

During the pendency of action Sec. 13. During the pendency of the action, the court or any judge thereof, in vacation, may make temporary orders for preventing damage or injury to the plaintiff until the cause is decided.

When people are a party Sec. 14. When the people of the Territory are a party, the attorney may appeal without security.

Action shall not lie,—where Sec. 15. The action of mandamus shall not lie in any case, where the plaintiff has a plain, speedy and adequate remedy in the ordinary course of civil actions.

Act to take effect —When Sec. 16. This act shall be in force and effect from and after its passage and approval.

Approved, January 9th, 1869.

MEDICAL PROFESSION.

CHAPTER 14.

AN ACT TO PROTECT THE CITIZENS OF DAKOTA TERRITORY, AND ELEVATE THE STANDING OF THE MEDICAL PROFESSION.

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

Unlawful for what. Provided: Section 1. That it shall be unlawful for any person within the limits of said Territory, who has not attended two full courses of instruction and graduated at some school of medicine, either of the United States or some foreign country, or who cannot produce a certificate of qualification from some State or county medical society, and is not a person of good moral character, to practice medicine in any of its depart-

ments for reward or compensation, or attempt to practice medicine, or prescribe medicine or medicines, for reward or compensation, for any sick person within the said Territory of Dakota; *Provided*, That in all cases when any person has been continuously engaged in the practice of medicine for a period of ten years or more, he shall be considered to have complied with the provisions of this act.

Sec. 2. Any person living in the Territory of Dakota, or any person coming into said Territory, who shall practice medicine or attempt to practice medicine in any of its departments, or perform or attempt to perform any surgical operation upon any person within the limits of said Territory, in violation of section one of this act, shall upon conviction thereof, be fined not less than fifty nor more than one hundred dollars for such offense, and upon conviction for a second violation of this act, shall in addition to the above fine, be imprisoned in a jail within said Territory for a term not less than thirty days, and in no case wherein this act shall have been violated, shall any person so violating receive a compensation for services rendered; *Provided*, That nothing herein contained shall in any way be construed to apply to any person practising dentistry.

Violation of
punishment
prescribed

Sec. 3. This act shall take effect and be in force from and after its passage and approval.

Act to take
effect, When

Approved, Jan. 15, 1869.