

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 That all acts and parts of acts in conflict with the provisions of this act are hereby repealed.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

within this Territory, without having first obtained a license as provided by law, is guilty of a misdemeanor. And any license or lease granted by the board of county commissioners of the proper county shall be exclusive to the lessee or licensee for a distance of two miles from the place where such ferry is located, up and down such stream, either way; and any person who shall ferry, transport or carry, or attempt to ferry, transport or carry, any passengers, goods, chattles or merchandise, or who shall have, keep or maintain any scow, skiff or boat, for the purpose of ferrying, transporting or carrying any passengers, goods, chattles or merchandise, upon any water of this Territory, within a distance of two miles of any licensed ferry, shall be guilty of a misdemeanor, and may be punished by a fine not exceeding one hundred dollars, or thirty days' imprisonment in the county jail, or by both fine and imprisonment; when such ferry is upon waters dividing two counties, the offenders may be prosecuted in either county."

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

Approved, February 14, 1879.

Fireguards.

CHAPTER 22.

AN ACT regulating the Time and Manner of Making Fireguards.

Be it enacted by the Legislative Assembly of Dakota Territory:

§ 1. EXEMPTING CERTAIN LAND FROM TAXATION.] That for the purpose of securing protection against prairie fires to homesteads, pre-emptions, timber claimants, and all persons own-