

tices as provided in this act, shall receive for his service the amount authorized by law for like services performed by a sheriff in all organized counties ; and the clerk of the District Court and other county officers required to perform the services required in this act, shall receive two dollars per day for the time actually and necessarily employed, and the printers and publishers shall receive the legal rates for publication of said notices, all of which sum shall be audited and paid by the said unorganized county as soon as the said county shall be organized under the provisions of this act.

§ 24. FAILURE NOT TO INVALIDATE.] Any failure to publish or post the notices provided for in this act shall not invalidate an election held under the provisions of said act ; but if any of the officers shall wilfully fail to perform any of the duties required of him by this act, he shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished accordingly.

§ 25. WHEN ALL PROCEEDINGS SET ASIDE.] If from any legal cause the whole election held under the provisions of this act for the organization of a county should be set aside by the court or judge thereof, and declared invalid, then the Governor shall have all the authority provided in this act to call a new election, and said county shall be organized as in this act provided.

§ 26. REPEALED.] That sections one, two and three, of chapter twenty-one, of the Political Code, be and the same are hereby repealed.

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

Approved, March 13, 1885.

County Offices.

COMMISSIONERS TO PROVIDE.

CHAPTER 41.

AN ACT to Amend Section Forty-two (42) of Chapter Twenty-one (21) of the Political Code.

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

§ 1. That Section Forty-two (42) of Chapter Twenty one (21) of the Political Code be and the same is hereby amended, so as to read as follows :

§ 42. BOARD PROVIDES OFFICERS, JAIL, COURT-ROOM, ETC. In any county where there is no court house or jail erected by the county, or where those erected have not sufficient capacity, it shall be the duty of the Board of County Commissioners to provide for court-room, jail and offices for the following named officers: Sheriff, Treasurer, Register of Deeds, District Attorney, Auditor, Clerk of the District Court, Superintendent of Public Schools and Judge of Probate, to be furnished by such county, in a suitable building or buildings, for the lowest rent to be obtained at the county seat, or to secure and occupy suitable rooms at a free rent within the limits of the county seat or any of the additions thereto until such county builds a court house. They shall also provide the courts appointed to be held therein with attendants, fuel, lights, and stationery, suitable and sufficient for the transaction of their business. If the Commissioners neglect, the court may order the sheriff to do so, and the expense incurred by him in carrying the order into effect, when certified by the court, shall be a county charge.

§ 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

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

Approved, March 12, 1885.

Damages.

WRONGFUL CONVERSION OF PERSONALTY.

CHAPTER 42.

AN ACT to amend paragraph 1, of Section 1970 of the Civil Code.

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

§ 1. MANNER OF DAMAGES.] That paragraph 1 of section 1970 of the Civil Code be amended so as to read as follows: "1, The value of the property at the time of the conversion, with the interest from that time: Or where the action has been prose-