

## CHAPTER VIII.

## AN ACT AUTHORIZING THE GOVERNOR TO APPOINT AN AUDITOR AND A TREASURER OF THE TERRITORY OF DAKOTA.

WHEREAS, Justus Townsend, Auditor and S. G. Irish, Treasurer of the Territory of Dakota, have each removed without the limits of said Territory; and whereas, the said offices of treasurer and auditor are without incumbents, therefore—

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

Auditor and treasurer declared vacant.

Section 1. That the respective offices of auditor and treasurer of the Territory, be, and the same are hereby declared vacant.

Governor authorized to appoint auditor.

Sec. 2. That the governor of the Territory is authorized, and it is hereby made his duty, to appoint and commission an auditor of the Territory to fill the unexpired term of Justus Townsend.

Appoint treasurer.

Sec. 3. That the governor of the Territory is authorized, and it is hereby made his duty, to appoint and commission a treasurer of the Territory to fill the unexpired term of S. G. Irish.

Auditor how to qualify.

Sec. 4. The said auditor, after being appointed and commissioned as provided by section two, shall, before entering upon the discharge of the duties of his office, execute and file the bond and take the oath of office, required of the auditor by the laws of the Territory. After doing this he shall perform all the duties and enjoy all the emoluments of said office that are now and may hereafter be required and allowed by law; and shall hold his said office until his successor is elected and qualified.

Treasurer how to qualify.

Sec. 5. The said treasurer, after being appointed and commissioned as provided by section three, shall, before entering upon the discharge of the duties of his said office, execute and file the bond and take the oath of office required of the treasurer by the laws of the Territory. After doing this, he shall perform all the duties and enjoy all the emoluments of said of-

office that are now and may hereafter be required and allowed by law; and shall hold his said office until his successor is elected and qualified.

Sec. 6. And be it further enacted, That when the United States government shall reimburse to the Territory of Dakota <sup>Militia to be paid how.</sup> the amount expended by the Territory for the support of the militia force called into service in 1862, for the public defense, before said treasurer shall be authorized to receive and receipt for said money or any portion thereof, he shall execute and file a bond, (in addition to the one mentioned in section five) to the Territory of Dakota, in the penal sum of double the amount of money to be received as before mentioned, with good and sufficient sureties, to be approved by the governor, conditioned the same as the bond required of the treasurer of the Territory, as now provided by law.

Sec. 7. This act shall take effect from and after its passage and approval.

Approved, December 30th, 1863.

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## BOOKS AND DOCUMENTS

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### CHAPTER IX.

#### AN ACT PROVIDING FOR THE DISPOSITION OF BOOKS AND DOCUMENTS THEREIN MENTIONED.

WHEREAS, the Secretary of the Interior did on the 27th day of April, 1863, forward by Adams' express, eleven boxes containing books and documents addressed to the Old Settlers Historical association, Yankton, Dakota Territory, care of P. Choteau, Jr., & Co., St. Louis, Mo., and whereas, Gregory Brothers, of Yankton, receipted for and paid the charges on said boxes, amounting to the sum of \$125, and said boxes and contents have ever since remained in the charge of said Gregory Brothers, and the said amount of charges remains due to