

Taxation of Telegraph Companies.

CHAPTER 132.

AN ACT to Provide for the Payment of Taxes by Telegraph Companies and Granting the Right and Power to use Highways and Roads to Telegraph Companies.

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

§ 1. TAX.] The owners of any telegraph line constructed and in operation, or that may hereafter be constructed and operated within the limits of this Territory, excepting only lines owned by the United States government, shall pay to the Territory an annual tax of thirty (30) cents per mile for every mile of route occupied, in lieu of all other taxes, which shall be paid in January of every year to the territorial treasurer.

§ 2. TAX A LIEN—LINE MAY BE SOLD.] This Territory shall have a lien upon any line constructed and in use as aforesaid, and all its appurtenances for all taxes which may accrue to the Territory by virtue of the foregoing section; and in case the tax in whole or in part shall not be paid by the first day of February of every year, it shall be the duty of the territorial treasurer to advertise such line for sale for the amount of such tax remaining unpaid, in some newspaper published at the seat of government, by giving three weeks previous notice, and to sell the same accordingly for the amount of tax and interest and charges of sale, provided the same shall not be paid before the time of sale, and the surplus money, if any, shall be paid to the owner or owners of said line, after deducting the expenses of advertising and selling the same.

§ 3. RIGHT OF WAY GRANTED.] There is hereby granted to the owners of any telegraph line owned and operated in this Territory, the right and power to use the public roads and highways in this Territory, on the line of their route, for the purpose of erecting posts or poles on or along the same to sustain the wires or fixtures: *Provided*, That the same shall be so located as in no way to interfere with the safety or con-

venience of ordinary travel on or over the said roads or highways.

§ 4. All acts or parts of acts conflicting with the provisions of this act are hereby repealed.

§ 5. This act to take effect and be in force from and after its passage.

Approved, March 5, 1881.

Territorial Treasurer.

CHAPTER 133.

SALARY.

AN ACT to amend Section Three (3), Chapter Thirty-nine (39), of the Political Code.

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

§ 1. SALARY OF TERRITORIAL TREASURER.] That section three (3) of chapter thirty-nine (39) of the Political Code, be amended to read as follows: “§ 3. The salary of the territorial treasurer shall be twelve hundred dollars per annum, payable quarterly. That he give a bond of fifty thousand dollars, with good and sufficient sureties, to be approved by the governor.”

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

Approved, March 1, 1881.