

Provided, however, That no tax shall be levied on such lands for ^{Provis} the year in which said entry or acquisition was perfected ;

Provided, That the word entry as used in this act shall be so construed as to apply only to lands claimed by parties who have complied with all the conditions of the law, under which such title is acquired and final certificate of entry is obtained ;

Provided, That this act shall not be so construed as to interfere with the present exemption law, relating to lands exempt from taxation.

Sec. 2. This act to take effect on and after its passage and approval. ^{When to take effect}

Approved, December 24, 1867.

TOWNSHIPS.

CHAPTER XXXVI.

AN ACT TO DIVIDE THE COUNTY OF UNION INTO TOWNSHIPS AND TO PROVIDE FOR THE ELECTION OF CERTAIN OFFICERS THEREIN.

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

Section 1. That all that portion of the county south of the north line of township No. eighty-nine north, and east of range forty-nine west, lying between the Big Sioux and the Missouri rivers, shall be known as Big Sioux township and shall be entitled to one county commissioner. ^{Big Sioux township}

Sec. 2. All that portion of the county north of the south line of township No. ninety, and south of the north line of the same township, lying between the Big Sioux and the Missouri rivers, together with all of township eighty-nine north, range forty-nine west, shall be known as Jefferson township and shall be entitled to one county commissioner. ^{Jefferson township}

- Elk point township** **Sec. 3.** All that portion of the county in range forty-nine and fifty west, township ninety-one north, lying between the Big Sioux and the Missouri rivers, shall be known as Elk Point township, and shall be entitled to one county commissioner.
- Brule township** **Sec. 4.** That all that portion of the county in range forty-nine and fifty west, township ninety-two north, lying between the Big Sioux and Missouri rivers, shall be known as Brule township and shall be entitled to one county commissioner.
- Sioux valley township** **Sec. 5.** All that portion of the county north of the south line of township No. ninety-three north, shall be known as Sioux Valley township, and shall be entitled to one county commissioner.
- County commissioners** **Sec. 6.** At the next annual election in said county, there shall be elected one county commissioner in each civil township by the qualified electors thereof who shall hold their offices for two years and until their successors are elected and qualified, and when so elected and qualified shall supercede the present incumbents in office, and shall proceed in the transaction of business as now provided by law.
- Justice of peace, constables &c** **Sec. 7.** And at said annual election there shall be elected two justices of the peace and two constables in each civil township by the qualified electors thereof, who shall hold their offices for two years or until their successors are elected and qualified.
- Road supervisors** **Sec. 8.** And there shall be elected at said election in each civil township in said county, by the qualified electors thereof, one supervisor of roads for each road district in the township, who shall hold their office for one year and until their successors are elected and qualified.
- Assessors** **Sec. 9.** And at said annual election there shall be elected in each civil township in said county, by the qualified electors, one township assessor, who shall hold his office for two years or until his successor is elected and qualified.
- Penalty on failure of officers to qualify** **Sec. 10.** If any of the officers herein provided for, shall fail or neglect to qualify after having been duly elected, they shall be fined the sum of ten dollars, to be recovered in an action brought before a justice of the peace of the township where the party resides; complaint may be made by any citizen of the township, and the fine when collected shall go to the school fund of the county.
- Duties of the assessor** **Sec. 11.** Each township assessor shall be required to assess all the property of his township, both real and personal, and to take the census of his township, and to proceed in the transaction of all business pertaining to his office in all respects as now required by

law, and he shall be entitled to receive such compensation for his services as the sheriff has heretofore had for rendering like services.

Sec. 12. If the assessor of any township shall fail or neglect to perform any of the duties required of him by law, at the time and in the manner specified, he shall be fined a sum not exceeding three hundred nor less than twenty dollars, to be recovered as provided in chapter twenty-four, section twenty, of the laws of 1865-66, and the fine when collected, to go to the common school fund.

Penalty for neglect of the assessor to discharge his duties

Sec. 13. This act shall not be so construed as to interfere with the duties of any county officer;

How this act shall be construed

Provided, however, That the sheriff shall no longer be assessor, but the same shall be done by the assessors of the several townships, but in all other respects the duties of the sheriff shall be as heretofore provided by law.

Sec. 14. *And be it further provided,* That nothing in this act shall be so construed as to prevent any person who was elected at the October election of 1867, to any of the offices herein mentioned, from serving out their full term of office.

Same

Sec. 15. Each and every assessor of the several townships, shall on the first Monday in January, or within one week thereafter, appear before the clerk of the board of county commissioners and take the oath of office and give bond with one or more sufficient sureties conditioned that they will perform all the duties of assessors of their several townships as provided by law. The bond of each assessor shall be the sum of three hundred dollars.

Assessor to take oath and give bond

Sec. 16. The county commissioners are hereby authorized to fill all vacancies which may occur in any of the township offices by appointing some suitable person, resident of the township wherein such vacancy occurs, and the person or persons so appointed shall take the oath of office, and give such bonds as provided in section fifteen of this act.

County commissioners to fill vacancies &c

Sec. 17. The act entitled an act to organize a system of township government in Union county, is hereby repealed.

Act repealed

Sec. 18. This act to take effect on and after its passage and approval by the governor.

When to take effect

Approved, January 4, 1868.