate, for the purpose of sale, any substance intended for food, or any wine, spirits, malt, or other liquor, intended for drinking, with any substance injurious to health, he shall be punished by imprisonment in the county jail, not more than one year, or by fine not exceeding two hundred dollars, and the article so adulterated shall be forfeited and destroyed.

If person adulterate drug or medicine. Penalty. SECT. 2. If any person shall fraudulently adulterate, for the purpose of sale, any drug or medicine, in such a manner as to render the same injurious to health, he shall be punished by imprisonment in the county jail not more than one year, or by fine not exceeding three hundred dollars, and such adulterated drugs and medicines shall be forfeited and destroyed.

If person inoculate himself or other person with smallpox, to spread same. Penalty. SECT. 3. If any person shall inoculate himself or any other person, or shall suffer himself to be inoculated with the smallpox, within this territory, with intent to cause the prevalence or spread of this infectious disease, he shall be punished by imprisonment in the territorial prison, not more than three years, nor less than one year.

If intoxicated physician prescribe poison, &c. Penalty. SECT. 4. If any physician or other person, while in a state of intoxication, shall prescribe any poison, drugs, or medicine, to any other person, he shall be punished by imprisonment in the county jail not more than one year, or by fine not exceeding five hundred dollars.

Apothecary delivering active poison without SECT. 5. Every apothecary, druggist, or other person who shall sell and deliver any arsenic, corrosive sublimate, prussic

acid, or any other active poison, without having the word "poison," and the true name thereof, in English, written or printed upon a label attached to the vial, box, or parcel containing the same, shall be punished by a fine not exceeding one hundred dollars.

SECT. 6. This act to take effect from and after its passage, and approval by the governor.

Approved April 30, 1862.

W. JAYNE, *Governor*.

INDIANS.

CHAPTER 46.

AN ACT TO PREVENT INDIANS FROM TRESPASSING UPON CEDED LANDS.

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

SECTION 1. No Indian shall be permitted to trespass or enter upon any ceded lands within this territory, for the purpose of hunting or fishing, or travelling to and from the lands or hunting grounds of different tribes of Indians, without first having obtained a written pass or permit for such purpose from the local United States agent of the tribe to which such Indian or Indians belong, or from the superintendent of Indian affairs in this territory.

SECT. 2. Such pass or permit shall state the name of the Indian, the band and tribe to which he belongs, the business he is on, what portion of the territory he is to visit, and the duration of time for which his pass is issued.

SECT. 3. Any Indian or Indians found upon any of the ceded lands of this territory, without a pass or permit obtained as provided for in section one, or with a pass or permit the duration of which shall have expired, shall be deemed