

LAWS OF MONTANA TERRITORY

PUBLISHED BY AUTHORITY

AN ACT

Relating to Counties and County Officers.

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

Sec. 1. That each organized county within this Territory shall be a body corporate and politic...

Sec. 2. Any real or personal estate hereof, or which may be hereafter conveyed to any county...

Sec. 3. The powers of a county as a body corporate and politic shall be exercised by a board of county commissioners...

Sec. 4. Each county organized for judicial purposes shall, at its first session, provide suitable court buildings and keep them in repair...

Sec. 5. In all suits or proceedings by or against a county, the name in which the county shall sue or be sued shall be the Board of Commissioners of the County...

Sec. 6. In all legal proceedings against the county, process shall be served on the clerk of the county...

Sec. 7. On the trial of any suit in which the county may be interested, the inhabitants of such county shall be competent witnesses and jurors...

Sec. 8. When a judgment shall be rendered against the board of county commissioners of any county...

Sec. 9. The board of county commissioners shall consist of three qualified electors, any two of whom shall be competent to transact business...

Sec. 10. At the first election held to choose the first board of commissioners of any county, the person having the highest number of votes shall continue in office three years...

Sec. 11. Said board of county commissioners shall meet at the county seat of each county on the first Monday in May, August, November and February in each year...

Sec. 12. Each person elected as such commissioner shall, on receiving a certificate of his election, take an oath to support the constitution of the United States...

Sec. 13. Each member of the board of county commissioners shall be paid by the county a compensation for his services and expenses...

Sec. 14. The board of county commissioners of each county shall have power at any meeting...

Sec. 15. Whenever it shall become necessary and the provisions of this act shall be applied to a vote of the electors of any county...

Sec. 16. The board of county commissioners shall not borrow money for the purposes specified in this act...

Sec. 17. Whenever it shall become necessary and the provisions of this act shall be applied to a vote of the electors of any county...

Sec. 18. At the time specified in this act, a vote of the electors of any county shall be taken...

Sec. 19. At the time specified in this act, a vote of the electors of any county shall be taken...

Sec. 20. At the time specified in this act, a vote of the electors of any county shall be taken...

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Sec. 25. At the time specified in this act, a vote of the electors of any county shall be taken...

Sec. 26. At the time specified in this act, a vote of the electors of any county shall be taken...

Sec. 27. At the time specified in this act, a vote of the electors of any county shall be taken...

against the loan shall have written or printed on the back of the bill the words, "and a majority of the votes cast at such election shall be against the loan," it shall not be made.

Sec. 18. The board of county commissioners shall not set off or organize any new township unless a petition be first presented to the board by at least fifty citizens resident therein.

Sec. 19. The board of county commissioners shall alter and change the township organization of their county so as to agree with the standard fixed in the preceding sections...

Sec. 20. Every board of county commissioners shall have a clerk or clerk-still if that can be procured, and may alter the same at pleasure.

Sec. 21. They shall, at the first meeting after their election, and after every annual election, choose one of their number chairman, who shall preside at such meetings...

Sec. 22. The chairman of said board shall have power to administer oaths to any person, to examine any matter submitted to the board...

Sec. 23. No account shall be allowed by the board of county commissioners unless the same be made out in duplicate and the same of each item stated, and where no specified fees are allowed by law...

Sec. 24. County orders shall be signed by the chairman and attested by the clerk, and shall specify the nature of the claim or service for which they were issued.

Sec. 25. When any claim of any person against a county shall be disallowed, in whole or in part, by the board of commissioners, such person may appeal from the decision of such board to the District Court...

Sec. 26. The clerk of the board upon such appeal being taken, shall immediately give notice thereof to the county attorney, and shall make out a brief return of the proceedings in the case before the board...

Sec. 27. The board of commissioners of their respective counties shall, at the expense of the county, furnish annually and in due season to the assessor of the county, suitable blank assessment rolls for the several townships...

Sec. 28. The boards of county commissioners at their annual May session [of each year], or oftener, if they deem it necessary, shall carefully examine the county orders returned by the county treasurer...

Sec. 29. The boards of commissioners of their respective counties shall cause to be made out and published yearly, in at least one newspaper in the county, if such there be, a report of receipts and disbursements...

Sec. 30. If any commissioner shall refuse or neglect to perform any of the duties which are, or shall be required of him by law as a member of the board of county commissioners, without just cause therefor, he shall for each offense forfeit a sum not less than twenty-five dollars nor more than one hundred dollars.

Sec. 31. Whenever any board of commissioners organizes a new township or alters the boundaries of any townships in their county, they shall cause a plat and record thereof to be made by their clerk, specifying the name and boundaries of such township...

Sec. 32. It shall be the general duty of the clerk of the board of commissioners: First, to record in a book to be provided for that purpose, all proceedings of the board...

Sec. 33. Such clerk shall not sign or issue any county orders unless ordered by the board of commissioners authorizing the same, and every such order shall be numbered, and the date, amount and number of the same, and the name of the person to whom it is issued shall be entered in a book to be kept by him in his office for that purpose.

Sec. 34. The said clerk of each county shall, as often as a new township shall be organized in his county, or the boundaries therein shall be altered, immediately thereupon, make out and transmit to the Secretary of the Territory a certificate of the name and boundaries so organized, and the boundaries of which shall have been altered.

Sec. 35. Such clerk shall receive a reasonable compensation for such services as he may perform as a member of the board, where no specified fees are allowed therefor, the same to be allowed by the board and paid by the county.

FOR MONTANA.—Another company, says the Virginia Union of February 25th, consisting of some twelve or fifteen, have organized in this city, and will leave the latter part of this week...

GROWING RICE.—The London Morning Star says that, while the Russian serfs before emancipation were calculated to have consumed about eighteen shillings worth of cotton goods per head, that amount has already risen to one pound seven shillings per head over the 22,000,000 of emancipated serfs.

J. S. Rockfellow. W. McK. Dunsen.

ROCKFELLOW & DENNEE

WHOLESALE AND RETAIL

GROCERS,

STORAGE & COMMISSION

MERCHANTS.

STONE BUILDING.

Corner Wallace & Jackson Streets.

VIRGINIA CITY, Montana Territory

Advances made on

CONSIGNMENTS.

Particular attention given to the sale of

FLOUR,

BACON,

LARD,

BUTTER,

SUGAR CURED HAMS,

PRIME MESS PORK,

POTATOES,

ONIONS,

OATS,

BARLEY,

WHEAT,

and all kinds of

PRODUCE.

COFFEE, NAILS, RYE WHISKEY,

SUGAR, GLASS, BOURBON WHISKEY,

TEA, LAMPS, IMPORTED BRANDY

SPICES, OILS, HAVANA CIGARS,

SOAP, SHOVELS, SMOKING TOBACCO

CANDLES, PICKS, CHEWING TOBACCO

DRIED & CAN FRUITS

And a COMPLETE Assortment of

FAMILY GROCERIE.

REFER TO:

Messrs. Holman & Halsey, Gilbert & Sons, Howard Livingston, Esq., James Bromley, Esq., Messrs. Kimball & Lawrence, Wm. Jennings, Esq., Salt Lake City.

John Hughes, Esq., Denver City, Col. T. Messrs. Allen & Millard, Bankers, Messrs. Erfort, Busch & Co., Creighton & Co., Horn, Van & G. Spratt, Virginia City, M. T.

HELLMAN, KUHN & CO.,

Second Door West of

O. S. LINE OFFICE.

Wholesale and Retail

DEALERS IN

Clothing,

Boots and Shoes,

Hats and Caps,

India Rubber Goods,

etc., etc., etc.

Gents' Furnishing Goods in immense variety.

Miner's outfits of the most substantial quality.

Overshirts, Overshirts, Overshirts,

Wrappers, Wrappers, Wrappers,

Socks, Socks, Socks,

etc., etc., etc.

The above stock will be sold at such prices as to make it a

Great inducement to call on

HELLMAN, KUHN & CO.

25 Don't forget the place, one door above the Office of the Overland Stage Line.

SUMMONS.

In the District Court of the First Judicial District of the Territory of Montana, in and for the County of Madison, to April Term, 1865.

Louis Deburg, vs. Joseph Deburg.

To Joseph Deburg, Defendant.

YOU are hereby notified, that a bill for the purpose of obtaining a divorce of the marriage contract, now existing between the plaintiff and defendant, has been filed to the April Term of this Court by the plaintiff. You are therefore required to appear at the August Term of the Court, upon the return day of the summons, which return day is the first Monday of August, A. D. 1865; and upon failure to comply herein, the cause will be heard and determined in your absence.

Geo. H. Hanna & Co.,

Wallace street, Virginia, M. T.,

DEALERS IN

FANCY AND STAPLE

GROCERIES!

HARDWARE,

NAILS, ROPE,

FRESH GARDEN SEED,

Mexican Onion Seed!

GRASS SEED,

SEED OATS,

FRESH RANCH BUTTER

ALWAYS ON HAND.

M. CARROLL. GEORGE STEEL.

CARROLL & STEEL,

STORAGE.

Forwarding and Commission Merchants,

FORT BENTON, M. T.

HAVING been located at this point for several years in the employ of the American Fur Company, and for the past year been engaged in the Forwarding and Commission business, we respectfully solicit the patronage of parties shipping

GOODS TO THE MINES OF MONTANA

Via Fort Benton. We have now two large and commodious

WAREHOUSES,

At this place, and being personally acquainted with most of the freighters from Fort Benton to the mines, we are able to forward freight

On More Advantageous Terms

Than any other parties. We refer to

J. J. Roe & Co., Rockfellow & Dunsen, Dunsen & Stuart, King & Gillett, and George B. Parker, Esq., Virginia City.

R. Chouteau, Jr., & Co., Thomas Ryan and John G. Coplin, St. Louis.

D. Constable & Co., St. Joseph, Mo.

Warden & Co., Holt Gate.

F. M. Thompson, Esq., Bannock, and freighters from Fort Benton generally.

KRAL & PETCHNERS

CONFECTIONERY and BAKERY

A Large and Fresh Stock of

CANDIES,

CANNED FRUITS, and

CONFECTIONERIES

of all KINDS.

FINE CIGARS, WINES, and LIQUORS,

kept constantly on hand.

BALL SUPPERS and

WEDDING CAKES,

Gotten up on Short Notice.

Wallace St, one door above the Gem.

Virginia City, M. T., Sept. 10, 1864.

B. M. DURELL. W. B. HUGHES.

B. M. DURELL & CO.,

Commission Merchants,

AND DEALERS IN

GENERAL MERCHANDISE,

BOISE CITY, IDAHO TERRITORY.

REFERENCES:

Allen & Lewis, Portland, Oregon.

Moses, Ellis & Co., San Francisco.

Warren Lehland, New York City.

Holladay & Halsey, G. S. L. City.

Rockfellow & Dunsen, Virginia City, M. T.

34-6m

SPENCER, HARRISON & CO.

LUMBER YARD.

Corner of Idaho and Van Buren Sts., and in rear of the Golden Gate, in Nevada.

All orders left at our office, filled at short notice and on reasonable terms.

ALL KINDS OF SLUCE OR BUILDING LUMBER. Mill 3 miles from Junction, up Granite Creek.

30-5m

GURNEY & CO.'S,

BOOT & SHOE STORE.

ALWAYS ON HAND, THE LARGEST AND BEST assortment of our Custom Made Boots and Shoes ever brought to this Territory, comprising our well known

MINERS' BOOTS, ENGLISH CAP BOOTS,

All kinds of LIGHT and HEAVY KIP BOOTS,

NAILED and UNNAILED CAVALRY BOOTS, SCOTCH BOTTOM BOOTS,

SEWED and PEGGED CALF BOOTS, Single and Double Soles,

OPERA BOOTS, CALF SHOES, of many varieties.

KIP SHOES, and GENTS FINE SEWED CLOTH & CALF GAITERS.

Also a large assortment of

LADIES ENGLISH LASTING, KID, CALF, and FRENCH GLOVE GAITERS,

SHOES, and BALMORALS.

Together with

MISSIE'S BOYS' and CHILDREN'S BOOTS, SHOES and BALMORALS.

And a full Supply of

HAYWARD'S DOUBLE AND SINGLE SOLE RUBBER BOOTS.

Making the Boot and Shoe business both in the Manufacture and Sale our entire and legitimate occupation, we are confident of still giving the fullest satisfaction to our numerous customers.

N. B.—We WARRANT all our work.

Stores at Virginia, Nevada and Helena Cities.

Virginia City, M. T. Nov. 20, 1864.

15-17

JOHN A. NYE & CO.

Wallace Street, Virginia City, M. T.

DEALERS IN

MINER'S TOOLS OF ALL KINDS,

MINER'S TOOLS OF ALL KINDS,

STOVES OF ALL KINDS,

STOVES OF ALL KINDS,

SHEET AND TOM IRONS,

SHEET AND TOM IRONS.

And a general assortment of Goods pertaining to our line of business, which we offer to the Public at reasonable rates.

We are prepared to manufacture anything in our line to order, with despatch.

J. A. NYE & CO.

31-4*

MINERS AND FREIGHTERS,

LOOK AT THIS!!

WE have removed our business from Cover street to the Klakadden Stone Building, on Wallace street, where we design to do a

JOBGING, RETAIL

COMMISSION BUSINESS.

We have in store and design to keep a general assortment of

Groceries and Provisions,

Suited to the wants of Miners, Freighters, Ranchmen and Families.

Our plan and design is to do business correct and endeavor to give general satisfaction. We invite the patronage of all. We shall give prompt attention to consignments of goods and the selling of the same at the best market prices, making prompt returns of proceeds when sales are made.

P. S.—We have in connection a Stone Fire Proof Cellar for the Storage of Goods.

GORHAM & PATTON.

39-43*

STUART and CO.,

Dee Lodge Valley, Montana Tc.

Dealers in

Dry Goods, Clothing, Hats, Caps

Boots, Shoes, Hardware,

Cutlery, Groceries, Provisions,

and all articles suitable for the country trade.

Virginia, M. T., Oct. 15, 1864. 6-6m

Notice.

ONE of the Best Quartz Mining interests in Montana for sale at a great sacrifice. 3000 feet, principally interests in discovery claims. On the list are claims on the Sine Brain and Bohemian in Madison county, and the well known Courtwright, Ophir, Montana and Peruvian Lodes, in Jefferson county, in Prickly Pear region. They will be sold separately or together. For particulars respecting assays, price, terms of sale, enquire of

JOHN C. TURK.

18-11

OVERLAND

STAGE LINE.

BEN. HOLLADAY, Proprietor.

Carrying the Great Through Mail between the

ATLANTIC AND PACIFIC STATES.

THIS Line is now running in connection with the Daily Coaches between

ATLANTIC, KANSAS, & PLACERVILLE, CAL.

Tri-weekly Coaches between

Salt Lake City and Walla Walla,

Via Boise City, West Bannock, and

TRI-WEEKLY COACHES

BETWEEN

Great Salt Lake City and Virginia City, Montana, via Bannock City,

CARRYING THE U. S. MAIL.

Passengers, and Express Matter.