

Fees.

CHAPTER 18.

AN ACT to amend Sections Five (5) and Six (6) of Chapter Thirty-nine (39) of the Political Code.

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

§ 1. SALARY AND FEES OF DISTRICT ATTORNEY.] That sections five and six of chapter 39 of the Political Code, are hereby amended to read as follows:

“ § 5. The salary of each district attorney shall be ten hundred dollars per annum, which shall be payable quarterly from the territorial treasury; and he shall receive in addition thereto the following fees to be audited and paid like other claims against the counties:

“ For each jury trial in cases of misdemeanor, ten dollars.

“ For each jury trial in cases of felony, twenty five dollars.

“ For each judgment for costs only, five dollars.

“ For all fines and forfeitures actually collected by him, ten per cent. upon all sums less than one hundred dollars, and five per cent. upon all sums above that amount.”

“ § 6. IN CASE OF CONVICTION, FEES TAXED AGAINST DEFENDANT.] In all cases of conviction the fees contemplated in the preceding sections shall be taxed against the defendant, and when collected, paid into the county treasury.”

Approved, February 22, 1879.

CHAPTER 19.

AN ACT prescribing Fees for the Secretary of the Territory, in certain cases.

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

§ 1. FEES OF SECRETARY OF TERRITORY IN CERTAIN CASES.] The secretary of the territory shall be allowed to charge and receive fees for services rendered by him as follows:

For examination of articles of incorporation and issuing certificate of corporate existence or patent upon the same, five dollars.

For recording all papers required by law to be recorded in his office, ten cents per hundred words.

For making transcripts of records or papers in his office, ten cents per hundred words.

For his official certificate and impression of the great seal, one dollar.

For issuing commissions, appointing notaries public, commissioners of deeds, and other officers, and making the proper record of the same, two dollars each: *Provided*, That no charge shall be made for commissions issued appointing the county commissioners of counties about to be organized.

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

Approved, February 21, 1879.

CHAPTER 20.

AN ACT to amend sections Fifteen and Sixteen of Chapter Thirty-nine, and Section Eighty-three of Chapter Twenty-eight of the Political Code, enacted at the Twelfth Session of the Legislative Assembly.

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

§ 1. FEES OF COUNTY TREASURER.] That section fifteen of chapter thirty-nine, entitled "Compensation of public officers," of the Political Code of the Territory of Dakota, approved February 17th, 1877, be amended so as to read as follows: Each county treasurer shall receive for his services the following fees:

"On all money collected by him for each fiscal year, four per cent.

"On all sums collected, percentage shall be allowed but once, and in computing the amount collected, for the purpose of charging percentage, all sums from whatever source derived, shall be included together.

"For advertising and selling lands for delinquent tax an additional fee of five per cent., to be paid only so far as the lands are actually sold and out of the fund received therefor, and to be collected in each case where the lands are sold, and from the purchaser; but for all other cases and services the treasurer shall be paid in the same *pro rata* from the respective funds collected by him, whether the same be in money, territorial or county warrants.

"For each and every levy he or his deputy shall make on personal property, for the satisfaction of a tax or taxes, he shall receive a fee of one dollar and ten cents for every mile actually traveled by him, to be collected out of the property levied on by him; and for the sale of personal property so levied on by him, he shall receive a fee of one dollar, to be collected out of the property so levied on by him."

§ 2. TREASURER OF COUNTY TO PAY MONEY TO TERRITORIAL TREASURER. WHEN.] That section eighty-three, chapter 28, of the Political Code, be amended so as to read as follows: "§ 83.

The treasurers of the several counties shall pay into the territorial treasury all funds in their hands belonging thereto on or before the first Monday of November in each year, and at such other times as the territorial treasurer shall require; and the funds so paid in shall be the identical territorial warrants, if any, received by the treasurer for the payment of the tax, or in coin, or in treasury notes of the United States; and the said county treasurer shall send said money to the territorial treasurer by draft, postoffice order, or by express, for which he shall be allowed the actual expenses of procuring the same and no more."

§ 3. FEE OF COUNTY TREASURER IN CASE OF NON RESIDENT TAX-PAYER.] In all cases where persons residing outside of the territory apply to the treasurer by letter to pay taxes, the treasurer is authorized to charge a fee of one dollar for each tax receipt by him sent to such person.

§ 4. That all acts and parts of acts in conflict with the provisions of this act are hereby repealed.

§ 5. That this act shall be in force and effect from and after its passage and approval.

Approved, February 14, 1879.

Ferries.

CHAPTER 21.

AN ACT to amend Section Four Hundred and Sixty-one of the Penal Code, in Relation to Ferries.

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

§ 1. PENALTY FOR MAINTAINING FERRY WITHOUT LICENSE.] That section four hundred and sixty-one of the Penal Code, is amended to read as follows: "§ 461. Every person who maintains any ferry for profit, or hire upon any waters