

practicable: *Provided*, That nothing in this act shall be so construed to interfere with existing highways in the settled portions of the Territory: *Provided*, That the provisions of this act shall not apply to that portion of Pembina county laying between the Red River and Pembina River for a distance of three miles south of the town of Pembina, unless by consent of the commanding officer of Fort Pembina and the owners of property adjoining the military reservation.

When to take effect.

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

Approved, January 12th, 1871.

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## REAL ESTATE OF RELIGIOUS BODIES.

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### CHAPTER XXXIV.

AN ACT RELATIVE TO THE HOLDING AND TRANSFERRING OF REAL ESTATE BY ANY LEGAL OFFICER OF A RELIGIOUS SOCIETY AND THEIR SUCCESSORS IN OFFICE.

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

Title to real estate vested in officer of religious society.

SECTION 1. That all grants or deeds from private individuals, or acts of legislative bodies, transferring, conveying or granting real estate in this Territory to any bishop, dean, rector,

vestryman, deacon, director, minister or any other officer or officers of any church or organized religious society in trust for the use and benefit of such society of which they are such officer or officers which have been or may be made, done or executed, shall vest in their successor or successors in office, or other officer which such society may at any time designate all the legal or other title to the same extent and in all respects the same, as trustee of such trust for the use and benefit of such society which such bishop, dean, rector, vestryman, deacon, director, minister or other officer or officers; had under such grant, deed or act; and all transfers or sales made by such officer or officers so acquiring title by virtue of this act by succession in office shall have all the validity, force and effect that it would have had, had it been made by such bishop, dean, rector, vestryman, deacon, director, minister or other officer or officers, while holding under and by virtue of such grant, deed or act of such legislative body.

All transfers by such officer declared legal.

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

When to take effect.

Approved, January 11th, 1871.

## SCHOOLS.

### CHAPTER XXXV.

#### AN ACT TO ESTABLISH A PUBLIC SCHOOL LAW FOR THE TERRITORY OF DAKOTA.

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

SECTION 1. There shall be elected at each regular delegate election in this Territory, a superintendent of public instruction.

Superintendent of public instruction, when elected and for what term.