

GENERAL LAWS.

ACTS LEGALIZED.

CHAPTER I.

ACTS OF DEPUTY CLERICAL OFFICERS IN TAKING ACKNOWLEDGMENTS.

AN ACT to legalize the acts of deputy clerks of the supreme and district courts, and of deputy registers of deeds.

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

SECTION 1. That all acknowledgments of deeds, mortgages and other instruments heretofore taken by any deputy clerk of the supreme or district courts of Dakota territory, or heretofore taken by any deputy register of deeds of said territory, are hereby legalized, and such acknowledgments and the proofs of the same are of full force and effect.

Acknowledgments taken by deputies legalized.

SEC. 2. The deeds, mortgages and other instruments, the acknowledgments of which have been taken and certified by said officers, and the records of the same, are hereby declared to be as legal and binding both in law and equity as though the same had been acknowledged before and such acknowledgment certified by a clerk of either of said courts or before a register of deeds.

Acknowledgments taken by deputies declared binding in law and equity.

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

When to take effect.

Approved, January 15, 1875.

CHAPTER II.

AN ACT legalizing the acts of all deputy county clerks of each county in this territory in taking the acknowledgment of deeds, mortgages and other instruments in writing.

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

Acknowledgments by deputies declared legal.

SECTION 1. That all acknowledgments of deeds, mortgages and other instruments in writing taken by any and all deputy county clerks of any county in this territory, are hereby legalized, and all such acknowledgments shall have the same force and effect as if the deputy county clerk were duly authorized to take and certify to acknowledgments of deeds, mortgages, and other instruments in writing, by the laws of this territory.

Record of same to be due notice to all persons.

SEC. 2. That all deeds, mortgages, and other instruments in writing acknowledged by deputy county clerks, which now are, or shall hereafter be placed upon record, shall be, and they are hereby, declared to be duly recorded, and shall be notice to all persons the same as though said deeds, mortgages, and other instruments in writing, had been acknowledged before and certified by an officer competent to take and subscribe acknowledgments of such instruments, under the laws of this territory.

Deeds and other instruments so acknowledged, declared legal.

SEC. 3. That deeds, mortgages, and other instruments in writing, the acknowledgments of which had been taken and certified by and before any deputy county clerk of any county in this territory, prior to the first day of January A. D. 1875, are hereby declared to be duly acknowledged and certified, and the record of the same shall be as valid and binding in law and equity, as though the same had been acknowledged before some officer duly authorized by the laws of this territory, to take and certify acknowledgments of deeds, mortgages, and other instruments in writing.

Conflicting acts repealed.

SEC. 4. That all acts and parts of acts in conflict with the provisions of this act are hereby repealed so far as they apply to cases herein provided for by this act.

When to take effect.

SEC. 5. This act shall take effect and be in force from and after its passage and approval.

Approved, January 14, 1875.

CHAPTER III.

ACTS OF W. S. SMITH, NOTARY PUBLIC.

AN ACT to legalize the acts of W. S. Smith as notary public of the Territory of Dakota.

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

SECTION 1. That all acknowledgments, deeds, mortgages and other instruments in writing, and all oaths administered by, and affidavits taken before W. S. Smith, notary public of the territory of Dakota, between the twelfth day of May, A. D. 1874, and the twelfth day of January, A. D. 1875, are hereby legalized, and such acknowledgment shall have the same force and effect as if the said W. S. Smith, as such notary public, was duly authorized to take and certify acknowledgments of deeds, mortgages and other instruments in writing, and to take and certify to the administering of oaths and affidavits, by the laws of this territory. Certain acts legalized.

SEC. 2. That all deeds, mortgages and other instruments in writing, acknowledged by said W. S. Smith as notary public, which now are, or shall hereafter be placed on record, shall be, and they are hereby declared to be duly recorded, and shall be notice to all persons, the same as though said deeds, mortgages and other instruments had been acknowledged before and certified by an officer competent to take and subscribe acknowledgments under the laws of this territory. Record declared to be legal.

SEC. 3. That deeds, mortgages and other instruments in writing, the acknowledgments of which had been taken and certified by and before W. S. Smith as notary public of this territory between the 12th day of May, 1874, and the twelfth day of January, A. D. 1875, are hereby declared to be acknowledged and certified, and the record of the same shall be as valid and binding in law and equity, as though the same had been acknowledged before some officer duly authorized by the laws of this territory to take and certify acknowledgments of deeds, mortgages and other instruments in writing. Record binding in law and equity.

SEC. 4. That all acts and parts of acts in conflict with the provisions of this act are hereby repealed, so far as they apply to the cases herein provided for by this act. Conflicting acts repealed.

SEC. 5. That this act shall take effect and be in force from and after its passage and approval. When to take effect.

Approved, January 15, 1875.

CHAPTER IV.

ACTS OF COUNTY OFFICERS IN MOODY COUNTY.

AN ACT to legalize the acts of certain county officers in Moody county, Dakota Territory.

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

Certain official acts legalized.

SECTION 1. The acts of David Farabault, Morris Bebb and Mattison Hopkins as county commissioners of Moody county, in establishing places of holding elections, and in appointing judges of elections in the precincts of said county for the general election held in said county upon the 13th day of October, 1874, and the acts of M. D. L. Pettigrew, register of deeds, Morris Bebb, county commissioner, and A. G. Hopkins, probate judge, as a board of canvassers, in canvassing and making a return of the votes cast at the precincts established by the above mentioned board of county commissioners, and the official acts of M. D. L. Pettigrew, register of deeds, in issuing certificates of election to the person receiving the highest number of votes cast at the places of election established by the above mentioned board of county commissioners, be, and the same are hereby declared legal, and of the same effect as if there had been no informality in the organization of the said county of Moody, or in the appointment of the above mentioned county officers.

When to take effect.

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

Approved, January 12, 1875.