

## CHAPTER XV.

## AN ACT LEGALIZING THE ACTS OF CERTAIN COUNTY OFFICERS OF CLAY COUNTY.

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

Section 1. That the official acts of William Shriner, Judge of Probate; and John Burgman, Gustav Jacobson, Halver Burgess, county commissioners; Aaron Carpenter, sheriff; Franklin Taylor, register of deeds, of Clay county, be, and are hereby declared, legal. Acts of county officers legalized

Sec. 2. That this act shall take effect from and after its passage and approval by the governor. When to take effect.

Approved, December 24th, 1863.

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 COURTS
 

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## CHAPTER XVI.

## AN ACT CHANGING THE TIME OF HOLDING THE UNITED STATES DISTRICT COURT IN THE FIRST AND SECOND JUDICIAL DISTRICTS.

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

Section 1. That the United States district court in and for the first judicial district, shall be held at the town of Vermillion, in the county of Clay, on the first Tuesday of April and November of each year. First district court; where held.

Sec. 2. That the counties of Yankton and Jayne, shall constitute the second judicial district, and the United States dis- Second district court; where held.

What districts  
attached.

district court in, and for the same shall be held at Yankton on the third Tuesday of April, and the third Tuesday of November of each year, and all that portion of ceded land in said Territory not embraced in any other district, is hereby attached to said second judicial district for judicial purposes.

Sec. 3. All acts and parts of acts conflicting with this act, are hereby repealed.

When take  
effect.

Sec. 4. This act shall take effect from and after its passage.

Approved, January 15th, 1864.

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## DEPOSITIONS

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### CHAPTER XVII.

#### AN ACT IN RELATION TO DEPOSITIONS.

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

Military officer  
to take deposi-  
tions.

Section 1. Whenever any suit shall be pending before any justice of the peace in this Territory, against any person or persons in the military service of the United States, commenced during the absence of such person or persons from this Territory, and while engaged in said service, said justice shall, upon the application of counsel for the defendant, issue a commission, directed to some field or commissioned officer in said service, directing him to take the deposition of such defendant, to be used as testimony in such case before said justice, and said justice shall adjourn said case until a reasonable opportunity shall have been afforded for the taking and return of such depositions.

Officer to admin-  
ister oaths.

Sec. 2. In every such case the justice may, upon the application of either party, also issue a commission for taking the deposition of any person engaged in the military service of