

GENERAL LAWS.

AMENDMENTS.

CHAPTER 1.

AN ACT TO AMEND CHAPTER FOUR OF THE SESSION LAWS OF
1865-6 RELATING TO ACKNOWLEDGMENTS.

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

SECTION 1. That section five hundred and sixteen of chapter four of the session laws of 1865-6, be amended so as to read as follows: The proof or acknowledgment of an instrument may be made at any place in this Territory, before—

- A Judge of the district court;
- A Judge of the supreme court;
- A Notary Public.

Acknowledgments, by whom made.

SEC. 2. All acts or parts of acts inconsistent with this act are hereby repealed. Repealed.

SEC. 3. This act shall take effect and be in force from and after its passage and approval. To take effect, when.

Approved, Jan. 13, 1871.

CHAPTER 2.

AN ACT TO AMEND SECTION SIXTEEN OF CHAPTER FOUR OF THE SESSION LAWS OF 1868-69.

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

Section 16,
chapter 4, laws
of 1868-9,
amended.

SECTION 1. That section sixteen of chapter four of the session laws of 1868-69 be and the same is hereby amended, by striking out the word "lessons" in the eleventh line of said section and inserting the word "sessions."

Approved, Jan. 13, 1871.

CHAPTER 3.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO SIMPLIFY AND ABRIDGE THE PRACTICE, PLEADINGS, AND PROCEEDINGS OF THE COURTS OF THIS TERRITORY."

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

Sec. 85, title
5 of the Civil
Code amended.

SECTION 1. That section eighty-five, title five, of the Code of Civil Procedure be so amended at the end of said section as to read as follows: *And be it further provided*, That in an action affecting the title to real property, the plaintiff at the time of filing the complaint, or at some subsequent time within four days thereafter, shall enter into bonds with good and sufficient security, in double the amount claimed in such complaint, and file the same with the clerk of the court of the district or county in which such action is to be tried, as indemnity for all damages that may accrue to the defendant in such action, and in default of the filing of said bond, then the action shall be dismissed with such damages for defendant as the court in its discretion shall deem proper: *Provided*

further, That this shall apply to any action or proceeding now pending in any of the courts of this Territory.

SEC. 2. This act shall take effect and be in force from and after its passage and approval. To take effect, when.

Approved, Jan. 13, 1871.

CHAPTER 4.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO DIVIDE THE TERRITORY OF DAKOTA INTO COUNCIL AND REPRESENTATIVE DISTRICTS AND APPORTION THE COUNCILMEN AND REPRESENTATIVES THEREIN.

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

SECTION 1. That an act entitled an act to divide the Territory of Dakota into council and representative districts, and apportion the councilmen and representatives therein, approved, January 10th, A. D. 1871, be and is hereby amended as follows, to-wit: Apportionment bill amended.

SEC. 2. Strike out all of section (4) four, and substitute as follows: *Be it further enacted*, That the county of Yankton shall constitute the third (3d) council and representative district, and shall be entitled to a representation of three (3) members of the Council, and five members of the House of Representatives. Third Council and Representative District.

SEC. 3. Strike out all of section seven and substitute as follows: *Be it further enacted*, That the counties [of] Lincoln, Minnaha, Brookings, Turner and Deuel shall constitute the six (6th) council and representative district, and shall be entitled to one (1) member of the Council and six (6) members of the House of Representatives. Sixth Council and Representative District.

SEC. 4. This act shall take effect and be in force from and after its passage and approval. To take effect, when.

Approved, Jan. 13, 1871.

CHAPTER 5.

AN ACT TO AMEND CHAPTER FIFTEEN (15) OF THE SESSION LAWS OF 1867-8, RELATING TO INCORPORATIONS.

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

Section 59,
chapter 15, laws
of 1867-8,
amended.

SECTION 1. Section 59 of chapter 15 of the session laws of 1867-8, be so amended as to read in the first line of said section, "one-third of the officers of any such incorporated companies."

To take effect,
when.

SEC. 2. This act shall take effect and be in force from and after its passage and approval.

Approved, January 13, 1871.

CHAPTER 6.

AN ACT TO AMEND AN ACT TO PROTECT PERSONS HOLDING PUBLIC LANDS, APPROVED, APRIL 30TH, 1862.

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

An act to pro-
tect persons
holding claims
on public lands,
amended.

SECTION 1. That in section 3, line 11, the words "unless he or she be a citizen of this Territory," be stricken out.

To take effect,
when.

SEC. 2. This act shall take effect and be in force from and after its passage and approval.

Approved, December 31, 1870.