

son to obtain a certificate of the superintendent of public schools of the county in which such person resides, that such person, giving name, age and residence, is deaf and dumb, or too deaf to acquire an education in the common schools, and is entitled to the benefits of such an institution, which certificate shall be approved by the governor, and upon presentation of such certificate and an order from the governor of this territory to the authorities of the institution, to admit such person, specifying the time for which he shall be admitted under the existing contract, such person shall be admitted into such institution and receive all the benefits of the same.

Authorities of deaf and dumb school to give certain notice to governor.

SEC. 7. That the authorities of such institution, when they receive any such person from this territory under the contract, shall at once notify the governor of this territory, giving name of the person so admitted, the date when admitted, and the time for which such persons are admitted.

Auditor required to audit accounts for instruction of deaf and dumb

SEC. 8. That it shall be the duty of the auditor of this territory to audit all accounts presented by the authorities of the institution for the support of the deaf and dumb persons of the state with which the governor has made a contract, as provided in section one of this act, under such regulations as such auditor may prescribe, and to draw his warrant or warrants on the territorial treasurer for the amount due such institution.

When to take effect.

SEC. 9. This act shall take effect and be in force from and after its passage and approval.

Approved, January 12, 1875.

ELECTIONS.

CHAPTER XLIII.

PROVIDING FOR THE TIME OF HOLDING GENERAL ELECTIONS.

AN ACT providing for the time of holding general elections in the Territory of Dakota, and for other purposes.

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

Time when general elections to be held.

SECTION 1. That all general elections in the Territory of Dakota shall be held in the several election precincts in the

territory on the Tuesday next after the first Monday in November in each year, at which election shall be chosen as many officers as are by law to be elected.

SEC. 2. That section 34 of chapter 17 of the laws of 1870-1, Amendment of certain act. entitled "an act providing for elections and to prescribe the canvass and return of the same," approved January 13, 1871, be and the same is hereby amended so as to read as follows:

Section 34. That if the returns of election of any organized Duty of secretary when returns not received. county in this territory, shall not be received at the office of the secretary of the territory withing thirty days after the day of election, the said secretary shall forthwith send a messenger to the register of deeds of such county, whose duty it shall be to furnish said messenger with a certified copy of such returns; and the said messenger shall be paid out of the treasury Messenger, how paid. of the territory the sum of ten cents per mile for each mile he shall necessarily travel in going to and returning from the office of the said register of deeds; and the territorial treasurer shall present a bill against the county not sending the County to pay expense. election returns within time, to the office of the secretary of the territory, and such bill shall be presented to the county commissioners of such county for the whole amount paid to such messenger, and the county commissioners, when such bill is presented, shall allow the same in full, and shall issue a warrant for the amount of the bill so presented, and such warrant shall be paid in cash by the county treasurer of such county whenever the same is presented, or as soon thereafter as any money is received in such county treasurer's office.

SEC. 3. That so much of section two (2) of chapter seventeen Certain act repealed. (17) of the laws of 1870-1, entitled "an act providing for elections and to prescribe the canvass and return of the same," as conflicts with section one (1) of this act, and all other acts and parts of acts in conflict with the provisions of this act, is hereby repealed.

SEC. 4. That this act shall be in force and effect from and When to take effect. after its passage and approval.

Approved, January 9, 1875.