

House of the Legislative Assembly in which it originated, within the time prescribed by the Organic Act, has become a law without his approval.

JAMES H. TELLER,  
*Secretary of the Territory.*

## Fees.

### SHERIFF'S FEES ON FORECLOSURE BY ADVERTISEMENT.

#### CHAPTER 56.

AN ACT to Provide for Fees in Foreclosures of Mortgages of Real Estate by Advertisement.

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

§ 1. FEES TO SHERIFF.] That the sheriff making the sale of real property under the foreclosure of mortgages by advertisement shall receive the same fees and no more that are now or may hereafter be provided by law for the sale of real property under a judgment of foreclosure and sale of real property.

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

Approved, March '4, 1885.

### FOR TRANSPORTING CONVICTS.

#### CHAPTER 57.

AN ACT Fixing the Fees for Transporting Convicts to the Penitentiary.

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

§ 1. NECESSARY EXPENSES AND FEES.] The necessary expenses and legal fees of sheriffs and other officers incurred in conveying convicts to the territorial penitentiary shall be approved by the

Auditor of the Territory and paid out of the territorial treasury. Said Auditor may allow for said expenses and fees the following rates:

Three dollars per day for time of sheriff necessarily spent going to and from the prison by the nearest route.

Two dollars and fifty cents per day for each guard necessary, and such sums as may be necessary for railroad or stage fare and actual traveling expenses.

Not more than one guard shall be allowed for one prisoner, and one additional guard for every two additional prisoners. When conveyance by team is necessary, a team and driver may be employed at a rate of compensation not exceeding five dollars per day—not less than forty miles per day to be estimated as a day's travel. All bills shall be in writing and fully itemized and verified by oath, and accompanied by the receipt of the warden of the state prison for the delivery of such convict or convicts.

§ 2. REPEALED.] That section six hundred and sixty-five and section six hundred and sixty-eight of chapter sixteen of the Code of 1877, and all other acts in conflict with this act are hereby repealed.

Approved; March 13, 1885.

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#### FOR TRANSPORTING INSANE.

#### CHAPTER 58.

AN ACT Fixing the Fees of Sheriffs and other Officers for Transporting Insane Persons to the Asylums of the Territory, or Convicts to its Penitentiary.

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

§ 1. NECESSARY EXPENSES AND FEES.] The necessary expenses and legal fees of sheriffs and other officers incurred in conveying insane persons to the hospitals in this Territory, or convicts to the penitentiary, shall be approved by the Auditor of the Territory and paid out of the territorial treasury. Said Auditor may allow for said expenses and fees the following rates :

Three dollars per day for time of sheriff necessarily spent going to and from the prison, or asylum, by the nearest route.

Two dollars and fifty cents per day for each guard necessary,

and such sums as may be necessary for railroad or stage fare and actual traveling expenses.

Not more than one guard shall be allowed for one insane person or convict. All bills shall be in writing and fully itemized and verified by oath and accompanied by the receipt of the superintendent of the insane hospital or warden of the penitentiary for the delivery of such insane person or convict.

§ 2. REPEALED.] That all acts now in force regulating the fees of officers for transporting insane persons, or convicts, are hereby repealed.

Approved, March 13, 1885.

## JURORS IN JUSTICES COURT.

### CHAPTER 59.

AN ACT to Amend Section Twenty of Chapter Thirty-nine of the Political Code in Relation to Juror Fees in Justice Court.

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

§ 1. AMENDMENT.] That section twenty of chapter thirty-nine of the political code is hereby amended by striking out the word "case" in the last line of said section and insert in lieu thereof the words: "day or part of days."

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

Approved March 2, 1885.