

ACTS AND RESOLUTIONS

PASSED AT THE

REGULAR SESSION

OF THE

TWENTIETH GENERAL ASSEMBLY

OF THE

STATE OF IOWA,

BEGUN JANUARY 14, AND ENDED APRIL 2, 1884.

PUBLISHED UNDER THE AUTHORITY OF THE STATE

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STATE GOVERNMENT, 1884.

List of State Officers, Judges of the Supreme, District, and Circuit Courts, District-Attorneys, and Members and Officers of the General Assembly, at the time of the Passage of the Laws contained in this Volume.

EXECUTIVE DEPARTMENT.

NAME.	POSITION.	COUNTY FROM WHICH ORIGINALLY CHOSEN.
Buren E. Sherman.....	Governor.....	Benton.
Welker Given.....	Private Secretary.....	Polk.
Orlando H. Manning.....	Lieutenant-Governor.....	Carroll.
John A. T. Hull.....	Secretary of State.....	Davis.
Wm. T. Hammond.....	Deputy Secretary of State.....	Jasper.
John L. Brown.....	Auditor of State.....	Lucas.
Samuel F. Stewart.....	Deputy Auditor of State.....	Lucas.
Edwin H. Conger.....	Treasurer of State.....	Dallas.
Daniel W. Smith.....	Deputy Treasurer of State.....	Shelby.
John W. Akers.....	Superintendent of Public Instruction.....	Linn.
George H. Nichols.....	Deputy Supt. of Public Instruction.....	Floyd.
Smith McPherson.....	Attorney-General.....	Montgomery.
George E. Roberts.....	State Printer.....	Webster.
Matt Parrott.....	State Binder.....	Black Hawk.
Wm. L. Alexander.....	Adjutant-General.....	Lucas.
Park C. Wilson.....	State Mine Inspector.....	Mahaska.
E. B. Hutchins.....	Commissioner of Labor Statistics.....	Polk.
B. W. Blanchard.....	State Inspector of Oils.....	Dubuque.
Mrs. S. B. Maxwell.....	State Librarian.....	Guthrie.
Jessie Maxwell.....	Assistant State Librarian.....	Guthrie.
Prof. Nathan R. Leonard.....	Supt. of Weights and Measures.....	Johnson.
A. W. Aldrich.....	State Fish Commissioner.....	Jones.
Albert A. Mosher.....	Assistant Fish Commissioner.....	Dickinson.

NOTE.—The post-office address of the Lieutenant-Governor is Council Bluffs; of Attorney-General is Red Oak; of Inspector of Oils is Dubuque; of Superintendent of Weights and Measures is Iowa City; of Fish Commissioner is Anamosa; of Assistant Fish Commissioner is Spirit Lake; all others, Des Moines.

JUDICIAL DEPARTMENT.

SUPREME COURT.

NAME.	POSITION.	COUNTY FROM WHICH CHOSEN.	POST-OFFICE ADDRESS.
James H. Rothrock.....	Chief Justice..	Cedar.....	Cedar Rapids.
Joseph M. Beck.....	Judge.....	Lee.....	Ft. Madison.
Austin Adams.....	Judge.....	Dubuque.....	Dubuque.
William H. Seevers.....	Judge.....	Mahaska.....	Oskaloosa.
Joseph B. Reed.....	Judge.....	Pottawattamie..	Council Bluffs.
Gilbert B. Pray.....	Clerk.....	Hamilton.....	Des Moines.
Christopher T. Jones.....	Deputy Clerk..	Washington.....	Des Moines.
Ezra C. Ebersole.....	Reporter.....	Tama.....	Toledo.

DISTRICT COURTS.

District.	NAME.	POSITION.	COUNTY FROM WHICH CHOSEN.	POST-OFFICE ADDRESS.
1	Abraham H. Stutsman.....	Judge.....	Des Moines.....	Burlington.
2	Edward L. Burton.....	Judge.....	Wapello.....	Ottumwa.
3	John W. Harvey.....	Judge.....	Decatur.....	Leon.
4	Charles H. Lewis.....	Judge.....	Cherokee.....	Cherokee.
5	William H. McHenry.....	Judge.....	Polk.....	Des Moines.
6	J. Kelley Johnson.....	Judge.....	Mahaska.....	Oskaloosa.
7	Walter I. Hayes.....	Judge.....	Clinton.....	Clinton.
8	James D. Giffin.....	Judge.....	Linn.....	Marion.
9	Carl F. Couch.....	Judge.....	Black Hawk.....	Waterloo.
10	L. O. Hatch.....	Judge.....	Allamakee.....	McGregor.
11	H. C. Henderson.....	Judge.....	Marshall.....	Marshalltown.
12	George W. Ruddick.....	Judge.....	Bremer.....	Waverly.
13	C. F. Loofbourow.....	Judge.....	Cass.....	Atlantic.
14	Ed R. Duffie.....	Judge.....	Sac.....	Sac City.
1	D. N. Sprague.....	Dist. Attorney.	Lee.....	Keokuk.
2	Samuel Jones.....	Dist. Attorney.	Davis.....	Bloomfield.
3	James P. Flick.....	Dist. Attorney.	Taylor.....	Bedford.
4	Stephen M. Marsh.....	Dist. Attorney.	Woodbury.....	Sioux City.
5	A. W. Wilkinson.....	Dist. Attorney.	Madison.....	Winterset.
6	John A. Donnell.....	Dist. Attorney.	Keokuk.....	Sigourney.
7	M. V. Gannon.....	Dist. Attorney.	Scott.....	Davenport.
8	J. H. Preston.....	Dist. Attorney.	Linn.....	Cedar Rapids.
9	James H. Shields.....	Dist. Attorney.	Dubuque.....	Dubuque.
10	Cyrus Wellington.....	Dist. Attorney.	Winneshiek.....	Decorah.
11	John L. Stevens.....	Dist. Attorney.	Story.....	Ames.
12	J. B. Cleland.....	Dist. Attorney.	Mitchell.....	Osage.
13	J. P. Conner.....	Dist. Attorney.	Crawford.....	Denison.
14	J. M. Toliver.....	Dist. Attorney.	Calhoun.....	Lake City.

CIRCUIT COURTS.

District. Circuit.	NAME.	POSITION.	COUNTY FROM WHICH CHOSEN.	POST-OFFICE.
1 1	William J. Jeffries.....	Judge	Henry	Mt. Pleasant.
1 2	Charles H. Phelps.....	Judge	Des Moines.....	Burlington.
2 2	H. C. Traverse.....	Judge	Davis.....	Bloomfield.
3 3	D. D. Gregory	Judge	Union	Afton.
4 4	J. R. Zuver.....	Judge	Woodbury	Sioux City.
5 1	Josiah Given and Wm. Connor	Judges	Polk	Des Moines.
5 2	Stephen A. Callvert.....	Judge	Dallas	Adel.
6 1	W. R. Lewis	Judge	Poweshiek	Montezuma.
6 2	John A. Hoffman.....	Judge	Mahaska	Oskaloosa.
7 1	Charles W. Chase.....	Judge	Clinton	Clinton.
7 2	Nathaniel French.....	Judge	Scott	Davenport.
8 8	Christian Hedges.....	Judge	Iowa	Marengo.
9 9	W. H. Utt	Judge	Dubuque	Dubuque.
10 10	Charles T. Granger.....	Judge	Allamakee.....	Waukon.
11 11	D. D. Miracle.....	Judge	Hamilton.....	Webster City.
12 12	Robert G. Reiniger	Judge	Floyd.....	Charles City.
13 13	Joseph Lyman.....	Judge	Pottawattamie ..	Council Bluffs.
14 14	John N. Weaver.....	Judge	Kossuth	Algona.

TWENTIETH GENERAL ASSEMBLY.

OF THE

STATE OF IOWA,

*Which convened at the Capitol, in Des Moines, January 14, and adjourned
April 2, 1884.*

SENATE.

District.	COUNTIES.	SENATORS.	POST-OFFICE.
1	Lee	Henry W. Rothert	Keokuk.
2	Van Buren and Davis	John W. Carr	Milton.
3	Appanoose and Monroe	Edward J. Gault	Cincinnati.
4	Wayne and Lucas	Lewis Miles	Corydon.
5	Clarke and Decatur	John McDonough	Woodburn.
6	Ringgold, Taylor, and Union	A. P. Stephens	Creston.
7	Fremont and Page	Talton E. Clark	Clarinda.
8	Mills and Montgomery	James S. Hendrie	Pacific City.
9	Des Moines	Benton J. Hall	Burlington.
10	Jefferson and Henry	Lot Abraham	Mt. Pleasant.
11	Louisa and Washington	Francis A. Duncan	Columbus City.
12	Keokuk and Iowa	Cassius M. Brown	Sigourney.
13	Wapello	Joseph G. Hutchison	Ottumwa.
14	Mahaska	Ben McCoy	Oskaloosa.
15	Marion	Edward R. Cassatt	Pella.
16	Madison and Warren	Eli Wilkin	Winterset.
17	Audubon, Guthrie, and Dallas	Timothy J. Caldwell	Adel
18	Adams, Adair, and Cass	Cephas B. Hunt	Greenfield.
19	Pottawattamie	George Carson	Council Bluffs.
20	Muscatine	Pliny Nichols	West Liberty.
21	Scott	John C. Bills	Davenport.
22	Clinton	Wickliffe A. Cotton	De Witt.
23	Jackson	Gilman L. Johnson	Maquoketa.
24	Cedar and Jones	John C. Chambers	West Branch.
25	Johnson	Moses Bloom	Iowa City.
26	Linn	John W. Henderson	Cedar Rapids.
27	Benton	John Ryder	Vinton.
28	Marshall	Preston M. Sutton	Marshalltown.
29	Jasper	Egbert C. Sudlow	Sully.
30	Polk	Hiram Y. Smith	Des Moines.

SENATE—CONTINUED.

District.	COUNTIES.	SENATORS.	POST-OFFICE.
31	Boone and Story.....	John D. Gillett.....	Ogden.
32	Hardin and Grundy.....	Enoch W. Eastman.....	Eldora.
33	Buchanan and Delaware.....	William G. Donnan.....	Independence.
34	Harrison and Shelby.....	T. M. C. Logan.....	Logan.
35	Dubuque.....	Julus K. Graves.....	Dubuque.
36	Clayton.....	Frank D. Bayless.....	Elkader.
37	Hamilton, Webster and Wright.....	John L. Kamrar.....	Webster City.
38	Black Hawk.....	Herman C. Hemenway.....	Cedar Falls.
39	Butler and Bremer.....	Alvin M. Whaley.....	Aplington.
40	Allamakee and Fayette.....	William Larrabee.....	Clermont.
41	Howard, Mitchell and Worth.....	J. H. Sweney.....	Osage.
42	Winneshiek.....	Henry A. Baker.....	Ossian.
43	Cerro Gordo, Franklin, Hancock and Winnebago.....	John D. Glass.....	Mason City.
44	Chickasaw and Floyd.....	Chapman A. Marshall.....	Nashua.
45	Poweshiek and Tama.....	Alfred N. Poyneer.....	Montour.
46	Woodbury, Monona and Crawford.....	Charles E. Whiting.....	Whiting.
47	Humboldt, Pocahontas, Palo Alto, Emmet, Kossuth and Clay.....	Charles C. Chubb.....	Algona.
48	Greene, Carroll and Calhoun.....	John J. Russell.....	Jefferson.
49	Plymouth, Sioux, Lyon, O'Brien, Osceola and Dickinson.....	Orsmond M. Barrett.....	Sheldon.
50	Buena Vista, Cherokee, Sac and Ida.....	Gifford S. Robinson.....	Storm Lake.

OFFICERS OF THE SENATE.

President—Orlando H. Manning, Council Bluffs.
Secretary—Frank D. Jackson, Greene.
First Assistant Secretary—E. R. Zeller, Winterset.
Second Assistant Secretary—E. B. Hutchins, Des Moines.
Enrolling Clerk—Ida Little, Newton.
Engrossing Clerk—Mira E. Troth, Hampton.
Sergeant-at-Arms—J. C. Mason, Greenfield.
Assistant Sargeant-at-Arms—Lizzie Christ, Des Moines.
Door-Keeper—Theo. Schreiner, Mt. Pleasant.
First Assistant Door-Keeper—W. T. Lyon, Buck Creek.
Second Assistant Door-Keeper—G. W. Beall, Centerville.
Janitor—Henry McCravens, Des Moines.

HOUSE OF REPRESENTATIVES.

District.	COUNTIES.	MEMBERS.	POST-OFFICE.
1	Lee.....	Henry C. Miller.....	Fort Madison.
		Charles Doerr.....	Fort Madison.
2	Des Moines.....	William Lynch.....	Kingston.
		William B. Culbertson.....	Burlington.
3	Henry.....	Washington I. Babb.....	Mt. Pleasant.
4	Jefferson.....	Lewis Fordyce.....	Libertyville.
5	Van Buren.....	William R. Wherry.....	Keosauqua.
6	Wapello.....	Peter G. Ballingall.....	Ottumwa.
		Henry Canfield.....	Ottumwa.
7	Davis.....	Baptist Hardy.....	Bloomfield.
8	Monroe.....	James S. Hogeland.....	Colton.
9	Appanoose.....	Samuel Jordan.....	Moulton.
10	Lucas.....	George C. Boggs.....	Russell.
11	Wayne.....	Samuel Wright.....	Clio.
12	Clarke.....	W. H. Hall.....	Osceola.
13	Decatur.....	Elijah Banta.....	Lamoni.
14	Union.....	George Derr.....	Creston.
15	Ringgold.....	John Coie.....	Tingley.
16	Adams.....	Benjamin Widner.....	Corning.
17	Taylor.....	Dennis Hamblin.....	Conway.
18	Montgomery.....	John V. Johnson.....	Red Oak.
19	Page.....	William Butler.....	Clarinda.
20	Mills.....	Samuel T. Brothers.....	Malvern.
21	Fremont.....	Loran R. Henderson.....	Anderson.
22	Pottawattamie.....	Edwin W. Davis.....	Avoca.
		Benj. F. Clayton.....	Macedonia.
23	Cass.....	Jacob Kuhn.....	Anita.
24	Adair.....	John A. Storey.....	Fontanelle.
25	Madison.....	Abert R. Dabney.....	Winterset.
26	Warren.....	James H. Millen.....	Indianola.
27	Marion.....	Hardin B. Cloud.....	Columbia.
28	Mahaska.....	Mathew Picken.....	Eddyville.
29	Keokuk.....	Timothy F. McCarty.....	Keota.
30	Washington.....	John P. Huskins.....	Washington.
31	Louisa.....	O. H. P. Linn.....	Letts.
32	Muscatine.....	James J. Russell.....	Muscatine.
33	Scott.....	William O. Schmidt.....	Davenport.
		Whitaker M. Grant.....	Davenport.
34	Cedar.....	William P. Wolff.....	Tipton.
35	Johnson.....	Cyrus S. Ranck.....	Iowa City.
		Edward W. Lucas.....	Iowa City.
36	Iowa.....	Norman B. Holbrook.....	Marengo.
37	Poweshiek.....	Joel Stewart.....	Grinnell.
38	Jasper.....	Byron C. Ward.....	Prairie City.
		William H. McCulloch.....	Newburgh.
39	Polk.....	James M. Tuttle.....	Des Moines.
		Charles L. Watrous.....	Des Moines.
40	Dallas.....	David J. Pattee.....	Perry.
41	Guthrie.....	James A. Lyons.....	Guthrie Cent'r
42	Harrison.....	Lemuel R. Bolter.....	Logan.

† Elected Speaker.

HOUSE OF REPRESENTATIVES—CONTINUED.

District.	COUNTIES.	MEMBERS.	POST-OFFICE.
43	Boone	Philip Livingston	Moingona.
44	Story	Thomas C. McCall	Nevada.
45	Marshall	John G. Brown	Marshalltown.
46	Tama	Welcome Mowry	Waltham.
47	Benton	George C. Scrimgeour	Belle Plaine.
48	Linn	Robert Smyth	Mt. Vernon.
		Jonathan J. Nugent	Nugent.
49	Jones	Martin H. Calkins	Wyoming.
50	Clinton	Larkin Upton	Clinton.
		Nathaniel A. Merrell	De Witt.
51	Jackson	John Manderschied	Cottonville.
52	Dubuque	John J. Linehan	Dubuque.
		Isaac W. Baldwin	Cascade.
53	Delaware	Joseph M. Holbrook*	Manchester.
54	Buchanan	Wm. H. Chamberlin	Independence.
55	Black Hawk	George W. Hayzlett	Waterloo.
56	Grundy	Daniel Kerr	Grundy Center.
57	Hardin	Silas M. Weaver	Iowa Falls.
58	Hamilton	Julius M. Jones	Webster City.
59	Webster	Cyrus C. Carpenter	Fort Dodge.
60	Woodbury	Squire W. Haviland	Salix.
61	Butler	Henry C. Brown	Dumont.
62	Bremer	Harry H. Green	Plainfield.
63	Fayette	Edward Rice	Brush Creek.
64	Clayton	John Killen	Monona.
		Chas. Mentzel	Elkader.
65	Allamakee	Theo. Nachtwey	Lansing.
66	Winneshiek	Drengman O. Aaker	Ridgeway.
67	Howard	Samuel A. Converse	Cresco.
68	Chickasaw	John M. Gilliland	New Hampton.
69	Mitchell	Cl'ence C. Vanderpoel	West Mitchell.
70	Floyd	Ethelbert W. Wilbur	Rockford.
71	Plymouth	Henry C. Curtis	Le Mars.
72	Sioux, Lyon and Osceola	Lorenzo D. Sherman	Ireton.
73	Monona	Daniel Campbell	Blencoe.
74	Crawford	Charles Bullock	Denison.
75	Ida and Buena Vista	Jesse Kennedy	Ida Grove.
76	Cherokee and Clay	Chas. W. Fillmore	Peterson.
77	Sac	D. J. McDaid	Sac City.
78	Calhoun and Pocahontas	Josiah D. McVay	Lake City.
79	Greene	Albert Head	Jefferson.
80	Carroll	Michael Miller	Carroll.
81	Shelby	Christian J. Wyland	Harlan.
82	Audubon	Jacob A. Overholtzer	Viola Center.
83	O'Brien and Dickinson	George W. Schee	Primghar.
84	Palo Alto, Emmet, and Kossuth	Thomas W. Harrison	Emmetsburg.
85	Humboldt and Wright	Wm. T. B. Humphrey	Clarion.
86	Winnebago, Hancock and Worth	George F. Wattson	Northwood.
87	Cerro Gordo	Norman Densmore	Rockwell.
88	Franklin	Rufus S. Beason	Hampton.

*Died January 31, 1884. L. G. Hersey, of Earlville, elected to fill vacancy.

OFFICERS OF THE HOUSE.

Speaker—William P. Wolf, Tipton.

Chief Clerk—Sidney A. Foster, Northwood.

First Assistant Clerk—Frank S. Rice, Rockwell City.

Second Assistant Clerk—J. F. Weaver, Colfax.

Enrolling Clerk—Lizzie L. Wilson, Keosauqua.

Engrossing Clerk—Alice G. Smith, Des Moines.

Sergeant-at-Arms—J. H. Fisher, Spencer.

Assistant Sergeant-at-Arms—D. F. Johnston, Hampton.

Postmasters—

Martha H. Redfield, Redfield.

Emma Sibley, State Center.

Door-keepers—

T. A. Cheek, Des Moines.

J. C. Stoughton, Battle Creek.

A. D. Gaston, Ames.

Janitors—

W. W. Wilcox, Centerville.

G. H. Cliggett, Des Moines.

COMMISSIONERS IN OTHER STATES.

List of Commissioners for Iowa in other States, qualified to act as such this 26th day of May, 1884, whose terms of office will not expire prior to July 5, 1884, published as required by section 274 of the Code of 1873, showing the name, post-office, and date of qualification, and expiration of commission.

ARIZONA.

NAME.	POST-OFFICE.	DATE ON AND AFTER WHICH QUALIFIED TO ACT.	DATE OF EXPIRATION OF COMMISSION.
James F. Topliff.....	Tucson.....	June 19, 1882	June 18, 1885

CALIFORNIA.

Samuel S. Murfey.....	San Francisco....	Aug. 5, 1881	Aug. 4, 1884
Lee D. Craig.....	San Francisco....	Sept. 20, 1881	Sept. 19, 1884
Joseph K. Carter.....	San Francisco....	Oct. 14, 1882	Oct. 13, 1885
E. V. Joice.....	San Francisco....	Nov. 18, 1882	Nov. 17, 1885
James L. King.....	San Francisco....	Feb. 6, 1883	Feb. 5, 1886
Edwin Baxter.....	Los Angeles.....	April 11, 1883	April 10, 1886

CONNECTICUT.

Henry E. Taintor.....	Hartford.....	Dec. 5, 1881	Dec. 4, 1884
A. Heaton Robertson.....	New Haven.....	Sept. 20, 1883	Sept. 19, 1886
Chas. B. Matthewman.....	New Haven.....	Oct. 12, 1883	Oct. 11, 1886

DAKOTA.

Alva E. Taylor.....	Huron.....	Aug. 21, 1882	Aug. 20, 1885
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GEORGIA.

Wm. B. Adams.....	Savannah.....	Oct. 4, 1881	Oct. 3, 1884
Harry Krouse.....	Atlanta.....	March 13, 1882	March 12, 1885
John W. Burroughs.....	Savannah.....	April 27, 1883	April 26, 1886

ILLINOIS.

S. S. Willard.....	Chicago.....	Dec. 9, 1881	Dec. 8, 1884
Frank P. Crandon.....	Chicago.....	April 3, 1882	April 2, 1885
Phillip A. Hoyne.....	Chicago.....	July 3, 1882	July 2, 1885
Simeon W. King.....	Chicago.....	July 4, 1883	July 3, 1886
John Dunn.....	Chicago.....	Sept. 8, 1883	Sept. 7, 1886

KENTUCKY.

William Reinecke.....	Louisville.....	May 13, 1882	May 12, 1885
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LOUISIANA.

Melancy C. Soniat.....	New Orleans.....	April 21, 1882	April 20, 1885
George A. Hero.....	New Orleans.....	March 11, 1884	March 10, 1887

MARYLAND.

Frank H. Grupy.....	Baltimore.....	April 21, 1882	April 20, 1885
Murray Hanson.....	Baltimore.....	Dec. 23, 1882	Dec. 22, 1885
Ph. H. Hoffman.....	Baltimore.....	Jan 15, 1884	Jan. 14, 1887

COMMISSIONERS IN OTHER STATES—CONTINUED.

MASSACHUSETTS.

NAME.	POST-OFFICE.	DATE ON AND AFTER WHICH QUALIFIED TO ACT.	DATE OF EXPIRATION OF COMMISSION.
Edward J. Jones	Boston	Feb. 16, 1882	Feb. 15, 1885
Henry H. Fitch	Boston	July 26, 1882	July 25, 1885
Charles A. Shaw	Boston	June 19, 1882	June 18, 1885
Samuel Jennison	Boston	July 3, 1882	July 2, 1885
Joseph B. Braman	Boston	July 5, 1882	July 4, 1885
Chas. Hall Adams	Boston	Feb. 28, 1883	Feb. 27, 1876
John L. Coffin	Boston	March 27, 1882	March 26, 1885
David P. Kimball	Boston	March 6, 1884	March 5, 1887

MISSOURI.

Frederick A. Wind	St. Louis	Aug. 9, 1881	Aug. 8, 1884
Francis Nohl	St. Louis	Sept. 7, 1881	Sept. 6, 1884
George S. Grover	St. Louis	July 31, 1882	July 30, 1885
Charles D. Green, Jr.	St. Louis	Aug. 9, 1882	Aug. 8, 1885
Morrison Renshaw	St. Louis	Oct. 2, 1883	Oct. 1, 1886

NEW JERSEY.

George P. Kingsley	Orange	Sept. 25, 1882	Sept. 24, 1885
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NEW MEXICO TERRITORY.

Walter V. Hayt	Santa Fe	May 16, 1882	May 15, 1885
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NEW YORK.

S. Allaire Murden	New York	July 14, 1881	July 13, 1884
Geo. W. Colles	New York	Sept. 6, 1881	Sept. 5, 1884
T. Henry Dewey	New York	Sept. 13, 1881	Sept. 12, 1884
Edward H. Litchfield	Brooklyn	Oct. 12, 1881	Oct. 11, 1884
Spencer C. Doty	New York	Nov. 14, 1881	Nov. 13, 1884
Eleazer Jackson	New York	Dec. 4, 1881	Dec. 3, 1884
Edwin C. Clarke	New York	Nov. 25, 1881	Nov. 24, 1884
Henry E. Wallace	New York	Jan. 4, 1882	Jan. 3, 1885
Daniel B. Whittier	New York	Feb. 9, 1882	Feb. 8, 1885
James M. McKinlay	New York	Mar. 13, 1882	Mar. 12, 1885
John A. Hillery	New York	Feb. 13, 1882	Feb. 12, 1885
Thomas W. Folsom	New York	Mar. 25, 1882	Mar. 24, 1885
Richard M. Bruno	New York	Mar. 22, 1882	Mar. 21, 1885
Solomon A. Emanuel	New York	May 16, 1882	May 15, 1885
Charles Edgar Mills	New York	July 3, 1882	July 2, 1885
Monroe Crannell	Albany	July 3, 1882	July 2, 1885
Herbert E. Dickson	New York	July 21, 1882	July 20, 1885
Wm. H. Clarkson	New York	July 31, 1882	July 30, 1885
William S. Burns	Bath	Aug. 3, 1882	Aug. 2, 1885
Charles Nettleton	New York	Aug. 15, 1882	Aug. 14, 1885
Joseph B. Nones	New York	Sept. 4, 1882	Sept. 3, 1885
Thomas F. Ward	New York	Sept. 3, 1882	Sept. 2, 1885
Francis P. Burke	New York	Sept. 25, 1882	Sept. 24, 1885
Armour C. Anderson	New York	Jan. 4, 1883	Jan. 3, 1886
Frederick A. Burnham	New York	Jan. 4, 1883	Jan. 3, 1886
Edwin F. Corey	New York	Feb. 22, 1883	Feb. 21, 1886
Frank Saunders	New York	Mar. 31, 1883	Mar. 30, 1886
Ethan A. Allen	New York	April 7, 1883	April 6, 1886
Elias Lewis	Steuben	April 9, 1883	April 8, 1886
J. Luther Bright	New York	April 20, 1883	April 19, 1886
Joseph P. Braman	New York	April 30, 1883	April 29, 1886
M. D. Tennant	Westfield	May 5, 1883	May 4, 1886

COMMISSIONERS IN OTHER STATES—CONTINUED.

NEW YORK—CONTINUED.

NAME	POST-OFFICE.	DATE ON AND AFTER WHICH QUALIFIED TO ACT.	DATE OF EXPIRATION OF COMMISSION.
Abram Viele	Saratoga Springs	June 4, 1883	June 3, 1886
Bernard J. Kelley	New York	Sept. 8, 1883	Sept. 7, 1886
Joseph S. Bosworth, Jr.	New York	Oct. 11, 1883	Oct. 10, 1886
Rufus K. McHarg	New York	Dec. 20, 1883	Dec. 19, 1886
Henry C. Banks	New York	Dec. 24, 1883	Dec. 23, 1886
Wm. F. Lett	New York	Dec. 29, 1883	Dec. 28, 1886
Wm. Johnson	Buffalo	Jan. 4, 1884	Jan. 3, 1887
Thomas B. Clifford	New York	March 3, 1884	March 2, 1887
Thomas Klivert	New York	March 4, 1884	March 3, 1887
Joseph Hillman	Troy	April 1, 1884	March 31, 1887
Vincent Rosemon	New York	April 14, 1884	April 13, 1887
Louis Beckhardt	New York	April 30, 1884	April 29, 1887

OHIO.

Samuel S. Carpenter	Cincinnati	July 14, 1882	July 13, 1885
Howard Douglas	Cincinnati	Jan. 31, 1883	Jan. 30, 1886

OREGON.

R. D. Pitt	Portland	July 21, 1882	July 30, 1885
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PENNSYLVANIA.

Charles Chauncy	Philadelphia	Jan. 4, 1882	Jan. 3, 1885
Joseph Frankish, Jr.	Philadelphia	March 14, 1882	March 13, 1885
Richard S. Child, Jr.	Philadelphia	May 8, 1882	May 7, 1885
Kinley J. Tener	Philadelphia	July 14, 1882	July 13, 1885
Wm. F. Robb	Pittsburg	July 17, 1882	July 16, 1885
Samuel L. Taylor	Philadelphia	July 18, 1882	July 17, 1885
John H. Wheeler	Philadelphia	July 31, 1882	July 30, 1885
Theodore D. Rand	Philadelphia	Sept. 6, 1882	Sept. 5, 1885
Edward Shippen	Philadelphia	Jan. 9, 1883	Jan. 8, 1886
John Sparhawk	Philadelphia	Jan. 30, 1883	Jan. 29, 1886
James Crowe	Philadelphia	March 31, 1883	March 30, 1886
David E. Davis	Pittsburg	Dec. 3, 1883	Dec. 2, 1886
Alex. Ramsey	Philadelphia	Dec. 18, 1883	Dec. 17, 1886
Thos. J. Hunt	Philadelphia	Dec. 29, 1883	Dec. 28, 1886
Otis Egan	Philadelphia	Feb. 14, 1884	Feb. 13, 1887
Albert L. Wilson	Philadelphia	April 17, 1884	April 16, 1887

RHODE ISLAND.

Gilman E. Jopp	Providence	May 5, 1883	May 4, 1886
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VERMONT.

George R. Bottum	Rutland	Nov. 21, 1883	Nov. 20, 1886
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VIRGINIA.

Wm. A. Hester	Halifax C. H.	Feb. 18, 1884	Feb. 17, 1887
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COMMISSIONERS IN OTHER STATES.

COMMISSIONERS IN OTHER STATES—CONTINUED.

WISCONSIN.

NAME.	POST-OFFICE.	DATE ON AND AFTER WHICH QUALIFIED TO ACT.	DATE OF EXPIRATION OF COMMISSION.
Wm. S. Milligan	Milwaukee.....	April 7, 1888	April 6, 1896

DISTRICT OF COLUMBIA.

John E. Beall.....	Washington.....	June 4, 1883	June 3, 1896
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WITH DATE OF APPROVAL OF EACH ACT.

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L A W S

OF THE

TWENTIETH GENERAL ASSEMBLY

OF THE

STATE OF IOWA,

PASSED AT THE REGULAR SESSION THEREOF, AT DES MOINES, THE
CAPITAL OF THE STATE, BEGUN ON THE FOURTEENTH DAY
OF JANUARY, AND ENDED ON THE SECOND DAY OF
APRIL, A. D., MDCCCLXXXIV, IN THE THIRTY-
EIGHTH YEAR OF THE STATE.

CHAPTER 1.

EXPENSES OF INAUGURATION AND DEDICATORY CEREMONIES.

AN ACT Appropriating Money to Defray Expenses of Inauguration s. f. a.
and Dedicatory Ceremonies.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated out of any ^{\$291.55 appro-} money in the State Treasury not otherwise appropriated the ^{ated.} sum of two hundred and ninety-one dollars and fifty-five cents, or so much thereof as may be necessary to pay expenses incurred by the Inauguration and Dedicatory ceremonies.

SEC. 2. This act, being deemed by the General Assembly of ^{Publication.} immediate importance, shall be in force from and after its publication in the daily Iowa State Register, and daily Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, January 31, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader*, February 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 2.

INSANE HOSPITAL AT INDEPENDENCE.

S. F. 57.

AN ACT Authorizing the Commissioners of the Iowa Hospital for the Insane at Independence to Use the Unexpended Balance or So Much Thereof as Necessary of the Appropriation made in Section One, Chapter Fifty-eight, of the Laws of the Nineteenth General Assembly, "For Building and Furnishing the Fifth and Sixth Sections of the South Wing of the Hospital," in Constructing a Portico Over the Front Entrance and Pointing the Outside Walls of the Building.

Be it enacted by the General Assembly of the State of Iowa:

Diversion of certain fund authorized.

SECTION 1. That the commissioners for building the Iowa hospital for the insane at Independence are hereby authorized to use the unexpended balance or so much thereof as necessary of the appropriation made in section one, chapter fifty-eight, of the acts of the nineteenth general assembly, "for building and furnishing the fifth and sixth sections of the south wing of the hospital," in constructing a portico over the front entrance and pointing the outside walls of the building.

Portico. Pointing walls.

Trustees to make final report and settlement.

SEC. 2. When the work mentioned in section one of this act is completed the commissioners shall make a final report to the general assembly and turn over to the trustees of said hospital all moneys, books, vouchers and papers pertaining to their office, taking a receipt in duplicate therefor, and file the duplicate with the auditor of state. The office of commissioners to superintend the erection of the hospital will then have finished the work for which it was created and shall from and after that date be abolished.

Office of commissioners abolished.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, and Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, February 21, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader*, February 23, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 3.

REWARD TO PERSONS WHO CAPTURED THE BARBER BROTHERS.

A Bill for AN ACT To reward the Persons Who Captured the Barber Brothers, the Reputed Murders of Marion Shepard. H. F. 5.

WHEREAS, On the 16th day of September 1882, a reward was offered by the governor of the state for the apprehension and conviction of the desperadoes, known as the Barber Brothers, the reputed murderers of Marion Shephard sheriff of Fayette county, said reward to be paid upon their conviction; and

WHEREAS, This reward is denied the persons effecting the arrest of the said Barber Brothers, on the ground that they were not judicially convicted, but forcibly taken possession of, and lynched, by certain unknown persons, at Waverly, Bremer county; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be appropriated the sum of one thousand dollars out of any money in the treasury not otherwise appropriated, to be paid in equal proportions to the following named persons. August Tegtmeier, Henry C. Pape, J. H. Kersting, Henry Tegtmeier, Henry Ruhre, as a reward for their heroism in the capture of William and Isaac Barber, on the 5th day of June, 1883.

\$1,000 appropriated.

Reward apportioned.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published in the state of Iowa.

Publication.

Approved, February 21, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader, February 23, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 4.

LEGALIZING—TOWN OF RIVERSIDE.

H. F. S.

A Bill for AN ACT to Legalize the Town Council of the Town of Riverside and their Official Acts.

Preamble.

WHEREAS, The town of Riverside, Clinton county, Iowa, was incorporated under the laws of the state for the incorporation of cities and towns; and,

WHEREAS, Since the incorporation of said town of Riverside, the seventeenth general assembly passed an act to-wit, chapter 9 of the laws of 1878, changing the number of trustees from five to six, and changing the term of service from one to three years, electing two each year thereafter; and,

WHEREAS, The qualified electors of the town of Riverside, by an oversight of said chapter 9, of the laws of 1878, have failed and neglected to comply with the provisions of said law, but have continued to elect five trustees annually the same as before said law went into effect; and,

WHEREAS, Doubts have arisen as to the legality of said town council of Riverside, and their official acts, as such council; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalized.

SECTION 1. That all of the official acts, rules, ordinances and resolutions of the said town council of Riverside, since the taking effect of said chapter 9, of the laws of the seventeenth general assembly, be, and are hereby declared to be legal and valid to the same extent as they would have been if said town council had been elected in accordance with the provisions of said chapter 9.

Powers of council.

SEC. 2. That the present town council be, and are hereby authorized and empowered to act as the town council of Riverside, and to do and perform all official acts for the said town of Riverside, until the second Monday of March, A. D. 1884, or until their successors are elected and qualified, as fully and completely as though they had been elected as provided in chapter 9, laws of the seventeenth general assembly.

Council authorized to call an election in March, 1884.

SEC. 3. That the town council of Riverside be, and are hereby authorized to call an election to be held on the first Monday of March, 1884; at which election the qualified electors of the town of Riverside are hereby authorized to elect six trustees, two for one year, two for two years, and two for three years, to be determined by lot, and two trustees annually thereafter, as provided by law.

Publication.

SEC. 4. This act being deemed of immediate importance

shall take effect from after its publication in The Iowa State Register, and Clinton Morning News, newspapers published in Iowa, without expense to the state.

Approved, February 23, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* February 26, and in the *Clinton Morning News* March 1, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 5.

LEGALIZING—ORDINANCES OF TOWN OF NEOLA PRIOR TO 1883.

AN ACT to Legalize the Ordinances Adopted by the Town of Neola, H. F. 90. County of Pottawattamie, Iowa, Prior to the Year 1883.

WHEREAS, Certain ordinances were adopted by the trustees Preamble. of the town of Neola, Iowa, previous to the year 1883; and,

WHEREAS, On the adoption of said ordinances the same were adopted by vote of the trustees of said town but the yeas and nays were not called and recorded as directed in section 493 of the code of Iowa; and,

WHEREAS, Doubts may arise as to the legality of said ordinances.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the ordinances adopted by the trustees of the town of Neola, county of Pottawattamie and state of Iowa, previous to the year 1883, be and the same are hereby legalized and the same are hereby declared legal and binding as fully and to all intents and purposes as though the yeas and nays had been regularly called and recorded on the passage of said ordinances in the manner directed in section 493 of the code of Iowa. Legalizing clause.

SEC. 2. This act being deemed of immediate importance shall take effect on and after due publication in the Iowa State Register of Des Moines and Neola Reporter of Neola, Iowa, without expense to the State. Publication.

Approved, February 26, 1884.

I hereby certify that the foregoing act was published in the *Neola Reporter* February 29, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 6.

LEGALIZING—INCORPORATION OF TOWN OF OXFORD JUNCTION.

H. F. 198. AN ACT to Legalize the Incorporation of the Town of Oxford Junction in the County of Jones, State of Iowa.

Preamble. WHEREAS, The town of Oxford Junction in the county of Jones, state of Iowa, was incorporated in the month of December, A. D. 1883 under the general laws for the incorporation of towns and cities of the state; and,

WHEREAS, No affidavit of notice of incorporation was filed with the clerk of the court of such publication; and

WHEREAS, The notice of election was for five trustees which according to the acts of the seventeenth general assembly should have been six; and,

WHEREAS, The notice for the election of town officers designated the place for holding the election at the national hall in Oxford Junction and that said election was held at a place other than the place designated in such notice; and,

WHEREAS, One of the commissioners of said election did not qualify as judge of said election as required by law; and,

WHEREAS, Doubts have arisen as to the legality of said acts of incorporation, therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalized. SECTION 1. That the acts by and under which the town of Oxford Junction was incorporated are hereby confirmed, ratified, and legalized and that the same be held valid and binding to the same extent as if the laws in reference to incorporated towns had been fully complied with.

Publication. SEC. 2. This act being deemed of immediate importance shall be in force and effect from and after its publication in the Iowa State Register a newspaper published at Des Moines, Iowa, and the Oxford Mirror a newspaper published at Oxford Junction, Iowa, such publication to be without expense to the state.
Approved, February 26, 1884.

I hereby certify that the foregoing act was published in the *Oxford Mirror* March 6, and in the *Iowa State Register* May 2, 1884.

J. A. T. HULL, *Secretary of State,*

CHAPTER 7.

APPOINTMENT OF MARSHALS IN CITIES.

AN ACT to Provide for the Appointment of Marshals in Cities of S. F. C. the First Class. [Additional to Code, Chapter IV, Title 10.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. The mayors of cities of the first class organized under the general incorporation laws of the state and having a population of not less than twenty-two thousand and three hundred by the United States census of 1880 shall subject to the approval of the city council, appoint a marshal who shall be **Mayor to appoint marshal.** ex-officio chief of police, and shall hold his office at the pleasure of the mayor. The marshal so appointed shall have all the powers conferred by the statutes of the state and ordinances of the city on the chief of police and the marshal, except the appointment of deputy marshals, and shall perform the duties of **Marshal's powers.** both offices. He may designate one or more members of the regular police force of the city to act as deputy marshals, and **May appoint deputies.** such designated policemen shall have all powers now conferred on deputy marshals.

SEC. 2. All acts or parts of acts in conflict herewith are hereby repealed. **Repealing clause.**

SEC. 3. This act being deemed of immediate importance shall be of force from and after its publication in the Des Moines Daily Register and Des Moines Daily Leader, newspapers located at Des Moines, Iowa. **Publication.**

Approved, February 27, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* February 28, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 8.

STRIKING ALE, WINE AND BEER CLAUSE FROM SECTION 1555 OF CODE.

H. F. 14. AN ACT to Repeal Section 1555, Chapter 6, Title XI, of the Code, and to Enact a Substitute Therefor, Relating to Intoxicating Liquors.

Be it enacted by the General Assembly of the State of Iowa:

Section 1555
repealed.

SECTION 1. That Section 1555, Chapter 6, Title XI of the Code be, and the same is hereby repealed, and the following is enacted in lieu thereof:

Substituted
section.

SECTION 1555. Wherever the words intoxicating liquors occur in this chapter, the same shall be construed to mean alcohol, ale, wine, beer, spirituous, vinous and malt liquors, and all intoxicating liquors whatever: and no person shall manufacture for sale, or sell, or keep for sale, as a beverage, any intoxicating liquors whatever including ale, wine and beer. And the same provisions and penalties of law in force relating to intoxicating liquors, shall in like manner be held and construed to apply to violations of this act, and to the manufacture, sale, or keeping for sale, or keeping with intent to sell, or keeping or establishing a place for the sale of ale, wine and beer, and all other intoxicating liquors whatever.

Repealing
clause.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved, March 4, 1884.

CHAPTER 9.

PRESERVATION OF FISH IN PERMANENT LAKES.

H. F. 74. AN ACT to Protect and Preserve the Fish in the Permanent Lakes and Ponds within the State of Iowa.

Be it enacted by the General Assembly of the State of Iowa:

Spearing
season.

SECTION 1. That no person shall take by spearing with a gaff, spear or other device any fish from any of the permanent lakes or ponds, or outlets or inlets thereto within the state of Iowa, between the first day of November and the thirty-first day of May next following.

SEC. 2. It shall be unlawful for any person, company, or corporation, knowingly to buy or sell, or offer for sale, or have in his or their possession, any fish which shall have been taken from any of the permanent lakes or ponds, or outlets or inlets thereto within this state by spearing with gaff, spear or other device between the first day of November and the thirty-first day of May next following. And any person who may draw from the water any game fish such as pike, bass, and the like when seining for minnows for bait, shall return the same without injury under the penalties of this act.

Unlawful vending.

SEC. 3. Any person found guilty of a violation of any of the provisions of this act shall upon conviction before any magistrate be fined not less than five dollars nor more than twenty dollars for the first offense, and for the second or any subsequent offense not less than twenty dollars nor more than one hundred dollars, and shall stand committed until such fine be paid.

Penalty.

SEC. 4. Prosecution for violations of this act may be brought and maintained in any county in which offense was committed or in any county where the person, company, or corporation against whom complaint is made, has or has had or has bought or sold or offered for sale any fish which were taken by spearing in violation of this act.

Place of action.

SEC. 5. In all prosecutions under this act the court before whom the same is brought, or in which it shall be prosecuted, shall appoint an attorney for the prosecution of the case, and such attorney and the person filing the information under this act shall each be entitled to a fee of five dollars for each, and every conviction, which fees of such attorney and informant shall be taxed as costs in the case against the person or persons so convicted, and any fish found in the possession of any person, company or corporation in violation of the provision of this act may be seized and sold for the purpose of paying the costs in the case, but in no case under this act shall any county be liable for the fees of such attorney or informant.

Prosecutor appointed.

Fees of prosecutor and informer.

Fish seized and sold for costs.

SEC. 6. Nothing in this act shall prevent any person from taking fish of his own propagation or from waters wholly within his own land, to which there is no natural outlet through which the fish pass up or down.

Spearing on one's own land.

SEC. 7. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, and Iowa State Leader, newspapers published in Des Moines, Iowa.

Publication.

Approved, March 6, 1884.†

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader March 8, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 10.

APPROPRIATION—FUNERAL EXPENSES OF HONORABLE J. M. HOLBROOK.

S. F. 379.

AN ACT to Pay Expenses Incurred in Escorting the Remains of the Late Hon. J. M. Holbrook to Manchester and for the Allowance of the Full Salary to his Widow.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the following sums of money, to-wit:

\$150.85 for sundry expenses.

To John C. Mason, sergeant-at-arms, to pay the undertakers bill and other expenses incurred in escorting the remains of the late Hon. J. M. Holbrook to Manchester, the sum of one hundred and fifty-nine dollars and eighty-five cents.

\$550 for widow.

SEC. 2. To Mrs. Holbrook, widow of the said J. M. Holbrook, the sum of five hundred and fifty dollars, being the full salary to which the late member would have been entitled, had he survived this session of the Legislature.

Publication.

SEC. 3. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Leader newspapers published in Des Moines, Iowa.

Approved, March 7, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* March 11, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 11.

MUTUAL INSURANCE COMPANIES.

AN ACT to Amend Section One of Chapter 104 of the Laws of the S. F. 296.
Seventeenth General Assembly Relating to Mutual Insurance
Companies.

Re it enacted by the General Assembly of the State Iowa:

SECTION 1. That section 1 of chapter 104 of the laws of the
seventeenth general assembly is hereby amended by inserting Amendment.
after the words "fire or death" in the seventh line of said section
the words "or loss or damage by tornadoes, lightning,
hailstorms, cyclones or wind storms."

SEC. 2. This act being deemed of immediate importance Publication.
shall take effect and be in force from and after its publication
in the Iowa State Register and Iowa State Leader newspapers
published in Des Moines.

Approved, March 7, 1884.

I hereby certify that the foregoing act was published in the *Iowa
State Register* and *Iowa State Leader* March 11, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 12.

LEGALIZING—TOWN OF FONDA.

AN ACT to Legalize the Incorporation of the town of Fonda, in the S. F. 100.
County of Pocahontas, in the State of Iowa, and the Ordinances
and the Election and Acts of the Officers Thereof.

WHEREAS, In incorporating the town of Fonda in the county
of Pocahontas and state of Iowa under and by virtue of chapter
ten of title four of the code a certified copy of all papers
and record entries relating to the matter was not properly filed
as required by said chapter and

WHEREAS, Doubts have arisen in regard to the legality of Preamble.
said incorporation in consequence of the failure to file said copy
as aforesaid and

WHEREAS, The law in regard to the incorporation of towns
was in all other respects fully complied with, and officers were
elected and ordinances passed and official acts done as though
said incorporation was legal, now *therefor*. [therefore]

Be it enacted by the General Assembly of the State of Iowa:

Incorporation
legalized.

SECTION 1. That the incorporation of said town of Fonda be and the same is hereby legalized as fully and completely as if all the requirements of the law relating to the incorporation of towns had been strictly complied with.

Elections etc.,
legalized.

SEC. 2. That all elections held by said incorporated town, and all ordinances passed by the council of said incorporated town and all the official acts done by the several officers of said town are hereby legalized and declared to be as valid and binding as though the law had been strictly complied with in the incorporation of said town.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Pocahontas Times, a newspaper published at Fonda, Iowa, without expense to the state.

Approved, March 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 19, and in the *Pocahontas Times* March 20, 1884.
J. A. T. HULL, *Secretary of State.*

CHAPTER 13.

TOLL-BRIDGES OVER STREAMS DIVIDING COUNTIES.

S. F. 202.

AN ACT Authorizing Boards of Supervisors to Purchase Keep up and Maintain Bridges over Streams Dividing their Respective Counties

Be it enacted by the General Assembly of the State of Iowa:

Board of su-
pervisors may
purchase.

Maintain at
joint expense
—free.

Cost limited.

SECTION 1. That boards of supervisors in adjoining counties each of which contains according to the last census a population exceeding 10,000 inhabitants shall have authority to purchase and acquire any toll-bridge erected across any stream dividing said counties at the place said bridge is erected and keep and maintain the same at joint expense as a free public bridge, provided that the total cost of such bridge shall not exceed the sum of \$10,000.

Proceedings
where boards
of supervisors
agree.

Proceedings
where boards
are unable to
agree.

SEC. 2. If said boards of supervisors are able to agree upon the terms upon which they will purchase such bridge and the proportion each will pay towards the purchase and maintenance of the same, such agreement shall be reduced to writing signed by the respective chairmen and recorded in the records of their proceedings. But if they are unable to thus agree the county desiring to purchase said bridge may institute a special proceeding in the circuit court of either of said counties, and said

cause shall be conducted as an equitable cause and the court shall determine whether there is any public necessity for said bridge the relative benefit the same will be to the two counties and based upon such benefit the proportion each county shall bear in the purchase and maintenance of said bridge, and shall enter decree accordingly, either or both parties having the right of appeal to the supreme court. Upon entering of a decree in favor of the purchase of such bridge it shall be the duty of said respective boards of supervisors at once to proceed to complete the purchase upon such terms as are determined on and to forthwith levy the necessary taxes to make the payments and said counties shall thereafter keep and maintain such bridge and be responsible for the safe condition thereof as provided by law.

Finding of court.

Right of appeal.

Completion of purchase.

Tax levy for purchase.

SEC. 3. This act being deemed by the general assembly of immediate importance shall take effect and be in force from and after its publication in the Iowa State Leader and Iowa State Register, newspapers published at Des Moines, Iowa.

Publication.

Approved, March 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* March 18, and in the *Iowa State Register* March 19, 1884.
J. A. T. HULL, Secretary of State.

CHAPTER 14.

ENABLING M. E. CHURCH OF IOWA CITY TO CONVEY CERTAIN LANDS.

AN ACT to Enable the Methodist Episcopal Church of Iowa City, S. F. 162, Johnson County, Iowa, to Sell and Convey Certain Realty.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the Methodist Episcopal Church of Iowa City, Johnson county, Iowa be and it is hereby authorized by and through its acting trustees, or their successors in office, to sell and convey, by proper deeds of conveyance and at public or private sale as to them shall seem best, all or any part of lots numbered five and six (5 and 6) of block sixty-seven (67) in Iowa City, the proceeds of such sale to be used in the erection or improvement of a church building for the use of said church as a house of worship in Iowa City and for no other purpose.

Sale authorized.

Land described.

Use of proceeds.

SEC. 2. This act being deemed of immediate importance shall be in force from and after its publication in the Iowa State Leader and the Iowa State Press, newspapers published in Iowa—at Des Moines and Iowa City respectively.

Publication.

Approved, March 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* March 18, and in the *Iowa State Press* March 19, 1884.
J. A. T. HULL, Secretary of State.

CHAPTER 15.

LEGALIZING—JOHN COOK, J. P.

S. F. 167. AN ACT to Legalize the Official Acts of John Cook, a Justice of the Peace in and for Clinton County.

Appointment. WHEREAS, on the 2d day of April, 1883 John Cook was duly appointed by the trustees of Berlin township to the office of justice of the peace in and for the county of Clinton, to fill a vacancy in said office and

Bond lost. WHEREAS, in consequence of circumstances over which said John Cook had no control, the bond required and by him executed, was never received and approved by the auditor or the board of supervisors and

Doubts. WHEREAS, doubts have arisen as to the legality of the official acts of the said John Cook, as justice of the peace in and for said county of Clinton from and after the 2d day of April 1883 and until his successor was elected and qualified *therefor* [therefore]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the official acts of John Cook, as justice of the peace in and for the county of Clinton from and after the 2d day of April 1883 the day of his appointment and until his successor was elected and qualified be and the same are hereby legalized and declared valid in all respects the same as though his bond had been duly filed and approved as provided by law.

Approved, March 14, 1884

CHAPTER 16.

LEGALIZING ORDINANCES OF TOWN OF VAIL.

S. F. 50. AN ACT to Legalize Certain Ordinances of the Town of Vail.

Preamble. Informality. WHEREAS, Certain of the ordinances of the incorporated town of Vail in Crawford county, Iowa, seem to have been passed without a suspension of the rule of the law requiring the same to be read three different days; and,

Lacking mayor's signature. WHEREAS, Certain of the ordinances of said town were not signed by the mayor and recorder as required by law; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all the ordinances of said town of Vail, passed by a legal majority of the council, and published, and not in contravention of the laws of the state, are hereby legalized, and hereby declared to be as valid and binding as though the requirements of the law had been strictly complied with, and the said rule had been suspended by a three-fourths vote of the council, and the said ordinances had been signed by the mayor and recorder of the town. Legalized.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Leader, a newspaper published in Des Moines and the Vail Observer, a newspaper published in Vail, Iowa, without expense to the state. Publication.

Approved, March 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* March 18, and in the *Vail Observer* March 21, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 17.

CHANGING TERM OF OFFICE OF WARDEN OF PENITENTIARY.

AN ACT to Amend Section 4746 of the Code, Relative to Term of Office of the Warden of the Penitentiary at Fort Madison. H. F. 399.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 4746 of the code be amended by striking out the words, "from the date of his election" in the third line of said section, and insert in lieu thereof the words "from the first day of April following his election." Term changed.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the daily State Register and daily State Leader, newspapers published at Des Moines, Iowa. Publication.

Approved, March 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 19, and in the *Iowa State Leader* March 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 18.

ADDITIONAL CIRCUIT JUDGE IN SECOND DISTRICT.

S. F. 345. AN ACT Increasing the Number of Circuit Judges in the Second Judicial District of the State.

Be it enacted by the General Assembly of the State of Iowa:

Elect in 1884. SECTION 1. That the second judicial district of this state shall at the general election in the year 1884 and every four years thereafter elect one additional circuit judge.

Term. SEC. 2. The term of office of said additional judge shall commence on the first Monday in January 1885 and continue for four years, or until his successor is elected and qualified.

Judges shall not sit together. SEC. 3. The judges of the circuit court in said circuit shall not sit together in the transaction of the same business, but may together hold the same term making an apportionment of the business of said term between them; and they may hold terms in different counties at the same time.

Fix terms of court. SEC. 4. Immediately after the election and qualification of the additional judge provided for by this act, the circuit judges and the district judge for said district shall together designate and fix by an order under their hand, the times of holding the terms of said court in each county in said district for the years 1885 and 1886, and a similar order shall be by them made every two years thereafter.

Approved, March 14, 1884.

CHAPTER 19.

SUBDIVIDING SIXTH JUDICIAL DISTRICT.

S. F. 160. AN ACT in Relation to the Sixth Judicial Circuit of the State; Subdividing the Same, Providing for the Appointment and Election of Judges of the Circuit Courts therein and Defining the Powers and Duties thereof.

Be it enacted by the General Assembly of the State of Iowa:

Subdivisions. SECTION 1. That the sixth judicial district of this state is hereby divided into two circuits, which shall be known as the first and second circuits of said judicial district and shall be constituted as follows: The first circuit of the judicial district shall be composed of the counties of Poweshiek, Keokuk, Washington and Jefferson. The second circuit of the judicial

district shall be composed of the counties of Jasper, Marion and Mahaska.

SEC. 2. From and after the first day of June A. D. 1884 the circuit judge at this date presiding over the circuit as now constituted in the sixth judicial district shall be and is hereby assigned to the first circuit of said district as hereinbefore created, and during the term to which said circuit judge has been elected, and is now acting, the said judge shall have and exercise jurisdiction within said first circuit to which he is by this act assigned, with the same authority, powers and jurisdiction as though the subdivision made by this act had been made and enforced at the date of his election, and any vacancy occurring in said first circuit, shall be filled for said first circuit in the same manner as is now provided by law for filling vacancies in judicial circuits.

Jurisdiction and powers of present judge.

Vacancy.

SEC. 3. Within thirty days from the taking effect of this act the governor shall appoint a circuit judge for the second circuit by this act created, who shall within thirty days thereafter qualify as circuit judges are now required to qualify, and shall enter upon his duties as circuit judge of said second circuit on the first day of June in the year 1884. The term of office of said appointee shall expire on the first day of January in the year 1885. *Provided*, that any vacancy occurring in said second circuit previous to said first day of January, 1885 shall be filled by appointment by the governor in the manner now provided for filling vacancies in the office of circuit judge.

Judge 2d circuit, appointment and term.

Proviso.

SEC. 4. The said judge who may be appointed under section three hereof, of said second circuit of said judicial district, shall for and during the period, after he enters upon his duties and up to the first day of January 1885, hold terms of his several courts, at the times heretofore designated and assigned, and now being the times for holding the terms of the circuit court in the counties now composing said second circuit, and he is hereby authorized to hold such special terms in any county for the trial of continued causes pending in said circuit court as may be ordered by the circuit judge now acting or that may be appointed for that county, *provided* said order for a special term is made and entered at a regular term of said circuit court; and *provided further* that said special term shall be for trial of only those causes for which the last preceding regular term was the trial term, or in which both parties consent.

Duties of judge of 2d circuit.

Proviso.

SEC. 5. At the general election to be held in the year 1884 there shall be elected in the counties composing said first and second circuits as by this act created, and every fourth year thereafter a judge of the circuit court of each of said first and second circuits, who shall hold his office for the term of four years and until his successor is elected and qualified. The governor shall have the same authority to fill vacancies and the same provisions shall apply with the same force and effect

Election and terms of judges.

Vacancies.

to any vacancies occurring in said first and second circuits by this act created, as now apply to vacancies in judicial circuits.

Powers of
judges.

SEC. 6. The judges of said first and second circuits by this act created shall have and exercise within the counties constituting their said circuits all the rights powers and jurisdiction which are possessed and exercised at this date by the circuit judge within said counties and all provisions of law now applicable to the circuit court or to the judge thereof shall apply, and are hereby made to apply with the same force and effect to said court within said first and second circuits and to the judges whose appointment and election are herein provided for, except so far as the same may be inconsistent with the provisions of this act.

Records.

SEC. 7. The records and books heretofore kept for the business of the circuit court within and for said counties shall be continued and used within and for said respective counties for the same purposes and under the provisions of this act.

Repealing
clause.

SEC. 8. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Publication.

SEC. 9. This act, being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines Iowa, the provisions of section 33 of the code to the contrary notwithstanding.

Approved, March 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* March 19, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 20.

IMPROVEMENT OF STREETS IN CERTAIN CITIES.

S. F. 7.

AN ACT Granting Additional Powers to Certain Cities of the First Class, with Reference to the Improvements of Streets, Highways, Avenues or Alleys, and to Provide a System for Payment therefor.

Be it enacted by the General Assembly of the State of Iowa:

Grading, pav-
ing, etc.

SECTION 1. That cities of the first class, that have been or may be so organized since January first, 1881, shall have power to open, widen, extend, grade, construct permanent side-walks, curb, pave, gravel, macadamize and gutter, or cause the same to be done in any manner they may by ordinance deem proper, any street, highway, avenue, or alley within the limits of such city, and may open, extend, widen, grade, park, pave, or otherwise as aforesaid, improve part of any such street, highway, avenue or

alley, and levy a special tax as hereinafter provided, on the lots and lands fronting and abutting on such street, highway, avenue or alley, and where said improvements are proposed to be made, to pay the expenses of the same. But unless the owners, resident in such city of a majority of the front feet owned by them, of the property subject to assessment as hereinafter provided, for such improvements, shall petition the council of such city to make the same; such improvements shall not be made until three-fourths of all the members of such council shall by vote, assent to the making of the same; *Provided*, that the construction of permanent side-walks, curbing, paving, graveling or macadamizing of any such street, highway, avenue or alley, shall not be done until after the bed of the same shall have been brought so near to the grade as established by the ordinances of such city, as that said side-walks, curbs, paving or other improvements as aforesaid, when fully completed will bring said streets, highways, avenues or alleys fully up to said established grade.

Tax abutting property.

Proviso.

Proviso.

Sec. 2. It shall be the duty of the council of said city to require all of the work necessary to the making of any improvements authorized by section one hereof, to be done under contract thereof, to be entered into with the lowest responsible bidder, and bonds with good and sufficient surety for the faithful performance of such work, shall be required to be given by the contractors; *provided*, that all bids for such work, or any part thereof, may be rejected by such council, and new bids ordered.

Contract.

Proviso.

Sec. 3. Any such city shall, for the purpose of effectuating the objects enumerated in section one hereof, have power, by ordinance, to create improvement districts, which shall be consecutively numbered. The cost of opening, extending, widening, grading, constructing permanent side-walks, curbing, paving, graveling, macadamizing and guttering any street, highway, avenue or alley, within any improvement district, except spaces in front of city property, and any other property exempt from special taxes except the intersections of streets, highways or avenues and space opposite alleys, and except as to paving, graveling or macadamizing between and outside the rails of railways and street railways, shall be assessed upon the lots and lands abutting the same, in proportion to the front feet so abutting upon such street, highway, avenue or alley, where said improvements are proposed to be made, the assessment of the special taxes herein provided for shall be made as follows: The total cost of the improvement except spaces in front of city property, and any other property exempt from special taxation, and except as to intersections of streets, highways or avenues, and space opposite alleys, and except as aforesaid, as to the paving, graveling or macadamizing, between and outside the rails of any railway or street railway, shall be levied upon the property as aforesaid, and become delinquent as herein provided; one fifth shall become delinquent in ninety days after such levy, one fifth in two years, one fifth in four years, one fifth in six years, and one fifth in eight years, after the levy is

Improvement districts.

Tax abutting property.

Tax system.

made. Such special taxes shall be payable by the owners of the property upon which they are levied as aforesaid, at or before the times they become delinquent, as hereinbefore provided and in the installments herein mentioned; and shall also be a lien upon the lots and lands so assessed, and shall draw interest at the rate of six per cent per annum from the time of the levy aforesaid, until the same shall be paid or become delinquent, whichever shall first happen, said interest to be payable semi-annually, or annually as the council of such city may deem best. The property so assessed may be sold for the payment of any installment of said tax or interest as aforesaid, which is payable and delinquent at the time in the same manner, at any regular or adjourned sale or special sale called therefor, with the same forfeitures, penalties and right of redemption, and certificates and deeds on such sales shall be made in the same manner and with like effect as in case of sales for non-payment of the ordinary taxes of such city, as now or hereafter provided by law in respect thereto: *Provided* however, that the sale of any property for the non-payment of any installment as aforesaid, either of tax or interest shall not be taken or construed as in any manner affecting the validity of the lien on the same for any installment thereof, with interest as aforesaid, which may subsequently become delinquent and payable, such city council may provide by ordinance for the mode of making and returning the assessment hereinbefore authorized; and payment of such assessment after they become delinquent, and if interest as aforesaid, may, if so directed by said council, be enforced by suit in court, in the manner and by the proceedings provided by sections 478 and 481 of the code. In case of omissions, errors, or mistakes in making such assessment or levy, in respect of the total cost of the improvement, or in case of deficiencies or otherwise, it shall be competent for the council to make a supplemental assessment and levy to support such deficiencies, omissions, errors or mistakes; said supplemental assessment and levy shall be a lien on the lots and lands as aforesaid, shall be payable in the same manner and in the same installments, shall draw interest at the same rate, and shall be capable of enforcement in the same manner as hereinbefore provided, with respect to the original assessment and levy. Said taxes shall constitute a sinking fund for the payment of the costs of the opening, extending, widening, grading, or any other improvements herein specified, of the street, highway, avenue or alley, on which the property abuts, upon which the same are levied, and shall be used and appropriated to no other purpose than the payment of the costs of said improvements, and any bonds which may be issued as hereinafter provided, until the whole cost of said improvement, and all of said bonds, with interest, shall be fully paid and satisfied.

SEC. 4. For the purpose of paying the costs of the improvements mentioned and specified in section three, hereof, and which costs are to be assessed and levied as aforesaid, upon the

Tax interest.

Sale of property for delinquent taxes.

Proviso.

Supplemental assessment.

Tax lien.

Sinking fund.

Same: how used.

lots and lands as aforesaid, the council of any such city shall have power and may by ordinance cause to be issued bonds of such city, to be called "Improvement Bonds of District No. —," said bonds to be issued in four series, the first series in the aggregate to be for an amount not exceeding one fifth of the total cost of the expense of the opening, extending, widening, grading or other improvement as aforesaid of the particular street, highway, avenue or alley, to defray the cost at which said bonds are issued, and to be payable in not exceeding two years from date thereof; the second series to be for a like aggregate amount and payable in not exceeding four years from date thereof; the third series to be for a like aggregate amount and payable in not exceeding six years from date thereof, and the fourth series to be for a like aggregate amount and to be payable in not exceeding eight years from date thereof; all of said bonds to bear not exceeding six per cent. per annum interest, payable annually or semi-annually as said council may provide, with interest coupons attached, to express on their face the name of the street, highway, avenue or alley to defray the cost for which they are issued, and also that the last four installments of the special taxes and assessments assessed and levied or to be assessed and levied as aforesaid on the lots and lands abutting on the street, highway, avenue or alley so as aforesaid opened, extended, graded, or in any other manner as aforesaid improved, shall be and constitute a sinking fund for the payment of said bonds and interest thereon, and to be used and appropriated to no other purpose until the whole of said bonds with interest thereon shall have been paid and fully discharged. Said bonds shall not be negotiated or sold for less than their par value and may be respectively for amounts ranging from one hundred dollars to one thousand dollars as said council may provide by ordinance. The proceeds arising from said bonds shall be applied exclusively to and appropriated and used for no other purpose than the liquidation of the costs of the improvements as aforesaid to and upon the particular street, highway, avenue or alley, to defray the cost of which said bonds are issued.

Sec. 5. Whenever the council of any such city shall deem it expedient they shall have power for the purpose of paying the costs of opening, extending, widening, grading, paving, curbing, guttering, graveling or macadamizing spaces in front of city property and of other property exempt from special taxation, the intersections of any streets, highways, avenues or alleys and the space opposite alleys, to issue bonds of the city to run for not exceeding twenty years and to bear interest payable semi-annually at a rate not exceeding 6 per cent. per annum, with coupons attached, to be called "City Improvement Bonds," and which shall not be sold for less than par, and the proceeds of which shall be used for no other purpose than paying for the cost of the improvements aforesaid and upon the particular streets, highways, avenues or alleys, the intersections of which and spaces opposite which are improved as aforesaid: *provided*,

Tax bonds.

Same: maturity of.

Same: provision for payment of.

Same: to be sold at par.

Same: use of proceeds.

City bonds, account exempt property, etc.

Same: to be sold at par.

Provide

that no bonds can be issued to pay for any such improvements as aforesaid except when the same become a part of and are necessary to fully complete the improvements as aforesaid of any street, highway, avenue or alley undertaken to be made or made under section 3 hereof.

Railways to
pave between
rails.

SEC. 6. All railway companies and street railway companies in cities of the first class as provided in section one of this act, shall be required to pave, or repave between rails and one foot outside of their rails, at their own expense and cost. Whenever any street, highway, avenue or alley shall be ordered paved or repaved by the council of any such city, such paving or repaving between and outside of the rails, shall be done at the same time and shall be of the same material and character as the paving or repaving of the street, highway, avenue or alley upon which said railway track is located, or of such other material as said council may order, and when said paving or repaving is done said companies shall lay in the best approved manner the strap or flat rail, such railway companies shall keep that portion of the streets, highways, avenues or alleys between and one foot outside of their rails, up to grade and in good repair, using for such purpose the same material with which the street, highway, avenue or alley is paved upon which the track is laid, or such other material as said council may order. In the event of the neglect or refusal of such railway companies to pave, or repave, or repair as aforesaid, when so ordered and directed as aforesaid by the council of such city, such city shall have power to pave, repave or repair between and outside of said rails as herein required of such railway companies, and the cost and expenses of the same to assess and levy as a special tax upon any of the real estate or personal property of such railway company, within the corporate limits of said city, which tax shall be a lien upon said property shall become delinquent in sixty days after it is levied, shall draw interest at the rate of seven per cent per annum, and said city shall have power to enforce the payment of the same in the same manner and by the same means and with and under the same penalties as is provided herein with reference to special taxes upon the abutting property on the streets, highways, avenues or alleys, ordered to be improved as aforesaid, as hereinbefore provided.

Railway com-
panies to use
flat rails, and
keep road bed
at grade.

Where railway
companies re-
fuse to pave—
proceedings,
penalties, etc.

Publication.

SEC. 7. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, March 15, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* March 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 21.

MINES AND MINING.

AN ACT to Regulate Mines and Mining, and to Repeal Chapter 202, S. F. 28. of the Acts of the Eighteenth General Assembly.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there shall be appointed by the governor, with the advice and consent of the senate, one state mine inspector, who shall hold his office for two years; subject, however, to be removed by the governor for neglect of duty or malfeasance in office. Said term of office shall commence on the 1st day of April of each even numbered year. Said inspector shall have a theoretical and practical knowledge of the different systems of working and ventilating coal mines, and of the nature and properties of the noxious and poisonous gases of mines, and of mining engineering; and said inspector, before entering upon the discharge of his duties, shall take an oath or affirmation to discharge the same faithfully and impartially, which oath or affirmation shall be indorsed upon his commission and his commission so indorsed shall be forthwith recorded in the office of the secretary of state, and such inspector shall give bonds in the sum of two thousand dollars (\$2,000), with sureties to the approval of the governor, conditioned for the faithful discharge of his duty.

Inspector's appointment and term.

Same: Qualifications.

Same: Oath.

Same: Bond.

SEC. 2. Said inspector shall give his whole time and attention to the duties of his office, and shall examine all the mines in the state as often as his duties will permit, to see that the provisions of this act are obeyed; and it shall be lawful for such inspector to enter, inspect and examine any mine in this state, and the works and machinery belonging thereto at all reasonable times by night or by day, but so as not to unnecessarily obstruct or impede the working of the mines; and to make inquiry and examination into the state and condition of the mine as to ventilation and general security as required by the provisions of this act. And the owners and agents of such mines are hereby required to furnish the means necessary for such duty and inspection, of which inspection the inspector shall make a record noting the time and all the material circumstances; and it shall be the duty of the person having charge of any mine whenever any loss of life shall occur by accident connected with the workings of such mine, or by explosion, to give notice forthwith by mail or otherwise to the inspector of mines, and to the coroner of the county in which such mine is situated, and the coroner shall hold an inquest on the body of the person or persons whose death has been caused and inquire carefully into the cause thereof, and shall return a copy of the

Same: duties.

Mine owners' duty.

Record of inspection.

Fatalities.

verdict and all testimony to said inspector. No person having a personal interest in, or employed in the management of, or employed in any coal mine shall be qualified to serve on the jury impaneled on the inquest. And the owner or agent of all coal mines shall report to the inspector all accidents to miners, in and around the mines, giving cause of the same; such report to be made in writing, and within ten days from the time any such accidents occur.

Inspector's prohibition.

SEC. 3. Said inspector while in office shall not act as an agent or as a manager or mining engineer, or be interested in operating any mine, and he shall biennially, on or before the fifteenth day of August preceeding the regular session of the general assembly make a report to the governor of his proceedings, and the condition and operations of the mines in this state, enumerating all accidents in or about the same, and giving all such information as he may think useful and proper, and making such suggestions as he may deem important as to further legislation on the subject of mining.

Biennial report.

Salary.

SEC. 4. Said inspector shall receive a salary of seventeen hundred (\$1,700) dollars per annum, payable monthly, necessary stationery, and actual traveling expenses, not to exceed \$500 per annum; *provided*, that he shall file at the end of each quarter of his official year, with the auditor of state, a sworn statement of his actual traveling expenses incurred in the performance of his official duty for such quarter. He shall have and keep an office in the capitol at Des Moines in which shall be kept all records and correspondence, papers, apparatus and property pertaining to his duties, belonging to the state, and which shall be handed over to his successor in office.

Proviso.

Office in capitol.

Vacancy.

SEC. 5. Any vacancy occurring when the senate is not in session, either by death or resignation, removal by the governor or otherwise, shall be filled by appointment by the governor, which appointment shall be good until the close of the next session of the senate, unless the vacancy is sooner filled as in the first section provided.

Instruments.

SEC. 6. There shall be provided for said inspector all instruments necessary for the discharge of his duties under this act, which shall be paid for by the state, on the certificate of the inspector, and shall be the property of the state.

Maps of working of mines.

SEC. 7. The agent or owner of every coal mine shall make or cause to be made, an accurate map or plan of the working of such mine on a scale of not less than one hundred feet to the inch, showing the area mined or excavated. Said map or plan shall be kept at the office of such mine. The owner or agent shall on or before the first day of September of each year, cause to be made a statement and plan of the progress of the workings of such mine up to said date, which statement and plan shall be marked on the map or plan herein required to be made. In case of refusal on the part of said owner or agent for two months after the time designated to make the map or plan, or addition thereto, the inspector is authorized to cause an accurate

map or plan of the whole of said mine to be made at the expense of the owner thereof, the cost of which shall be recoverable against the owner in the name of the person or persons making said map or plan. And the owner or agent of all coal mines hereafter wrought out and abandoned, shall deliver a correct map of said mine to the inspector, to be filed in his office.

SEC. 8. It shall be unlawful for the owner or agent of any coal mine worked by a shaft, to employ or permit any person to work therein unless there are to every seam of coal worked in such mine, at least two separate outlets, separated by natural strata of not less than one hundred feet in breadth, by which shafts or outlets distinct means of ingress and egress are always available to the persons employed in the mine, but in no case shall a furnace shaft be used as an escape shaft; and if the mine is a slope or drift opening, the escape shall be separated from the other openings by not less than fifty feet of natural strata; and shall be provided with safe and available traveling ways, and the traveling ways to the escapes in all coal mines shall be kept free from water and falls of roof; and all escape shafts shall be fitted with safe and convenient stairs at an angle of not more than sixty degrees descent, and with landings at easy and convenient distances, so as to furnish easy escape from such mine, and all air shafts used as escapes where fans are employed for ventilation, shall be provided with suitable appliances for hoisting the underground workmen; said appliances to be always kept at the mine ready for immediate use; and in no case shall any combustible material be allowed between any escape shaft and hoisting shaft, except such as is absolutely necessary for operation of the mine; *provided*, that where a furnace shaft is large enough to admit of being divided into an escape shaft and a furnace shaft, there may be a partition placed in said shaft, properly constructed so as to exclude the heated air and smoke from the side of the shaft used as an escape shaft, such partition to be built of incombustible material for a distance of not less than fifteen feet up from the bottom thereof; and *provided*, that where two or more mines are connected underground, each owner may make joint provisions with the other owner for the use of the other's hoisting shaft or slope as an escape, and in that event the owners thereof shall be deemed to have complied with the requirements of this section. And *provided further*, that in any case where the escape shaft is now situated less than one hundred feet from the hoisting shaft there may be provided a properly constructed underground traveling way from the top of the escape shaft, so as to furnish the proper protection from fire, for a distance of one hundred feet from the hoisting shaft; and in that event the owner or agent of any such mine shall be deemed to have complied with the requirements of this section; and *provided further*, that this act shall not apply to mines operated by slopes or drift openings where not more than five persons are employed therein.

SEC. 9. In all mines there shall be allowed one year to make

Outlets or escapes.

Proviso.

Partition in furnace shaft.

Proviso.

Mines connected.

Proviso.

Escape shafts already constructed.

Proviso.

Small mines.

Time allowed
for making
outlets.

outlets as provided in section eight when such mine is under two hundred feet in depth, and two years when such mine is over two hundred feet in depth; but not more than twenty men shall be employed in such mine at any one time until the provisions of section eight are complied with, and after the expiration of the period above mentioned should said mines not have the outlets aforesaid, they shall not be operated until made to conform to the provisions of section eight.

Ventilation.

SEC. 10. The owner or agent of every coal mine, whether it be operated by shaft, slope, or drift, shall provide and maintain for every such mine an amount of ventilation of not less than one hundred cubic feet of air per minute for each person employed in such mine, and not less than five hundred cubic feet of air per minute for each mule or horse employed in the same, which shall be distributed and circulated throughout the mine in such manner as to dilute, render harmless, and expel the poisonous and noxious gases from each and every working place in the mine. And all mines governed by the provisions of this act shall be provided with artificial means for producing ventilation, such as exhaust or forcing fans, furnaces, or exhaust steam, or other contrivances of such capacity and power as to produce and maintain an abundant supply of air for all the requirements of the persons employed in the mine; but in case a furnace is used for ventilating purposes it shall be built in such manner as to prevent the communication of fire to any part of the works by lining the upcast with incombustible material for a sufficient distance up from said furnace to ensure safety.

Safety appli-
ances.

SEC. 11. The owner or agent of every coal mine operated by a shaft or slope, in all cases where the human voice cannot be distinctly heard, shall forthwith provide and maintain a metal tube, or other suitable means for communication from the top to the bottom of said shaft or slope, suitably calculated for the free passage of sound therein, so that communication can be held between persons at the bottom and top of the shaft or slope. And there shall be provided a safety catch of approved pattern and a sufficient cover overhead on all carriages used for lowering and hoisting persons, and on the top of every shaft an approved safety gate, and also approved safety spring on the top of every slope, and an adequate brake shall be attached to every drum or machine used for raising or lowering persons in all shafts or slopes, and a trail shall be attached to every train used on a slope; all of said appliances to be subject to the approval of the inspector.

Hoisting
engines:
operation.

SEC. 12. No owner or agent of any coal mine operated by shaft or slope shall knowingly place in charge of any engine used for lowering into or hoisting out of such mine persons employed therein, any but experienced, competent and sober engineers, and no engineer in charge of such engine shall allow any person except such as may be deputed for that purpose by the owner or agent, to interfere with it, or any part of the machinery; and no person shall interfere or in any way intimidate the

engineer in the discharge of his duties; and the maximum number of persons to ascend out of or descend into any coal mine on one cage shall be determined by the inspector, but in no case shall such number exceed ten, and no person shall ride upon or against any loaded cage or car in any shaft or slope except the conductor in charge of the train.

SEC. 13. No boy under twelve years of age shall be permitted to work in any mine; and parents or guardians of boys shall be required to furnish an affidavit as to the ages of their boys when there is any doubt in regard to their age and in all cases of minors applying for work the agent or owner of the mines shall see that the provisions of this section is [are] not violated. Boys.

SEC. 14. In case any coal mine does not, in its appliances for the safety of the persons working therein, conform to the provisions of this act, or the owner or agent disregards the requirements of this act for twenty days after being notified by the inspector, any court of competent jurisdiction, while in session or the judges in vacation, may, on application of the inspector, by civil action in the name of the state, enjoin or restrain by writ of injunction, the said agent or owner from working or operating such mines with more than ten persons at once, except as provided in sections eight and nine, until it is made to conform with the provisions of this act, and such remedies shall be cumulative, and shall not take the place of, or affect any other proceedings against such owner or agent authorized by law, for the matter complained of in such action; and for any willful failure or neglect to comply with the provisions of this law by any owner, lessee, or operator of any coal mine or opening whereby any one is injured, a right of action shall accrue to the party so injured for any damage he may have sustained thereby; and in case of loss of life by reason of such willful neglect or failure aforesaid, a right of action shall accrue to the widow, if living, and if not living, to the children of the person whose life shall be lost, for like recovery of damages for the injury they shall have sustained. Penalties.
Injunction.
Damages.

SEC. 15. Any miner, workman or other person who shall knowingly injure or interfere with any air-course or brattice, or obstruct, or throw open doors, or disturb any part of the machinery, or disobey any order given in carrying out the provisions of this act, or ride upon a loaded car or wagon in a shaft or slope except as provided in section twelve, or do any act whereby the lives and health of the persons, or the security of the mines and machinery is endangered; or if any miner or person employed in any mine governed by the provisions of this act, shall neglect or refuse to securely prop or support the roof and entries under his control, or neglect or refuse to obey any order given by the superintendent in relation to the security of the mine in the part of the mine under his charge or control, every such person shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceed- Maltitious mischief.
Roof support.
Disobedience of orders.

ing one hundred dollars, or imprisonment in the county jail not exceeding thirty days.

Trial of inspector for malfeasance in office, etc.

SEC. 16. Whenever written charges of gross neglect of duty or malfeasance in office against any inspector shall be made and filed with the governor, signed by not less than fifteen miners, or one or more operators of mines, together with a bond in the sum of five hundred dollars, payable to the state, and signed by two or more responsible freeholders, and conditioned for the payment of all costs and expenses arising from the investigation of such charges, it shall be the duty of the governor to convene a board of examiners, to consist of two practical miners, one mining engineer and two operators, at such time and place as he may deem best, giving ten days' notice to the inspector against whom charges may be made, and also the person whose name appears first in the charges, and said board when so convened, and having first been duly sworn or affirmed truly to try and decide the charges made, shall summon any witness desired by either party and examine them on oath or affirmation, which may be administered by any member of the board, and depositions may be read on such examination as in other cases, and report the result of their investigations to the governor, and if their report shows that said inspector has grossly neglected his duties, or is incompetent, or has been guilty of malfeasance in office, it shall be the duty of the governor forthwith to remove said inspector and appoint a successor, and said board shall award the costs and expenses of such investigation against the inspector or person signing said bond.

Miners' right to examine weights.

SEC. 17. In all coal mines in this state the miners employed and working therein shall at all proper times have right of access and examination of all scales, machinery or apparatus used in or about said mine to determine the quantity of coal mined for the purpose of testing the accuracy and correctness of all such scales, machinery or apparatus, and such miners may designate or appoint a competent person to act for them, who shall at all proper times have full right of access and examination of such scales, machinery or apparatus, and seeing all weights and measures of coal mined, and the accounts kept of the same, provided not more than one person on behalf of the miners collectively shall have such right of access, examination and inspection of scales, weights, measures and accounts at the same time, and that such person shall make no unnecessary interference with the use of such scales, machinery or apparatus.

Supply of props.

SEC. 18. The owner, agent or operator of any coal mine shall keep a sufficient supply of timber to be used as props, so that the workmen may at all times be able to properly secure the workings from caving in, and it shall be the duty of the owner, agent or operator to send down all such props when required.

Penalties.

SEC. 19. Any person willfully neglecting or refusing to comply with the provisions of this act when notified by the mine inspector to comply with such provisions, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished

by a fine not exceeding five hundred dollars, or imprisonment in the county jail not exceeding six months, except when different penalties are herein provided.

SEC. 20. Chapter 202 of the acts of the eighteenth general assembly is hereby repealed. Acts 18th G. A., Ch. 202, repealed.

SEC. 21. This act being deemed of immediate importance shall be in force on and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa. Publication.

Approved, March 18, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader, March 20, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 22.

AUTHORIZED INDEBTEDNESS OF RAILWAY COMPANIES.

AN ACT to Amend Section 1061, Title IX, Chapter 1, of the Code of S. F. 10. 1873.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 1061, title ix, chapter 1, of the code of 1873, be amended by adding thereto the proviso, as follows:

Provided, That the provisions of this section shall not apply to the bonds or other railway securities to be hereafter issued or guaranteed by railway companies of this state, in aid of the location, construction and equipment of railways, to the amount of not exceeding sixteen thousand dollars per mile of single track, standard gauge, or eight thousand dollars per mile of single track, narrow gauge, lines of road for each mile of railway actually constructed and equipped. Addition to section.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa. Publication.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register, March 28, and in the Iowa State Leader, April 2, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 23.

EXEMPTING PENSION MONEY.

S. F. 164.

AN ACT to Exempt from Judicial Sale, the Pension Money Paid to any Person by the United States Government, and Certain of the Proceeds and Accumulations thereof.

Be it enacted by the General Assembly of the State of Iowa:

Moneys and credits.

SECTION 1. All money received by any person, resident of the state, as a pension from the United States government, whether the same shall be in the actual possession of such pensioner, or deposited, loaned, or invested by him, shall be exempt from execution or attachment, or seizure by or under any legal process whatever, whether such pensioner shall be the head of a family or not.

Homestead.

SEC. 2. The homestead of every such pensioner, whether the head of a family or not, purchased and paid for with any such pension money, or the proceeds or accumulations of such pension money, shall also be exempt as is now provided by the law of this state in relation to homesteads; and such exemption shall also apply to debts of such pensioner contracted prior to the purchase of such homestead.

Absconding debtor.

SEC. 3. When a debtor absconds and leaves his family, the property exempted by this act, shall also be exempt to his wife and children, or either of them.

Publication.

SEC. 4. This act being deemed of immediate importance, shall take effect, and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 23, and in the *Iowa State Leader* March 25, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 24.

STATION HOUSES AT RAILROAD INTERSECTIONS.

AN ACT to Provide for the Erection and Maintaining of Station Houses and Connections at the Points of Intersections or Crossing of Two or More Railroads. H. F. 24.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. All railroad corporations shall at all points of connection crossing, or intersection with the roads of other corporations unite with such corporations in establishing and maintaining suitable platforms and station houses for the convenience of passengers desiring to transfer from one road to the other, and for the transfer of passengers, baggage, or freight, whenever the same shall be ordered by the railroad commission; and such corporations shall when so ordered by the railroad commission keep such depot or passenger house warmed, lighted and opened to the ingress and egress of all passengers a reasonable time before the arrival and until after the departure of all trains carrying passengers on said railroad or railroads; and said railroad companies so connecting, crossing or intersecting, shall stop all trains at said depots at said connections, crossings, or intersections, for the transfer of passengers, baggage, and freight, when so ordered by the railroad commission, and the expense of constructing and maintaining such station house and platform shall be paid by such corporations in such proportions as may be fixed by the order of the railroad commission. Such corporations, connecting or intersecting as aforesaid, shall also, whenever ordered by the railroad commission, so unite and connect the tracks of said several corporations as to permit the transfer from the track of one corporation to the other of loaded or unloaded cars designed for transportation upon both roads.

SEC. 2. Any railroad corporation or company which, after having received 90 days notice by the railroad commissioners, shall neglect or refuse to comply with the provisions of section 1 of this act shall for every day such corporations or company fails, neglects or refuses to comply therewith, forfeit and pay the sum of twenty-five dollars, which may be recovered in the name of the state of Iowa, for the use of the school fund of the county wherein such crossing or intersection is situated and it shall be the duty of the prosecuting attorney of the proper judicial district to prosecute for and recover the same.

SEC. 3. This act being deemed of immediate importance

Erection.

Care.

All trains must stop.

Expense apportioned.

Connection of tracks.

Penalty.

District attorney to prosecute.

Publication.

shall take effect from and after its publication in the Iowa State Register and Iowa State Leader newspapers published in Des Moines, Iowa.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register March 28, and in the Iowa State Leader March 25, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 25.

SEWERS IN CERTAIN CITIES.

S. F. 42.

AN ACT Granting Additional Powers to certain Cities of the First Class, with Reference to the Construction of Sewers, and to Provide for the Payment of the Cost of the Same, and to Amend Chapter 162 of the Acts of the Seventeenth General Assembly.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That chapter 162 of the acts of the Seventeenth General Assembly be amended by adding thereto the following additional sections and numbered as follows:

Sec. 9. In case the council of any city of the first class that has been or may be so organized since January first 1881, shall assess the cost, in whole or in part, of the construction of sewers on the adjacent property, it may, instead of making said special tax payable at the time of such assessment, levy the whole of such special tax on said property at one time, and provide by ordinance, that the same shall become payable and delinquent as follows, viz: One-fifth in sixty days, one-fifth in two years, one-fifth in three years, one-fifth in four years, and one-fifth in five years after the levy is made. Said special tax shall be payable by the owners of the property on which it is levied at or before the time it becomes delinquent and in the installments hereinbefore mentioned, and shall be a lien upon the lots and lands so assessed and upon which it is levied, shall draw interest at the rate of seven per cent per annum from the time of the levy thereof until the same shall be paid or become delinquent whichever shall first happen. The payment of each and every installment of such tax may be enforced in the same manner, under the same penalties, and by the same methods as is provided in section three or section four of the act to which this is amendatory. *Provided*, however, that the sale of any property for the non-payment of any installment as aforesaid shall not be taken or

Sewer tax, how
levied and
paid.

Lien.

Interest.

Payment, how
enforced.

Proviso.

construed as in any manner affecting the validity of the lien on the same for any installment thereof which may subsequently become delinquent. Said taxes shall constitute a sewerage fund for the payment of the cost of constructing sewers in front, rear or through the property upon which they are levied, and shall be used for and appropriated to no other purpose than the payment in whole or in part, as the case may be, of the cost of constructing said sewers so located or any bonds which may be issued as hereinafter provided.

Sec. 10. Whenever any such city exercises the powers granted in section 9 hereof, it may, for the purpose of anticipating the collection of said special taxes, and it may for the purpose of anticipating the collection of any sewerage taxes it has power to levy under section 1 of the act to which this is supplementary, by ordinance cause to be issued its bonds, to be called "sewerage bonds"; said bonds to be issued in four series, each series, in the aggregate respectively, to be for an amount not exceeding the amount of special taxes, as provided in section nine (9) hereof which become delinquent respectively in two, three, four and five years after their levy; and for such further amount as said city may propose to levy and have the power to levy for each of the respective years aforesaid under the provisions of section 1 of the act to which this is amendatory, on the property within the sewerage district in which said sewer or sewers are to be or have been constructed. The first series to be payable in not exceeding two years from the date of their issue; the second series to be payable in not exceeding three years from the date of their issue; the third series to be payable in not exceeding four years from the date of their issue; and the fourth series to be payable in not exceeding five years from the date of their issue; all of said bonds to bear interest not exceeding six per cent per annum, interest payable annually or semi-annually, as said council may provide, with interest coupons attached, to express on their face the name of the street, highway, avenue, or alley, on which the sewer is located, to defray the cost of which they are issued, and also that the last four installments of the special taxes assessed and levied as aforesaid on property abutting on the particular part of the street, highway, avenue or alley on which said sewer or sewers are located, as also the sewerage tax levied, or to be levied, on the property in the sewerage district to defray the cost of the particular sewer or sewers named as aforesaid in said bonds, shall be and constitute a sinking fund for the payment of said bonds and interest; and to be used and appropriated to no other purpose until the whole of

Sewerage
fund.

Bonds.

Same: matu-
rity.

Same: interest
coupons.

Same: sinking
fund to pay
how created.

- Same : must be sold at par. said bonds, with interest, shall have been fully paid and discharged. Said bonds shall not be negotiated or sold for less than their par value, and may be respectively for amounts ranging from one hundred dollars to one thousand dollars, as said council may by ordinance provide. The proceeds arising from said bonds shall be applied exclusively to, and appropriated and used for, no other purpose than the liquidation of the costs of constructing the sewer or sewers upon the particular street, highway, avenue or alley, to defray the cost of which said bonds are issued.
- Use of proceeds. SEC. 12. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa.
- Publication. Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 28, and in the *Iowa State Leader* March 25, 1884.
J. A. T. HULL, *Secretary of State*.

CHAPTER 26.

RELIEF OF WILLIAM LOWRY.

- H. F. 457. AN ACT for the Relief of William Lowry, late Treasurer of Polk County, Iowa.

Preamble. WHEREAS, William Lowry, late treasurer of Polk county, as such treasurer had on deposit with West & Sons, bankers in the city of Des Moines, on the 17th day of July 1877, the sum of seven thousand one hundred and seventy-two and 93-100 dollars (\$7,172 93-100), belonging to the county city, school, bridge and other funds coming into his hands for the year 1877, as treasurer aforesaid; and

County had no proper safe. WHEREAS, The county of Polk did not at that time provide for said treasurer a proper safe, vault, or other place within which to safely keep the funds so collected by him; and

Custom of Co. officers. WHEREAS, The county treasurer and other officers of said county had for years made deposits of the public moneys with said West & Sons, and their predecessors; and

Lowry's good faith. WHEREAS, In making said deposits the said Lowry acted in good faith, doing as he believed, and as he had good reason to believe, what was the safest and best for the security and protection of the funds as collected; and

Loss by West & Sons failure. WHEREAS, On said 17th day of July 1877 said West & Sons failed and the amount so deposited has proved an entire loss to said Lowry, except dividend received from the assignee of the

estate of six hundred and forty and 91-100 dollars (\$640 91-100) leaving a loss to said Lowry of six thousand five hundred thirty-two and 02-100 dollars (\$6,532 02-100). The amount of loss, said Lowry has made good to the county by the payment thereof in full; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the board of supervisors of Polk county, Iowa be, and are hereby authorized and empowered to submit at the next general election to the qualified voters of Polk county, Iowa, a proposition for and against refunding to Wm. Lowry, ex-treasurer of Polk county, his loss of six thousand five hundred and thirty-two and 02-100 dollars (\$6,532 02-100). Proposition to refund.

SEC. 2. And if the proposition so submitted shall receive a majority of the votes cast for it, in the affirmative, then the board of supervisors of Polk county, Iowa, are hereby authorized and empowered to refund to ex-treasurer Lowry the amount of said loss. Loss refunded if proposition carries.

SEC. 3. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in the city of Des Moines, without expense to the State. Publication.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 22, and in the *Iowa State Leader* March 25, 1884.
J. A. T. HULL, *Secretary of State.*

CHAPTER 27.

COURSE OF STUDY AT AGRICULTURAL COLLEGE.

AN ACT to Repeal Section 1621 of the Code of 1873, (Chapter 4, Title 5, F. XII,) and to enact a Substitute therefor, relating to a Course of Study for the State Agricultural College.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 1621 of the Code is hereby repealed and the following is enacted in lieu thereof: Code, sec. 1621 repealed

SEC. 1621. That there shall be adopted and taught at the state agricultural college a broad, liberal and practical course of study in which the leading branches of learning shall relate to agriculture and the mechanic arts, and which shall also embrace such other branches of learning as will most practically and liberally edu- Course.

cate the agricultural and industrial classes in the several pursuits and professions of life including military tactics.

SEC. 2. That all acts and parts of acts inconsistent with this act are hereby repealed.

Approved, March 20, 1884.

Repealing
clause.

CHAPTER 28.

TAXATION OF CERTAIN RAILROAD LANDS.

H. F. 496.

AN ACT to Provide for the Assessment and Taxation of Lands within the State of Iowa, granted to Railroad Companies or Corporations which have become earned but not patented.

Be it enacted by the General Assembly of the State of Iowa:

Land earned
but not
patented,
taxed.

SECTION 1. That all lands lying within the state of Iowa, which have been heretofore granted or may be hereafter granted to any railroad company or corporation by the general government or by the general government to the state of Iowa and by the state granted to any such railroad company or corporation shall be subject to assessment and taxation within the counties wherein situated from and after the year the same may be earned, to the same extent as though patents had been issued to, and the title of record was in such railroad companies or corporations. The fact that such lands are claimed by more than one such company or corporation shall in no way affect the liability of such lands to assessment and levy, *provided*, nothing herein contained is intended to subject any lands to taxation for the past that were not taxable prior to the passage of this act.

Proviso.

SEC. 3. [Sec. 2.] Parol evidence shall be admissible to prove when said lands were earned.

Evidence.

SEC. 4. [Sec. 3.] All acts or parts of acts inconsistent with this act are hereby repealed.

Repealing
clause.

Approved, March 20, 1884.

CHAPTER 29.

LEGALIZING—TOWN OF PATON.

AN ACT to Legalize the Incorporated Town of Paton, Greene H. F. 408.
County, Iowa, the Election of its Officers and all Acts Done,
and Ordinances Passed by the Council of Said Town.

WHEREAS, Doubts have arisen as to the legality of the incor- Preamble.
poration of the town of Paton in Greene county Iowa, the
election of its officers, and the ordinances passed by the council
of said town, by reason of the failure of the commissioners to
make due and legal return of the, notice, which was given, call-
ing for an election for or against incorporation, and the failure
of said commissioners to make return of said election to the
clerk of courts, and the failure of the clerk of court to pub-
lish the notice of the result of said election, and designating to
which of the classes of incorporation such town should be-
long, and the failure to file certified copies of all papers and
records entries, relating thereto, with the recorder of the county
and the secretary of state; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of said town of Paton, Legalizing
Greene county Iowa, the election of its officers and all the offi- clause.
cial acts done and ordinances passed by the council of said
town, not in contravention of the laws of the state, are hereby
legalized, and the same are hereby declared to be valid and
binding, the same as though the law had in all respects been
strictly complied with in incorporation of said town, and in the
election of its officers.

Approved, March 20, 1884.

CHAPTER 30.

LEGALIZING—CRAWFORD COUNTY BOARD OF SUPERVISORS.

H. F. 31.

AN ACT to Legalize the Acts of the Board of Supervisors of Crawford County, in the Establishment of Roads by Order Made September 10, 1874.

Preamble.

WHEREAS, The board of supervisors of Crawford county, Iowa, on the ninth day of April 1874, were petitioned by P. McCormick, D. F. Woodruff, H. C. Laub, and J. V. McHenry, and others to appoint a commissioner to locate county roads on all section lines in Crawford county, Iowa, where practicable and where roads would probably be needed and had not yet been located, and

WHEREAS, On the tenth day of September, 1874, the said board of supervisors at a regular meeting thereof made an order establishing highways in said county in accordance with the request of said petitioners, and

WHEREAS, Doubts have arisen as to the regularity of the proceedings of the said board and other officers in establishing said highways.

Be it enacted by the General Assembly of the State of Iowa:

Legalizing clause.

[SECTION 1.] That the establishing and locating of said highways and all the proceedings and acts of the officers in Crawford county, Iowa in establishing said highways be and the same are hereby legalized and declared valid and binding to the same extent as if the law had in all respects been strictly adhered to in locating and establishing said highways.

Approved, March 20, 1884.

CHAPTER 31.

LEGALIZING—TOWN OF MANLY JUNCTION.

AN ACT to Legalize the Plat and Recording of the Plat of the Town H. F. 42.
of Manly Junction in Worth County, Iowa.

WHEREAS, Mrs. Salena Todd, owner of S. E. $\frac{1}{4}$ of section 21, Preamble. township 98, north range 20, west of 5 P. M. procured a portion of same surveyed and platted into blocks and lots, streets and alleys for town of Manly Junction, Iowa, in 1878, which survey and plat was made by one Horace Stearns and dated June 26, 1878; and

WHEREAS, Said Mrs. Salena Todd failed to acknowledge and record said plat but sold and deeded to several different parties several lots as in said plat described, some which parties have again deeded and encumbered same; and

WHEREAS, Chapter 53, of laws of 18th general assembly, which was approved March 16, 1880, made the recording of such plats invalid unless certificates of the recorder and treasurer were attached thereto that the title to the entire tract of land covered by said plat was then in the grantor—which certificates it is now impossible to obtain because of conveyances of several lots to several purchasers thereof; and

WHEREAS, Said Salena Todd and her husband did on the 13th day of October, 1882 approve and acknowledge said plat and did file the same for record in office of the recorder of said county on the 1st day of January 1884, and the same now appears in record in the office of said recorder in due form and according to law, except lacking the certificates of treasurer and recorder; and

WHEREAS, The title in fee to said town plat is in said Salena Todd and same is unencumbered and free from taxes or other liens, so far as pertains to the original plat, but not as to lots already sold and conveyed since the plat was made; and

WHEREAS, Question arises as to the validity of said plat and as to how the errors of the past can be cured so that the plat and recording of same can be made lawful and valid; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the said recorded plat of Manly Junction in Worth county, Iowa, be legalized and declared valid and in all respects binding to the same extent as if the law had been fully complied with in relation to same. Legalizing clause.

SEC. 2. This act being deemed of immediate importance shall be in force and take effect after its publication in the Iowa Publication.

State Register and the Worth County Eagle newspapers published at Des Moines and Northwood Iowa, without expense to the State.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Worth County Eagle* March 27, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 32.

LEGALIZING—TOWN OF BELMOND.

H. F. 21.

AN ACT to Legalize the Incorporation Ordinances, and Acts of the Officers, of the Incorporated Town of Belmond, in the County of Wright, Iowa.

Preamble.

WHEREAS, The inhabitants of the town of Belmond, in the county of Wright, and state of Iowa, did in the year 1881 incorporate said town as the incorporated town of Belmond, by complying with or endeavoring to comply with sections 421, 422, 423, 424 and 425 of the code of Iowa; and

WHEREAS, A mayor, recorder, and six trustees, were elected by the citizens of said town; and

WHEREAS, Doubts have arisen as to whether the provisions of said sections have been fully complied with, and as to the legality of said incorporation, the election and qualification of the officers, and the acts of all its officers up to this time; and

WHEREAS, That at the regular election of officers for said town, held in March 1883, the mayor was duly elected, and within ten days from the time of his election was sworn into office, by the recorder of said town, and doubts arising as to the authority of said recorder to administer such oath, the said mayor after the expiration of the said ten days, at a regular meeting of the council of said town, in their presence, and with their consent, was again sworn into office by a justice of the peace of said county, all of which was made a matter of record in the records of said town; and

WHEREAS, Certain ordinances though regularly passed signed by the mayor and attested by the recorder and duly published as by law required, the original copies thereof were not recorded in the book of the written ordinances of said town, by the recorder whose duty it was to record them, until some days after the expiration of his term of office; and

WHEREAS, Doubts have arisen as to the legality of said ordinances; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporated town of Belmont in Wright county Iowa, the election and qualification of its officers up to this time, and all ordinances resolutions, and by-laws, passed by the council of said town, and the acts of all the officers of said town, acting by the authority thereby conferred, and the ordinances referred to in the preamble hereof, not in contravention with the laws of the state of Iowa, be and the same are hereby ratified and legalized, and declared to have the same effect, as if the original incorporation, the election and qualification of the officers, the passing publication, and recording, of its ordinances, had been regular, and in strict and full compliance with the laws then and now in force. Legalizing clause.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register, a newspaper published in Des Moines, Iowa, and the Belmont Herald, a newspaper published at Belmont, Iowa, said publication to be without expense to the state. Publication.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 27, and in the *Belmont Herald* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 33.

LEGALIZING—TOWN OF MURRAY.

AN ACT to Legalize the Incorporation of the Town of Murray, Clark county, Iowa and its Ordinances, The Acts of its Officers Thereunder and its Right To Sue and Be Sued in its Incorporated Name. H. F. 33.

I. WHEREAS, At the August term 1880 of the circuit court of the third judicial district of the State of Iowa in and for Clark county due and legal steps were taken to incorporate the town of Murray in Clark county and State of Iowa; and, Preamble.

II. WHEREAS, All the requirements of the law were complied with in the incorporation of said town of Murray—except the filing of the papers at the time in the office of the recorder of said county and the office of the secretary of state as provided by chapter ten of the code of Iowa; and,

III. WHEREAS, The papers in the proceedings being moved from the files of the said circuit court and being lost without any fault of said incorporated town and the notice of the boundaries of said town and the results of the election for incorporation being published at the time and in the manner as provided by law and a copy thereof and affidavit as required by law

being filed with the clerk of said court and a copy of said notice and all the entries made in said proceedings in the records of said circuit court were filed in the office of the recorder of Clark county on the tenth day of January 1884 and with the secretary of this state on the 23d day of January 1884; and,

WHEREAS, The said town of Murray has brought suit in its incorporated name against the original proprietors and platters of said town asking to have the title to block eight and thirty-eight (38) decreed in the said town of Murray and the ownership thereof as against the original proprietors of said town; and,

WHEREAS, Doubts exist as to the legality of said incorporation and the official acts of the council and officers of the same and to the right of said town to maintain actions in court in its incorporated name therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing
clause.

SECTION 1. That the incorporation of the said town of Murray be and the same is hereby legalized and the said town of Murray, Clark county Iowa is hereby declared to be a valid existing municipal incorporation under the laws of this state and all the ordinances passed and the rules and regulations adopted by the council of said town and all the official acts thereunder, not contrary to the laws of this state and the right of said town of Murray to maintain action and sue in its incorporated name at any time after the publication of the notice of the results of the election held for the incorporation of said town be and the same are hereby declared to be legal and valid in every respect as fully and completely as if the law had been complied with as provided in chapter ten of the code of Iowa, *provided*, that nothing in this act shall be held or construed to effect the rights of any party or parties to suits now pending.

Proviso.

Publication.

SEC. 2. This act being deemed of importance shall take effect and be in force from and after its publication in the Iowa State Register published at Des Moines, Iowa and the Murray News, a newspaper published at Murray, Iowa, without expense to the state.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 30, and *Murray News* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 34.

LEGALIZING—L. R. WILSON, JUSTICE OF THE PEACE.

AN ACT to Legalize the Acts of L. R. Wilson While Acting as a Justice of the Peace in Webster township, Webster county, Iowa. H. F. 127.

WHEREAS, L. R. Wilson was in May 1879 appointed a justice of the peace in Webster township, Webster county, Iowa, and duly qualified as such; and Preamble.

WHEREAS, The said L. R. Wilson was duly elected his own successor at the November election 1880, and was again elected in October 1883, duly qualifying and performing the duties of such justice during these several terms; and

WHEREAS, The said L. R. Wilson was of foreign birth, but having come to the United States when twenty-two years old, and having lived here twenty-seven years at the time of his appointment, he believed himself entitled to the prerogatives of a naturalized citizen, as he had been informed, and believed, that a residence of twenty-one years in the United States was equivalent to naturalization; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the acts of the said L. R. Wilson while acting as a justice of the peace in Webster township, Webster county, Iowa, in the years above named, be and the same are hereby declared as valid and legal as though he had been legally naturalized in accordance with the naturalization laws of the United States. Legalizing clause.

SEC. 2. This act shall take effect and be in force from and after its publication in the Iowa State Register and the Fort Dodge Messenger without expense to the State. Publication.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 9, and in the Fort Dodge Messenger March 27, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 35.

LEGALIZING—TOWN OF DEDHAM.

H. F. 149. AN ACT to Legalize the Incorporation of the Town of Dedham, Carroll County, Iowa.

Preamble. WHEREAS, Proceedings were had in the year 1888 for the incorporation of the town of Dedham in Carroll county Iowa, and officers were elected therefor, and said town has since exercised and is still exercising the powers of an incorporated town, and the record of the proceedings of the council of said town does not show that the ordinances were published as required by law; and,

WHEREAS, Doubts have been expressed as to the legality of the incorporation of said town, therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing clause.

SECTION 1. That all acts, and proceedings had in relation to the incorporation of said town of Dedham, are hereby legalized, and declared to be of as full force and virtue as if the records of the proceedings of the council of said town did show that the ordinances were published as required by law. All the requirements of the law in that regard in relation to incorporation and election had been fully complied with, and the incorporation of said town, and all ordinances, resolutions, levies, taxes and orders, thereof are hereby legalized, and shall be of the same validity as if the record of the proceedings of the council of said town did show that the ordinances were published as required by law and, all the proceedings in that regard in the incorporations, and in all elections had been in due form of law, and in full compliance therewith.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the Iowa State Leader, a newspaper published at Des Moines Iowa, and in the Carroll Sentinel, a newspaper published at Carroll Iowa, without expense to the State.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the Iowa State Leader and Carroll Sentinel April 1, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 36.

LEGALIZING—TOWN OF WOODWARD.

AN ACT to Legalize the Incorporation of the Town of Woodward, in the County of Dallas and State of Iowa, and to Legalize the Acts of the Town Council and Other Officers Thereof. H. F. 255.

WHEREAS, In attempting to incorporate the town of Woodward, in Dallas county, state of Iowa, there was a failure to swear the commissioners as judges of the election, as required by law and doubts have arisen with regard to the legality of the incorporation of said town, and with regard to the legality and binding effect of the laws, rules, and ordinances adopted and passed by council of said town for the government of the same; therefore, Preamble.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of said town of Woodward be and the same is hereby legalized, and all the ordinances passed and rules and regulations adopted by the council of said town, and all the official acts of the officers thereunder, be and the same are hereby declared to be legal and valid, in every respect as fully and completely as though said commissioners had been sworn as judges of said election. Legalizing clause.

SEC. 2. This act shall take effect and be in force on and after its publication in the Iowa State Register a newspaper published at Des Moines, Iowa and the Woodward Times a newspaper published at Woodward, Dallas county, Iowa, without expense to the State. Publication.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 26, and in the Woodward Times April 5, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 37.

LEGALIZING—TOWN OF STRATFORD.

H. F. 180. AN ACT to Legalize the Incorporation of the Town of Stratford, Hamilton County Iowa and to Legalize the Election of the Town Council and other officers and the official acts thereof.

Preamble. WHEREAS, At the August term 1883 of the circuit court of Hamilton county Iowa application was made for the incorporation of the town of Stratford in said county; and

WHEREAS, In pursuance thereof five commissioners were appointed to hold an election as required by law and did hold an election; and

WHEREAS, The call for said election was for one mayor, one assessor, one recorder and five trustees; and

WHEREAS, The seventeenth general assembly changed the number of trustees in incorporated towns from five to six; and

WHEREAS, Of the candidates for trustees voted for at said election four received majorities and two received an equal number of votes and the commissioners declared the six who stood highest among the number voted for at said election including the two who received an equal number of votes to be elected; and

WHEREAS, Doubts have arisen as to the legality and validity of the acts of the said commissioners and of the acts of the trustees declared elected as herein set forth; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing clause.

SECTION 1. That the incorporation of the town of Stratford in the county of Hamilton state of Iowa be and the same is hereby legalized and that the election of officers and all official acts of the town council and other officials of the said town of Stratford done in pursuance of said incorporation be and the same are hereby legalized and binding as though no defect in the incorporation of said town or election of said trustees, had existed.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register a newspaper published at Des Moines Iowa and the Webster City Argus a weekly newspaper published at Webster City Iowa without expense to the State.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 3, and *Webster City Argus* March 28, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 38.

LEGALIZING—TOWN OF MONDAMIN.

AN ACT to Legalize the Incorporation of the Town of Mondamin in H. F. 257.
Harrison County, Iowa, and also to Legalize the Acts of the Town
Council and Mayor of said Town.

WHEREAS, The Town of Mondamin in Harrison county Iowa, Preamble.
proceeded to and did incorporate under the general incorporation
laws of this state during the months of September October
and November, 1881; and,

WHEREAS, An election for officers of said town was duly
called as provided by law and held on November 12th, 1881, at
which election a mayor and recorder and also five Trustees
were duly elected (instead of six, as at that time provided by
law), and,

WHEREAS, At the first meeting of said officers it was dis-
covered that six trustees, should have been elected at said first
election, it was therefore decided by the mayor and five trustees
to refer the matter back to the board originally designated
to hold the first election and ask that said board order a new
election, which order was accordingly made by said board, and
the election held on the 23d day of November 1881, at which
election, a mayor, a recorder and six trustees were duly elected;
and

WHEREAS, At the first meeting of the council so newly
elected, the trustees proceeded to decide by lot for the different
terms of office two drawing for the term of one year, two for
two years and two for three years; and

WHEREAS, At the general election in March, 1882 the two
trustees who drew for the term of one year retired, their places
being filled by election at said general election, the four having
drawn the two and three year terms respectively remaining as
members of said board during the year thereafter, and the coun-
cil so composed transacting all business properly coming before
a legally constituted board, including the passing of the neces-
sary ordinances for the government of said town; and

WHEREAS, Doubts arose as to the four trustees having a right
to act as members of said board, it was decided by the council
so constituted that at the general election held March 1883,
there should be four trustees elected, two of whom should hold
their office for three years and two for one year which was
accordingly done, the terms of office being decided by lot at

the next meeting of the council immediately succeeding said election; and

WHEREAS, The council thus composed has from time to time passed ordinances, made orders and done all things consistent with a lawfully constituted board of trustees, and the mayor so duly elected at the general election last referred to has performed fully all the duties of such mayor under the ordinances so passed, and the orders so made by said council; and

WHEREAS, Doubts have arisen as to the legality of the ordinances and orders passed and made by said council, so constituted, and the acts of the mayor thereunder; therefore

Be it enacted by the General Assembly of the State of Iowa:

Legalizing
clause.

SECTION 1. That the elections of trustees and other officers by the said town of Mondamin, be and the same are hereby legalized and of as full effect in every particular as though all the forms of law had been fully complied with.

Same.

SEC. 2. That all the acts and ordinances and official acts of said board of trustees and all the official acts of the mayor and other administrative officers of said town be and they are hereby made as valid and binding and of the same force and effect as though said boards, mayor and other officers had been elected and qualified according to the forms of law.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force on and after its publication in Iowa State Leader a newspaper published at Des Moines, Iowa and the Mondamin Independent a newspaper published at Mondamin, Harrison county, Iowa, without expense to the State.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* April 2, and in the *Mondamin Independent* March 29, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 39.

LEGALIZING—TAXES IN HENRY COUNTY.

AN ACT Legalizing the Levying of Taxes in Henry County.

H. F. 447.

WHEREAS, By an error committed by the board of supervisors of Henry county, the levies for the years hereinafter named, of taxes for the support of the poor, were one half mill on the dollar in excess of the amount by statute authorized therefor in said county; and,

Preamble.

WHEREAS, Said taxes were by said board found necessary for said years for said purpose and were in good faith levied and have generally been paid, now, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the levies of taxes, made by the board of supervisors of Henry county, Iowa, as above stated for the years 1878, 1880, 1882, and 1883, be and the same are hereby legalized and made valid and of full force and effect as though the said levies had been in exact conformity with the statutes relating thereto.

Legalizing clause.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after the date of its publication in the Iowa State Register published at Des Moines, Iowa, and Mt. Pleasant Journal published at Mt. Pleasant, Iowa, anything in section 33, of the code to the contrary notwithstanding, *provided* said publication is without expense to the state.

Publication.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 16, and in the *Mt. Pleasant Journal* March 27, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 40.

LEGALIZING—SALE OF CERTAIN SCHOOL LANDS IN DAVIS COUNTY.

H. F. 246. AN ACT to Legalize the Sale of Certain School Lands in Davis County.

Preamble.

WHEREAS, The board of supervisors of Davis county have made sale by contract of the north west quarter of the north west quarter of section sixteen (16) township seventy (70) north, range thirteen (13) west to A. Post for the sum of fifty dollars; and

WHEREAS, The said land had been previously sold by the county and part paid for and the interest of the county therein being valued at fifty dollars and no other persons having any interest in said real estate; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing clause.

SECTION 1. That the sale of the said north west quarter of the north west quarter of section sixteen (16) township seventy (70) north, range thirteen (13) west by the board of supervisors of Davis county to A. Post for fifty dollars is hereby legalized and made valid and that upon the transmission of a certificate to the state land office by the county auditor certifying that the said purchaser has paid the contract price for the same, the said A. Post shall be entitled to a patent for said land.

Publication.

This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Leader and the Iowa State Register newspapers published in Des Moines Iowa, without expense to the state.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* April 15, and in the *Iowa State Register* April 26, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 41.

LEGALIZING—INDEPENDENT SCHOOL DISTRICT OF NEVINVILLE.

AN ACT to Legalize the Formation of the Independent School District of Nevinville Adams County Iowa and to Legalize the Acts of the Board of Directors and Other Officers Thereof. H. F. 222.

WHEREAS, At an election held in the village of Nevin Adams county Iowa on April 22d 1882 it was decided to organize the village of Nevin and certain contiguous territory into an independent school district to be known as the Independent District of Nevin, and composed of sections one, two, eleven and twelve in Colony township in said county of Adams; a board of three directors subsequently elected: and acts performed which by law devolved upon the electors and directors of independent school districts down to the present time, including the proper division of the school property, assets and liabilities of the original district township of Colony, all of which was and still is acquiesced in by the now remaining district township of Colony; and

WHEREAS, Doubts have arisen as to the legality of said independent organization, and other proceedings in the matter because of the belief that the proposed independent school district did not then contain a population of two hundred inhabitants; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the organization of the independent school district of Nevin Adams county Iowa; the election of directors and the official acts of said directors be and the same are hereby legalized and made valid, the same as though said independent school district was organized in strict conformity with all the requirements of law.

SEC. 2. This act being deemed of immediate importance shall be in force from and after its publication in Iowa State Leader and Adams County Free Press, papers published in Des Moines Iowa and Corning Adams county Iowa respectively, without expense to the State.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the Iowa State Leader April 17, and in the Adams County Free Press March 28, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 42.

LEGALIZING—JAMES E. BENNETT, J. P.

H. F. 3. AN ACT to Legalize the Acts of James E. Bennett, a Justice of the Peace in and for Jamestown Township, Howard County, Iowa.

Preamble. WHEREAS, James E. Bennett, was duly elected on the 9th day of October, 1883, to the office of justice of the peace, in and for Jamestown township, Howard county, Iowa; and

WHEREAS, Said James E. Bennett executed a bond, and qualified according to law; and filed said bond with the county auditor on Nov. 26th 1883; and

WHEREAS, Said bond was not approved and recorded as the law requires, until the annual meeting of the county board in January 1884; and,

WHEREAS, The said James E. Bennett, performed certain official acts prior to the approval of said bond, the legality of which acts are questioned; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing
clause.

SECTION 1. That the official acts of said James E. Bennett, justice of the peace aforesaid, performed and done prior to the approval of said bond, are hereby legalized and made valid as if performed subsequent to the approval of said bond.

Publication.

SEC. 2. This act shall take effect and be in force, from and after its publication in the Iowa State Register and Howard County Times without expense to the State.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Howard County Times* April 3, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 43.

LEGALIZING—BOARD OF SUPERVISORS APPANOOSE COUNTY.

AN ACT to Legalize Certain Errors and Omissions of the Board of S. F. 397.
Supervisors of Appanoose County, Iowa.

WHEREAS, The board of supervisors of Appanoose county ^{Preamble,}
did make an error in fixing the legal amount of levy for county
revenue purposes, whereby the general fund levy and poor levy
when consolidated are in excess allowed by law of 2 2-10 of
one mill and not discovered until about two thirds of said taxes
had been collected and disbursed by the county treasurer, said
levy having been made at the regular time of tax levy in Sep-
tember, 1883, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the levy made by the board of supervisors ^{Legalizing}
of Appanoose county, Iowa, at the meeting thereof September ^{clause.}
1883, whereby certain general and special levies when consoli-
dated are in excess of the amount allowed by law, that said
error and irregularity and excess aforesaid be and the same is
hereby legalized and that the said levy shall have the same force
and effect as if no error, irregularity nor excess had occurred
therein.

SEC. 2. This act being deemed of immediate importance the ^{Publication.}
same shall be in force and full effect from and after its publica-
tion in the Iowa State Register, and the Centerville Citizen,
newspapers published in Des Moines and at Centerville, Iowa,
without expense to the State.

Approved, March 20, 1884.

I hereby certify that the foregoing act was published in the *Center-
ville Citizen* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 44.

LEGALIZING—D. B. HARMON, NOTARY PUBLIC.

H. F. 243. AN ACT to Legalize the Official Acts of D. B. Harmon a Notary Public in and for Clay County, Iowa.

Preamble. WHEREAS, The commission of D. B. Harmon a notary public in and for Clay county, Iowa, expired on the 4th day of July 1882 and the renewal of said commission is dated August 31st 1882 during which time he performed certain official acts as notary public; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing clause.

SECTION 1. That all the official acts of said D. B. Harmon, by him performed as a notary public after July 4th, 1882 and before the date of his qualification as such notary public, under his commission dated August 31st 1882 be and the same are hereby legalized, and made valid to the same extent as though he had been legally qualified.

Approved, March 20, 1884.

CHAPTER 45.

SHERIFFS' INDEMNITY.

S. F. 30. AN ACT to Indemnify Sheriffs in the Service of Writs of Attachment. Amendatory of Code, Chapter 1, Title XVIII.

Be it enacted by the General Assembly of the State of Iowa:

Levy of attachment.

SECTION 1. An officer is bound to levy an attachment on any personal property in the possession of, or that he has reason to believe belongs to, the defendant, or on which the plaintiff directs him to levy. But if after such levy he shall receive notice in writing under oath from some other person, his agent or attorney, that such property belongs to him, and stating the nature of his interest and the facts showing how he acquired such interest and for what consideration, such officer may release the property unless a bond is given as provided in the next section. But such officer shall be protected from all liability by reason of such levy until he receives such written notice.

Notice that property belongs to another.

Protection of officer.

Notice to plaintiff.

SEC. 2. When the officer receives such notice, he may forth-

with give the plaintiff, his agent or attorney, notice that an indemnifying bond is required. Bond may thereupon be given by or for the plaintiff, with one or more sureties, to be approved by the officer to the effect that the obligors will protect and indemnify him against the damages which he may sustain in consequence of the seizure and sale, and warrant to any purchaser of the property such estate or interest therein as is sold, and thereupon the officer shall proceed to subject the property to the attachment, and shall return the bond aforesaid to the district or circuit court of the county in which the levy is made.

Indemnifying bond.

Proceedings where bond is given.

SEC. 3. If such bond is not given, the officer holding the attachment may, within a reasonable time after demand being made by said officer, restore the property to the person from whose possession it was taken, and the levy shall stand discharged.

Proceedings where bond is not given.

SEC. 4. The provisions of the foregoing sections shall apply to attachments issued by justices of the peace, and such bonds shall be returned to the justice issuing said writ.

Applies to attachments issued by J. P.'s.

SEC. 5. All acts and parts of acts in conflict with this act are hereby repealed.

Repealing clause.

Approved, March 22, 1884.

CHAPTER 46.

LEGALIZING—WM. ORSBORN, J. P.

AN ACT to Legalize the Official Acts of William Orsborn as a Justice of the Peace in Union Township Adair County Iowa. H. F. 448.

WHEREAS, William Orsborn was, in the year A. D. 1881 duly appointed a justice of the peace in Union township, in Adair county Iowa, and entered upon the discharge of the duties of such office, and,

Preamble.

WHEREAS, there was no special election held to fill said office and no justice of the peace elected for said office at the next general election following the appointment of the said William Orsborn, and,

WHEREAS, the said William Orsborn continued to act as such justice of the peace after said general election and until in September A. D. 1882, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all the official acts of the said William Orsborn, by him performed after his appointment as such justice of the peace, be and the same is hereby legalized and made valid to the same extent and for all purposes as though the

Legalizing clause.

said William Orsborn, was, and had been, a duly appointed, qualified, and legally acting justice of the peace, at the time of such acts.

Approved, March 22, 1884.

CHAPTER 47.

LEGALIZING—TOWN COUNCIL OF HUBBARD.

H. F. 490. AN ACT to Legalize the Organization of the Town Council of the Incorporated Town of Hubbard Hardin County, Iowa and the Official Acts of Said Council.

Preamble.

WHEREAS, At the regular municipal election held in and for the incorporated town of Hubbard Hardin county, Iowa on the first Monday in March 1882 (being the first regular election held after the incorporation of said town) there was elected a board of trustees consisting of five members and instead of six as required by law; and,

WHEREAS, Said board of trustees exercised all the functions of a legally constituted board; and,

WHEREAS, At the regular municipal election held in and for said town on the first Monday of March 1883 there was elected a board of five trustees instead of six as provided by law; and,

WHEREAS, During the year 1883 the board of trustees thus constituted, appointed one Madison Slack to be and act as the sixth member of said board; and,

WHEREAS, The said board of trustees thus constituted proceeded to designate by lot two of their number to serve one year, two to serve two years and two to serve three years as provided by chapter 9, of the laws of the 17th general assembly; and,

WHEREAS, The board of trustees thus constituted exercised all the functions of a legally constituted board; and,

WHEREAS, Doubts have arisen as to the legality of the boards of trustees constituted as aforesaid as well as of the official acts thereof and of the ordinances enacted thereby; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing
clause.

SECTION 1. That all the official acts of the town council of said incorporated town of Hubbard for the official years ending March 1883 and March 1st 1884 be and they are hereby legalized and declared to be valid and of binding force and effect.

Publication
clause.

SEC. 2. This bill being deemed of immediate importance shall take effect and be in force as soon as published in the

Iowa State Register a newspaper published in Des Moines, Iowa and the Hubbard Times a newspaper published in the town of Hubbard Iowa without expense to the state.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 2, and the *Hubbard Times* March 28, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 48.

LEGALIZING—TOWN OF CARROLL.

AN ACT to Legalize the Incorporation ordinances and official Acts of the Officers of the Incorporated Town of Carroll Carroll County Iowa. H. F. 305.

WHEREAS, The town of Carroll Carroll county Iowa, was on the 27th day of September A. D. 1869, incorporated under the general incorporation laws of the state of Iowa; and Preamble.

WHEREAS, in the incorporation of said town, the proceedings thereof were not properly recorded; and

WHEREAS, On the 20th day of November A. D. 1869 an election was had and at which said election proper officers were elected who were duly qualified and entered upon the discharge of their duties, as officers of said town of Carroll; and

WHEREAS, The town council of the said town of Carroll passed ordinances without having the same published as by law required and failed to have the action of said council in passing said ordinances spread upon the records of said town; and

WHEREAS, The said council passed certain other ordinances relating to the fire limits of said town and did other acts without having first obtained a petition signed by the requisite number of freeholders as required; and

WHEREAS, Doubts exist as to the legality of said incorporation and ordinances and as to the acts of the officers of said town: Therefore

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the said incorporation of the said town of Carroll and all of the ordinances heretofore passed or attempted to be passed by the council of the town of Carroll, Carroll county, Iowa, and all the official acts of the officers of said town done and performed since the incorporation of said town be and the same are hereby legalized and declared to be as valid and binding as though all of said ordinances and official acts had been regularly performed Legalizing clause.

Publication
clause.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Leader a newspaper published in Des Moines Iowa and also in the Carroll Herald, a newspaper published at Carroll Iowa, without expense to the State.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* and *The Carroll Herald* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 49.

LEGALIZING—SCHOOL DISTRICT OF EAGLE GROVE.

H. F. 376.

AN ACT to Legalize the Organization of the Independent School District of Eagle Grove Wright county Iowa.

Preamble.

WHEREAS, At a meeting of the board of directors of the district township of Eagle Grove Wright county Iowa held February 17th A. D. 1883, a petition was presented to said board of directors asking that an independent district be formed from the incorporated town of Eagle Grove and contiguous territory which said petition was duly acted upon and allowed and an election called to vote for or against such organization. By order of said board of directors, notice of said election was given by the secretary of the district township posting five written notices and giving ten days notice of said election.

WHEREAS, On the 27th day of February A. D. 1883 said election was held and the polls being opened at 9 A. M. were closed at 12 o'clock noon and again opened at 1 P. M. and kept open until 4 P. M. and a majority of votes being in favor of such organization and the said board of directors by their secretary gave due notice of an election to be held March 12, 1883 for the purpose of electing officers for said independent district,

Now therefore, as doubts have arisen as to the legality of the board of directors of the district township of Eagle Grove at said meeting, calling an election to vote for or against such organization; and,

WHEREAS, Doubts have arisen as to the legality of the secretary's of the district township aforesaid signing and posting the notices aforesaid for such election; and

WHEREAS, Doubts have arisen as to the legality of the board of directors closing the polls on February 27, 1883, from 12 o'clock noon until 10 o'clock P. M., and

WHEREAS, Doubts have arisen as to the legality of the secretary of the district township aforesaid calling said election for

the selection of its officers on March 12, 1883 by posting five notices and signing the same; and

WHEREAS, Doubts have arisen as to the legality of said independent district because its corporate name was not disclosed; now therefore

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the organization of the independent school district of Eagle Grove Wright county Iowa as aforesaid and the official acts of said directors and officers and each of them as aforesaid be and the same are hereby legalized and made valid the same as though said independent district was organized and the official acts of said officers made and done in strict conformity with all the requirements of law. Legalizing clause.

This act being deemed of immediate importance shall be in force from and after its publication in the Iowa State Register and the Boone Valley Gazette newspapers published in the state of Iowa without expense to the state. Publication.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 27, and in *The Boone Valley Gazette* April 3, 1884.
J. A. T. HULL, *Secretary of State.*

CHAPTER 50.

LEGALIZING—TOWN OF MANSON.

AN ACT to Legalize Certain Ordinances of the Incorporated Town of Manson, Calhoun County, Iowa. H. F. 517.

WHEREAS, The incorporated town of Manson Calhoun county Iowa during the year 1877 to and including the year 1883 passed certain ordinances on and by the suspension of the rule requiring ordinances to be read on three different days by a less majority than is required by section 489, of the code of Iowa, and Preamble.

WHEREAS, Upon the passage of certain of said ordinances the record of said ordinances and the passage thereof does not show that the yeas and nays were taken, and that the same are not therein or otherwise recorded as provided in section 493, of the code, and,

WHEREAS, Grave doubts are entertained as to the validity of such ordinances, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the ordinances of the incorporated town of Manson, Calhoun, county Iowa, passed on the 25th day of June, Ordinances legalized.

1877, up to and including the 1st day of March 1884, upon a suspension of the rule requiring said ordinances to be read on three different days without a three fourth majority vote of the council as provided by section 489, of the code and all of said ordinances on the passage of which the yeas and nays were not taken or were not recorded as provided by section 493, of the code, be and the same are hereby declared to be valid and in every respect in force as fully as if said ordinances had been passed in strict compliance of said requirements of the code.

All acts under
said ordi-
nances legal-
ized

SEC. 2. That all acts done by said incorporated town of Manson, Calhoun county, Iowa, or by any other parties under and by virtue of said above ordinances be and the same are hereby declared to be legal and binding upon all parties interested therein the same as though said ordinances at the time of their passage and recording thereof had been done in strict compliance with the requirements of the code.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines Iowa, and the Calhoun Co. Journal, a newspaper published at Manson, Iowa, without expense to the state.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 4, and in the *Calhoun County Journal* April 3, 1884.
J. A. T. HULL, *Secretary of State.*

CHAPTER 51.

LEGALIZING—IND. DIST. OF EAST CLEVELAND.

H. F. #71.

AN ACT Legalizing the Organization of the Independent District of East Cleveland, and the Acts of the Officers Thereunder.

Preamble.

WHEREAS, In the latter part of the month of July A. D. 1883, the resident electors within the limits of the west half ($w \frac{1}{2}$), and the north three fourths ($n \frac{3}{4}$) of section eighteen (18) township seventy-two (72) range twenty two (22) Lucas county Iowa, at a meeting requested, called and ordered as required by section 1801, of the code, and pursuant to notices given and posted as by said section required, decided by a unanimous vote to establish the above described territory into an independent school district, under the name of "The Independent District of East Cleveland," and

WHEREAS, Pursuant to said meeting and at an election called as by law required, directors were elected for said district, as for an independent school district, and ever since said election,

the said district has in all respects been treated as, and has in all respects acted as an organized independent school district: and,

WHEREAS, Doubts have arisen as to whether or not said organization, and especially as to whether or not the village of East Cleveland, is a village within the meaning of the law, and,

WHEREAS, Doubts have arisen as to the validity of the tax levy made for said district for the year 1883, owing to the fact that the directors of and for said independent district were not elected until August 11th, 1883, or thereabout; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the aforesaid organization of the independent district of East Cleveland, comprising the territory described in the preamble to this act be, and the same is hereby legalized and declared to be of full, binding and legal force and effect the same as if the informality heretofore described had not existed; and that the said territory above described be and is hereby declared to be an independent school district, dating as such from August 1st A. D. 1883. Organization legalized.

SEC. 2. That the taxes levied by the board of supervisors of Lucas county, for said above independent district in the year A. D. 1883, be, and the same is hereby declared to be, legal, valid and of full force and effect. Tax levy legalized.

SEC. 3. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the Iowa State Register published at Des Moines Iowa, and the Chariton Patriot, published at Chariton Iowa, without expense to the State. Publication.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *The Chariton Patriot* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 52.

LEGALIZING—AUDITOR AND DEPUTY OF PLYMOUTH COUNTY.

AN ACT to Legalize Certain Acts of A. M. Duus as County Auditor and Fred Becker as Deputy County Auditor of Plymouth County, Iowa, in Reference to the Acknowledgements of Deeds, Mortgages, Bills of Sale and Contracts. H. F. 372.

WHEREAS, A. M. Duus, county auditor and Fred Becker deputy county auditor of Plymouth county, Iowa have acknowledged since Jaunary first 1880, a number of deeds, mortgages, bills of sale, and contracts and doubts have arisen as to the le- Preamble.

gality of such acts and as to such acknowledgements having been done in due and legal form; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing
clause.

SECTION No. 1. That all acts of A. M. Duus as county auditor and of Fred Becker as deputy county auditor of the county of Plymouth state of Iowa since January first A. D. 1880 in reference to the acknowledgement of certain deeds, mortgages, bills of sale and contracts heretofore acknowledged by them be and the same are legalized and declared to be as legal valid and binding as though each and all of such acts of said parties had been valid and legal in the first place when done.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Daily Sentinel of Le Mars, Iowa and the Le Mars Despatch newspapers published in the state of Iowa without expense to the State.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in *The Le Mars Daily Sentinel* April 2, and *Le Mars World* April 10, 1884, the *Le Mars Despatch* being changed to *Le Mars World*.

J. A. T. HULL, *Secretary of State*.

CHAPTER 53.

LEGALIZING—TOWN COUNCIL OF EARLVILLE.

H. F. 467.

AN ACT to Legalize Certain Acts and Ordinances of the Council of the Town of Earlville in Delaware County Iowa.

Preamble.

WHEREAS, Doubts have arisen in regard to the legality of certain ordinances in the town of Earlville in Delaware county Iowa adopted in the years 1882 and 1883 because of the fact that said council elected a mayor *pro tem*. who signed such ordinances and also because of the fact that certain ordinances were three times read and passed without a suspension of the rules; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing
clause.

SECTION 1. That said official acts and ordinances of the town council of the said town of Earlville, be and the same are hereby declared to be legal and valid in all respects, as though the informalities above recited had not occurred.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register a newspaper published at Des

Moines Iowa, and the Earlville Graphic a newspaper published at Earlville Iowa without expense to the state.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 27, and *Earlville Graphic* March 28, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 54.

LEGALIZING—TOWN OF LAKE CITY.

AN ACT to Legalize the Incorporation of the Town of Lake City in Calhoun County Iowa, and the Acts of the Officers done Under the Same. H. F. 364.

WHEREAS, on the 12th day of May 1881 the town of Lake City in Calhoun county Iowa, was incorporated under the laws of the state; and Preamble.

WHEREAS, Doubts have arisen in reference to the sufficiency of the notice required by law to be published, thus invalidating the acts of the town council and their successors, elected under and by authority of said incorporation; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all acts done and proceedings made to enable the said town of Lake City to become incorporated under the provisions of chapter 10 of the code of Iowa be and the same are hereby legalized and made as valid and binding in all respects as if the law had been fully complied with in the incorporation of said town of Lake City, in respect to such publication. Incorporation legalized.

SEC. 2. That all elections and all the acts of any and all the officers of said incorporation, all the ordinances enacted by the council or board of trustees of the same, all the taxes levied by them, and all the other official acts of said council or board of trustees are hereby legalized, and declared as valid and binding in all respects as if the law had been fully complied with in the incorporation of said town of Lake City. Corporate acts legalized.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the *Iowa State Register* a newspaper published in Des Moines and the *Lake City Blade* a newspaper published at Lake City Calhoun county Iowa without expense to the state. Publication.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 4, and *Weekly Lake City Blade*, April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 55.

LEGALIZING—TOWN OF WALNUT.

H. F. 271. AN ACT to Legalize the Incorporation of the town of Walnut in Pottawattamie County Iowa and its Ordinances and the Acts of its Officers Thereunder.

Preamble. WHEREAS, Under and by virtue of the provisions of chapter 10, title 4, of the code of Iowa of 1873 and the amendments thereto, proceedings were had for the incorporation of the town of Walnut in Pottawattamie county Iowa; and

WHEREAS, Doubts have arisen as to the legality of said incorporation, and it is pretended that full compliance with the statute providing for the incorporation of towns was not had and it is especially claimed that the notice to the electors of the election provided for in section 422 of the code was not sufficiently specific in designating the place thereof; that the commissioners appointed by the court, in the returns of the result of said election, certify that they adjourned the said election to a different place than that named in the said notice thereof; that there was informality in the manner in which said commissioners qualified as judges and clerks of said election; and that the clerk of the circuit court in the notice of the result of the election failed to designate to which of the classes of incorporations said town belonged; and

WHEREAS, Since the aforesaid proceedings for incorporation were had officers have been elected, ordinances passed, rules adopted and the municipal affairs of said town conducted as though the same was legally incorporated; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Incorporation
legalized.

SECTION 1. That the incorporation of the said town of Walnut be and the same is hereby legalized as fully and completely as if all the requirements of the statute relating to the incorporation of towns had been strictly complied with.

Corporate acts
legalized.

SEC. 2. That all ordinances passed and rules and regulations adopted, by the council of said town and the official acts of the said council and all officers of said town thereunder within the legal limits of the powers of incorporated towns, be and the same are hereby legalized as fully as though no defects in the incorporation of said town existed.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register a newspaper published at Des

Moines, Iowa, and the Walnut Bureau a newspaper published at Walnut Iowa, without expense to the state.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 3, and *Walnut Bureau* April 3, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 56.

LEGALIZING—TOWN OF ROCKWELL.

AN ACT to Legalize the Incorporation of the Town of Rockwell H. F. 432.
Calhoun County, Iowa and to Legalize the Acts of the Town Council and Other Officers Thereof.

WHEREAS, In incorporating the town of Rockwell Calhoun Preamble:
county, Iowa, there was a failure to file in the office of the recorder of said county, a certified copy of all papers and record entries relating to said incorporation; and

WHEREAS, The mayor of said town failed to sign certain ordinances, duly, and legally passed by the town council of said town, in the years 1882 and 1883; and

WHEREAS, At the first election for officers for said incorporated town, there was a failure to elect an assessor for said town and whereas afterward the town council of said town did elect one M. W. Frick, assessor for said incorporated town and whereas said M. W. Frick has performed the duties of said office of assessor; and

WHEREAS, Doubts have arisen as to the legality and validity of said incorporation and of the election and acts of the officers, and of the ordinances of said town of Rockwell, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of the town of Rockwell, Calhoun county, Iowa be and the same is hereby legalized and that all the acts of the town council, and other officers of said town, done in pursuance of said incorporation and all ordinances of said town be and the same are hereby declared legal and binding as though there were no defects in the acts of incorporation or in the election of the officers thereof, or in the official acts of said officers as hereinbefore set forth. Legalizing clause.

SEC. 2. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the *Iowa State Register* a newspaper published in Des Moines, Iowa and the *Calhoun County Republican* a weekly Publication

newspaper published in Calhoun county Iowa, such publication to be without expense to the state.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 57.

LEGALIZING—TOWN OF ANGUS.

H. F. 430. AN ACT to Legalize the Official Acts of the Town Council and Ordinances of the Incorporated Town of Angus Boone County, Iowa.

Preamble. WHEREAS, Doubts have arisen as to the legality of the official acts and ordinances passed by the town council of said incorporated town of Angus, Boone county, Iowa by reason of the failure of the recorder of said town to record the yeas and nays on the suspension of the rules and upon the passages of ordinances and the failure of said recorder to record the order for the publication of ordinances, and the failure of the mayor to sign the record of proceedings of the council; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing clause.

SECTION 1. That all official acts done and ordinances passed by the council of said town of Angus, not in contravention with the laws of the state are hereby legalized and the same are hereby declared to be valid and binding the same as though the laws in all respects had been strictly complied with in respect to the matters hereinbefore mentioned.

Publication.

SEC. 2. This act being deemed of immediate importance, shall be in force and effect from and after its publication in the *Iowa State Register* and the *Angus Black Diamond*, newspapers published at Des Moines and Angus, Iowa, without expense to the state.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 12 and *Angus Black Diamond* March 29, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 58.

LEGALIZING—TOWN OF JEWELL JUNCTION.

AN ACT to Legalize the Incorporation of the Town of Jewell Junction in the County of Hamilton and State of Iowa, the Election of its Officers and their Official Acts. H. F. 303.

WHEREAS, At the January term 1883 of the circuit court of Hamilton county, Iowa, a petition was presented for the Incorporation of the town of Jewell Junction, Hamilton county Iowa; and Preamble.

WHEREAS, The said petition failed to state the name by which said town should be known and the plat annexed to said petition was described in the letters on said plat, a part of the land included although some was correctly described in petition; and

WHEREAS, The clerk failed to give notice of the result of the election as required by section 423 of the code; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of the said town of Jewell Junction in the county of Hamilton and state of Iowa, the election of its officers, their official acts, and the ordinances passed thereunder be and the same are hereby legalized and made valid to the same extent as if the law had been fully complied with in the points above named, *provided*, that this act shall in no way effect any suit now pending. Legalizing clause.
Proviso

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the *Iowa State Register* and *Webster City Argus* newspapers published respectively at Des Moines and Webster City, Iowa without expense to the state. Publication.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 30, and *Webster City Argus* March 28, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 59.

LEGALIZING—TOWN OF REDDING.

H. F. 408. AN ACT to Legalize the Incorporation and Ordinances of the Town of Redding, Ringgold County Iowa.

Preamble. WHEREAS, The town of Redding, Ringgold county Iowa embracing the south half of the south half of section eleven and the north half of section fourteen and the north half of the south half of section fourteen all in township sixty-seven north of range thirty-one west in Ringgold county Iowa on the 11th day of April 1882 duly filed its petition to be incorporated under the general incorporation laws of the state of Iowa; and

WHEREAS, Said town of Redding held its first election for municipal officers on the 9th day of May 1882 and has regularly transacted business since and enacted ordinances; and

WHEREAS, No copies of the records of the circuit court with reference to such incorporation were filed with the county recorder of said county and with the secretary of state as required by section 423 of the code of Iowa by reason of which doubts have arisen as to the legality of said incorporation and the ordinances ordained thereunder; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing clause.

SECTION 1. That the incorporation of the town of Redding Ringgold county embracing the territory heretofore described together with the ordinances passed thereunder be and the same are hereby legalized and all the official acts of the town council of the said town of Redding done and performed since its organization thereof be and the same are hereby legalized and declared legal and valid.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and Iowa State Leader newspapers published at Des Moines Iowa without expense to the State.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 3, and *Iowa State Leader* April 1, 1884.

J. A. T. HULL, *Secretary of State*

CHAPTER 60.

LEGALIZING—INDEPENDENT SCHOOL DISTRICT OF MARSHALLTOWN.

AN ACT to Legalize the Action of R. Howe Taylor, President of the Board of Directors of the Independent School District of Marshalltown Iowa, in Deeding Certain School Property. H. F. 472.

WHEREAS, R. Howe Taylor, president of the board of directors of the independent school district of Marshalltown Iowa, did on the 3d day of September 1880, convey by deed to George Hum-long the following described property of said school district: forty feet of off [off of] the south end of lots No. one (1) two (2) and three (3) in block No. nine (9) in the original town of Marshall; now particularly described as follows: all that parcel or tract of land bounded by the following line; beginning at the southeast corner of said lot No. one (1) running thence north forty (40) feet, thence west one hundred and eighty (180) feet, thence south forty (40) feet, thence east one hundred and eighty (180) feet to the place of beginning; and, Preamble.

WHEREAS, The question of the transfer or sale of said property not having been submitted to the electors of said Independent School District as provided by law; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the action of R. Howe Taylor, president of the board of directors of said district in deeding the above described property, is hereby legalized to the same extent as if the question of the sale and transfer of said property had been regularly submitted to the electors of said independent district. Legalizing clause.

Approved, March 22, 1884.

CHAPTER 61.

LEGALIZING—TOWN OF MODALE.

AN ACT to Legalize the Acts of the Town Council of the Town of Modale in Harrison County Iowa. H. F. 502.

WHEREAS, Immediately after the incorporation of the town of Modale, in Harrison county Iowa, a special election was called and held for the election of officers including a board of trustees, which board of trustees so elected at said special election discharged all the duties of trustees, as provided by law, Preamble.

till the first Monday in March following at which time a new board consisting of six trustees as provided by law, was duly elected, which board so elected proceeded to qualify and organize as contemplated and directed by statute, and did from time to time at regular and special meetings, called for that purpose, pass ordinances, make orders and discharge all the duties imposed by law on such boards of trustees and passed some ordinances by a two-thirds, instead of a three-fourths vote of said board, the same having been done by mistake and oversight; and

WHEREAS, Doubts have arisen as to the legality of the election of said board in March, after the incorporation of said town, and as to the legality of the ordinances passed, and the orders by them made; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalizing
clause.

SECTION 1. That all the ordinances heretofore passed by the said board of trustees of the incorporated town of Modale and all acts done in pursuance thereof are hereby legalized and made as valid and binding as though all the forms of law had been fully complied with in the election and qualification of said board, and the passing of said ordinances, and making of said orders by them.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Iowa State Leader a newspaper published at Des Moines Iowa, and the Missouri Valley Times a newspaper published at Missouri Valley, Iowa without expense to the state.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the Iowa State Leader April 17, and Missouri Valley Times April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 62.

LEGALIZING—CHANGE OF NAME OF LACKAWANNA TO LEHIGH.

H. F. 287.

AN ACT to Legalize the Change of the Names of the Villages of Lachawanna and Vesper to Legalize the Incorporation Thereof under the Name Lehigh and to Validate the Ordinances of the Town of Lehigh and the Acts of its Officers Thereunder.

Preamble.

WHEREAS, In the year 1883, the inhabitants of the villages of Lachawanna and Vesper and the additions thereto, in Webster county, Iowa, incorporated under the name of Lehigh the territory constituting the east one-half ($\frac{1}{2}$) of section No. (12)

in township No. eighty-seven (87) north of range No. twenty-eight (28) west of the fifth P. M. Iowa; and,

WHEREAS, Before said incorporation the portion of said territory, which had been platted, had been platted in part under the name Lachawanna, in part under the name Vesper, in other parts under the names of additions to Vesper, and in still other parts under various other and different names; and

WHEREAS, Doubts have arisen as to how, in conveyances and transfers, the real estate situated in said territory shall hereafter be designated and described; and,

WHEREAS, Doubts have arisen as to the validity and legality of said act of incorporation, and as to the validity and legality of the ordinances passed by the town council of Lehigh under said incorporation, and as to the validity and legality of all other acts done by said town council and other officers of the town of Lehigh since said incorporation; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That what has heretofore been known as the village of Lachawanna shall hereafter be known as Lehigh, and the name Lackawanna is hereby changed to Lehigh and all parcels of real estate described and numbered on the recorded plat of the village of Lackawanna shall now and hereafter be known, numbered and described as of the town of Lehigh, and all transfers and conveyances of such real estate, hereafter made shall describe the same as of the town of Lehigh.

Name of Lehigh legalized.

Conveyances legalized.

SEC. 2. That what has heretofore [been] known as the village of Vesper shall hereafter be known as Smith's first addition to Lehigh, and the name Vesper is hereby changed to that of Smith's first addition to Lehigh, and all parcels of real estate described and numbered on the recorded plat of the village of Vesper shall now and hereafter be known, numbered, and described as if [of] Smith's first addition to Lehigh, and all transfers and conveyances of such real estate, hereafter made shall describe the same as of Smith's first addition to Lehigh.

Vesper changed to Lehigh.

Smith's first addition.

SEC. 3. That what has heretofore been known as Tyson's addition to Vesper shall hereafter be known as Tyson's addition to Lehigh, and the name Tyson's addition to Vesper is hereby changed to that of Tyson's addition to Lehigh, and all parcels of real estate described and numbered on the recorded plat as of Tyson's addition to Vesper shall now and hereafter be known numbered and described as of Tyson's addition to Lehigh, and all transfers and conveyances of such real estate, hereafter made shall describe the same as of Tyson's addition to Lehigh.

Tyson's addition.

SEC. 4. That what has heretofore been known as Smith's addition to Vesper shall hereafter be known as Smith's second addition to Lehigh, and the name Smith's addition to Vesper is hereby changed to that of Smith's second addition to Lehigh, and all parcels of real estate described and numbered on the

Smith's addition.

recorded plat as of Smith's addition to Vesper shall now and hereafter be known numbered and described as of Smith's second addition to Lehigh, and all transfers and conveyances of such real estate, hereafter made, shall describe the same as of Smith's second addition to Lehigh.

Smith's second addition.
Additions.
SEC. 5. That whenever any part or portion of said territory, not included in the descriptions contained in the first, second, third, or fourth sections of this act, shall be platted, or if the same has already been platted, it shall be described as an addition to Lehigh and the addition constituting such part or portion shall bear the name of the person by whom the same has been, or shall be, platted and the real estate contained in such part or portion, in conveyances and transfers, shall be known, numbered and described as of the addition to which it belongs.

Town of Lehigh legalized.
SEC. 6. That the incorporation of said town of Lehigh be, and the same is hereby, legalized, and the said town of Lehigh is hereby declared to be a valid, existing municipal corporation, under the laws of this state, and that all ordinances passed by the town council of said town, and all the acts of the town council and other officers of said town done since said incorporation are hereby declared to be as legal and binding, to all intents and purposes whatsoever, as the same would have been had there been no irregularities, but the law had been strictly followed in said incorporation and acts done thereunder.

Publication clause.
SEC. 7. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register a paper published at Des Moines, Iowa and in the Lehigh Valley Echo a paper published at Lehigh in Webster County, Iowa without expense to the State.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 2, and *Lehigh Valley Echo* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 63.

INCORPORATION OF TOWN OF WILLIAMS LEGALIZED.

H. F. 142. AN ACT to Legalize the Incorporation of the Town of Williams in the County of Hamilton and State of Iowa and the Official Acts of the Town Council and Other Officers Thereof.

Preamble. WHEREAS, At the August term 1883 of the circuit court held in and for said county of Hamilton application was made for the incorporation of the town of Williams in the county of Hamilton and state of Iowa; and

WHEREAS, In pursuance thereof five commissioners were ap-

pointed to hold an election as required by law and did hold an election; and

WHEREAS, At said election five trustees were elected instead of six as required by the act of the seventeenth general assembly; and

WHEREAS, The said trustees did order a special election at which H. F. Anders was elected trustee thereby making the board consist of six members as required by law; and

WHEREAS, Doubts have arisen as to the legality of the incorporation of said town and the election of said trustees; therefore

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of the town of Williams in the county of Hamilton and state of Iowa be and the same is hereby legalized and the election of officers and all the official acts of the town council of the said town of Williams done in pursuance of said incorporation be and the same are hereby legalized and binding as though no defect in the incorporation of said town or the election of said trustees had existed. Legalized.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register published at Des Moines Iowa and the Hamilton Freeman a weekly paper published at Webster City Hamilton county Iowa without expense to the state. Publication clause.

Approved, March 22, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 30, and *Hamilton Freeman* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 64.

RELATIVE TO COMPENSATION OF PHYSICIANS ON CORONERS' INQUESTS.

AN ACT to Amend Section 368, Chapter VII, Title IV Code of 1873, S. F. 94. Relating to the Compensation of Surgeons or Physicians in Coroners' Inquests.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 368, chapter 7, title iv code of 1873 be, and the same is hereby amended so as to read as follows: Code, § 368 amended.

SEC. 368. In the above inquisition by a coroner, when he or the jury deem it requisite, he may summon one or more physicians or surgeons to make a scientific

Coroner may summons physicians.

Fees of physicians.

examination, who, instead of witness fees, shall receive such reasonable compensation as may be allowed by the county board of supervisors.
Approved, March 26, 1884.

CHAPTER 65.

TO AMEND THE MILITARY CODE.

S. F. 138. AN ACT to Amend Chapter 74, Laws of the 18th General Assembly.

Be it enacted by the General Assembly of the State of Iowa:

Reducing number of regiments to six.

SECTION 1. That section 9, chapter 74 laws of the 18th general assembly be amended by striking out the word and figure "nine" and inserting in lieu thereof the word and figure "six."

§ 13, chapter 74, 18th G. A., amended.

SEC. 2. That section 13 of said chapter of said laws be amended by striking out in the first sentence of said section the words "not less than" and the words "nor more than ten."

§ 45 Ib. amended.

SEC. 3. That section 45 of said chapter of said laws be amended, by striking out all of said section after the words "with a view to disbandment."

§ 21 Ib. amended.

SEC. 4. That section 21 of said chapter be and is hereby amended by inserting after the words, "as ordered by the commander-in-chief" the words "and for the time spent in such encampment each soldier and officer shall receive as compensation therefor the sum of \$1.50 per day, to be paid under such provisions as the commander-in-chief may direct."

\$15,000 additional annual appropriation.

SEC. 5. For the purpose of carrying out the provisions of chapter 74, laws of the 18th general assembly as herein amended, there is hereby made the additional appropriation of fifteen thousand dollars per annum, or so much thereof as may be necessary, out of any money in the state treasury not otherwise appropriated, and all warrants against said appropriation shall be drawn by the auditor of state upon the state treasurer upon the certificate of the adjutant general approved by the governor.

Publication clause.

SEC. 6. This act being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, March 26, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader March 28, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 66.

RELATIVE TO CARE OF THE INSANE.

AN ACT to Amend Section 1384 (Chapter 2 Title XI.) of the Code H. F. 23. of Iowa in relation to care for the Insane.

Be it enacted by the General Assembly of the State of Iowa:

[SECTION 1.] That section 1384 of the code of Iowa be, and same is hereby amended by striking out the word "first" in the sixth line thereof and inserting in lieu thereof the word "second," and by striking out the word "October" in the seventh line thereof and inserting the word "July," also by changing the eleventh line by striking out "first Wednesday in (January, April and July)," and inserting "second Wednesday in (October, January and April)."

Code, § 1384, amended.

Time of annual meeting changed.

Time of quarterly meetings changed.

Approved, March 27, 1884.

CHAPTER 67.

PROTECTION OF GAME.

AN ACT to Amend Section 2 of Chapter 156 of the Laws of the Seventeenth General Assembly as Amended by Chapter 193 of the Laws of the Eighteenth General Assembly in Relation to the Protection of Game.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 2 of Chapter 156 of the laws of the seventeenth general assembly as amended by chapter 193 of the laws of the eighteenth general assembly be and the same is hereby amended as follows to-wit: strike out of the third line of said section the words fifteenth day of August and insert in lieu thereof the words, "first day of September."

§ 2, chap. 156, 17th G. A. and chap. 193, 18th G. A., amended.

Changing time.

Approved, March 27, 1884.

CHAPTER 68.

FOR LEVY OF ONE-HALF MILL TAX FOR YEARS 1884 AND 1885.

H. F. 519.

AN ACT to Provide for the Levy of One-half Mill State Tax for the Years 1884 and 1885 to Complete the new Capitol Building and to Provide Increased Accommodations for the Insane of the State and for other purposes.

Be it enacted by the General Assembly of the State of Iowa:

For completion of new capitol and care of insane, $\frac{1}{2}$ mill tax levied for years 1884 and 1885 in addition to tax directed by ex. council.

SECTION 1. That for the purpose of completing the new capitol, and to provide increased accommodations for the insane of the state and for other purposes the board of supervisors of each county shall, at their September sessions, in the years 1884, and 1885, levy one half mill state tax in addition to the tax directed to be levied by the executive council, and said tax shall be collected and remitted to the state treasury in the same manner as other state taxes.

Approved, March 27, 1884.

CHAPTER 69.

FOR APPOINTMENT OF AN AGENT TO SELECT CERTAIN LANDS.

H. F. 172.

AN ACT Authorizing the Appointment of an Agent to Select certain Lands along the Line of the Railroad Constructed from McGregor to Sheldon, and Providing for the Payment of the fees for such Selection.

Be it enacted by the General Assembly of the State of Iowa:

Governor authorized to appoint agent.

R. R. from McGregor to Sheldon.

SECTION 1. That the governor of the state of Iowa is hereby authorized to appoint an agent to make a formal and proper selection, at the local government land office in Des Moines, of the lands not heretofore patented, along the line of the railroad constructed from McGregor to Sheldon, and within the limits specified in the grant made to aid in the construction of said road, which are claimed by occupants under section 8 of chapter 21 of the acts of the seventeenth general assembly, and who have filed proof of their claims in the land department of the state. That should the selection of any tract or tracts of such lands be prevented by reason of some interfering claim or right then such selection to be made as early as practicable after the interference is removed.

To be selected as speedily as possible.

\$50 appropriated.

SEC. 2. That there be and is hereby appropriated out of any

money in the state treasury, not otherwise appropriated the sum of fifty dollars or so much thereof as may be necessary, to pay the fees required by the land department of the general government for such selection. The amount found to be necessary shall be audited and paid upon the order of the governor.

SEC. 3. This act to be in force from and after its publication in the Daily Iowa State Register and Daily Iowa Capital, newspapers published in Des Moines, Iowa. Publication clause.

Approved, March 27, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 2, and *Daily Iowa Capital* March 31, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 70.

FOR COMPENSATION WHERE DOMESTIC ANIMALS ARE KILLED BY DOGS.

AN ACT to Provide a Fund from which to Pay for Sheep or Other Domestic Animals, Killed or Injured by Dogs. S. F. 4.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. It shall be the duty of every assessor of this state, at the time of listing the property of his district, to list each dog over three months of age in the name of the owner thereof, without affixing any value thereto. Any person keeping or harboring a dog or dogs shall be deemed the owner thereof within the meaning of this act. Assessors to list dogs.
Owner.

SEC. 2. The board of supervisors of each county shall, at their September session each year, when levying other taxes, levy a tax of fifty cents on each male, and one dollar on each female dog listed by the assessor, which tax shall constitute a special fund, to be disposed of as provided for in this act. Amount taxed.

SEC. 3. It shall be the duty of each county auditor to provide suitable columns, properly headed, in the assessor's book, to carry out the provisions of this act. Duty of Auditor.

SEC. 4. The treasurer of each county, on receiving the tax books for the collection of other taxes, shall collect the tax herein provided for as other taxes are collected, and keep the same as a separate fund, to be known as the domestic animal fund. Duty of Treasurer.

SEC. 5. Any person damaged by the killing or injury of sheep, or any other domestic animal, by a dog or dogs, may present to the board of supervisors of the county in which such killing or injury occurred, a detailed account of such killing or injury, stating the amount of damage claimed therefor, and ver- Damages, how claimed.

ified by affidavit, such claim to be filed with the county auditor at least ten days before some regular session of the board, and within fifteen days from the time such killing or injury occurred. At the first regular session of the board of supervisors after such claim shall have been filed for ten days as herein provided, the same may be established by proof before the board; and upon the hearing thereof, the claimant shall establish his claim for damages by the testimony of at least two competent witnesses, besides himself. It shall also be made to appear to the satisfaction of said board that such damage was not caused, in whole or in part, by a dog or dogs owned or controlled by the claimant, and that claimant does not know whose dog or dogs caused the damage, and that said damage was caused by dogs; or, in case the owner of such dog or dogs is known to the claimant, and that such owner has no property subject to execution, out of which the claim can be made.

Proof of loss.

Board of supervisors to allow 75 per cent.

The board shall hear and determine said claims in the order in which they are filed unless good cause is shown for continuance, and shall allow the same or such portions thereof as they may deem just, and shall authorize the auditor to issue warrants for the same not to exceed seventy-five per cent of the amount allowed to be paid out of the domestic animal fund.

Treasurer to pay, when.

SEC. 6. The treasurer shall, between the first and tenth days of January and the first and tenth days of July of each year, pay the said warrants issued by the auditor as provided for by section five of this act, out of the domestic animal fund. If said fund is insufficient to pay said warrants in full, he shall pay on each *pro rata*. If after paying all warrants at either period above named, there shall remain more than two hundred and fifty dollars of said fund in the treasury, the board of supervisors shall order the excess to be transferred to the county fund.

Excess to be transferred.

Approved, March 27, 1884.

CHAPTER 71.

TO RELINQUISH CERTAIN LANDS.

S. F. 90.

AN ACT to Relinquish and Re-convey to the United States all Lands and Rights to Lands Granted to the State of Iowa by the Act of Congress Entitled "An Act for a Grant of Land to the State of Iowa in Alternate Sections to Aid in the Construction of a Railroad in the State of Iowa," Approved May 12th, A. D. 1864, which have not been Earned Pursuant to the Provisions of Said Act.

Preamble.

WHEREAS, By an act of congress, approved May 12th, A. D. 1864, entitled "An act for a grant of lands to the state of Iowa in alternate sections to aid in the construction of a railroad in

The grant.

said State" certain lands were granted to the state of Iowa for the purpose of aiding in the construction of a railroad from Sioux City in said state to the south line of Minnesota, at such point as the state might select, between the Big Sioux and the west fork of the Des Moines river, which grant was made to and accepted by the state of Iowa upon the conditions, restrictions and qualifications therein named, and

WHEREAS, By acts of the general assembly of the state of Iowa, approved April 3d, A. D. 1866, and April 20th, A. D. 1866, the lands, rights, powers, duties and trusts conferred upon the state of Iowa by said act of congress were duly accepted on the part of the state of Iowa, and

Acceptance
1866.

WHEREAS, By an act of the general assembly of the state of Iowa, approved April 3d, A. D. 1866, so much of the lands, interests, rights, powers and privileges as were or might be conferred in pursuance of said act of congress to aid in the construction of the aforesaid road, were disposed of, granted, and conferred upon the Sioux City & St. Paul Railroad Company, and

Granted in
1866.

WHEREAS, Said railroad company duly accepted said grant, but failed to complete said railroad as required by the terms and conditions of said grant; and

Grant accept-
ed by R'y Co.

WHEREAS, By an act of the general assembly of the state of Iowa, approved March 16th, A. D. 1882, all lands, and all rights to lands granted or intended to be granted to the Sioux City & St. Paul Railroad Company by said acts of congress and of the general assembly of the state of Iowa, which had not been earned by said railroad company by a compliance with the conditions of said grant were absolutely and entirely resumed by the state of Iowa and vested in said state as absolutely as though the same had never been granted to said railroad company; and,

Portion re-
sumed in 1882.

WHEREAS, It is desirable that all lands and rights to lands resumed by the state of Iowa as aforesaid should be conveyed to and vested in the United States to the end that such lands shall be made subject to the use of actual settlers as provided by the acts of congress relating thereto; now, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all lands and all rights to lands resumed and intended to be resumed by chapter one hundred and seven (107) of the acts of the nineteenth general assembly of the state of Iowa are hereby relinquished and conveyed to the United States.

Relinquished
to the U. S.

SEC. 2. The governor of the state of Iowa is hereby authorized and directed to certify to the secretary of the interior all lands which have heretofore been patented to the state, to aid in the construction of said railroad, and which have not been patented by the state to the Sioux City & St. Paul Railroad Company, and the list of land so certified by the governor shall

Governor to
certify to Sec-
retary of In-
terior.

be presumed to be the lands relinquished and conveyed by section one of this act. *Provided*, that nothing in this section contained shall be construed to apply to lands situated in the counties of Dickinson and O'Brien.

Publication. SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Sioux City Journal, a newspaper published at Sioux City, Iowa.

Approved, March 27, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Sioux City Daily Journal* April 2, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 72.

TO PROVIDE FOR DISPOSING OF AGRICULTURAL COLLEGE LANDS.

Sub. H. F. 56. AN ACT to Provide for Selling, Leasing and Patenting the Lands Belonging to the Iowa State Agricultural College and Farm. [Amends ch. 117 acts 10th G. A., and repeals ch. 71 acts 15th G. A.]

Be it enacted by the General Assembly of the State of Iowa:

Trustees authorized to sell. SECTION 1. That the trustees of the Iowa state agricultural college and farm be, and they are, hereby authorized to sell the lands granted to the state of Iowa by an act of congress entitled "An Act donating public lands to the several states and territories which may provide colleges for the benefit of Agriculture and Mechanic Arts" approved July 2d, 1862. Such sale shall be for cash, or upon a partial credit not exceeding ten years, at such appraised value as shall be fixed by said trustees. All deferred payments shall draw interest at the rate of eight per cent per annum, payable annually in advance.

How sold.

Deferred payment.

Failure to pay interest for 60 days, a forfeiture.

Trustees may extend time.

Trustees may lease for ten years at 8 per cent.

Lessee may purchase.

Upon a failure to pay the annual interest or principal within sixty days after it becomes due and within sixty days after notice thereof in writing by mail or otherwise from the trustees or land agent of said college to the holder of the lease shall have been given, the purchaser shall forfeit all claim to said land and the improvements made thereon and all sums paid on said contract, unless in the opinion of the trustees an extension should be allowed.

SEC. 2. Said trustees are also authorized to lease the said lands for a term not exceeding ten years at an annual rent equal to eight per cent per annum upon the appraised value of the tract, payable annually in advance, and the said lessee, his heirs or assigns, shall have the privilege of purchasing said tract of land at the expiration of the lease at the appraised value stated

in the lease. The lessee failing to pay the annual interest upon said lease within sixty days after the same becomes due and within sixty days after notice thereof in writing by mail or otherwise from the trustees or land agent of said college to the holders of the lease shall have been given, shall forfeit his lease together with the interest paid thereon and improvements made on said lands.

Lease forfeited for non-payment of interest.

SEC. 3. The said trustees are authorized at their option to cause to be *revived* [reviewed] the purchase price of the land so sold or leased, or which has been heretofore sold, or leased before the same comes due, upon such terms and conditions of payment as said trustees may deem for the best interest of the institution.

Trustees may cause purchase price to be reviewed.

Said trustees may also renew leases as they expire, and when so renewed the leasehold estate shall be subject to taxation as provided in chapter one hundred and sixty-nine of the acts of the nineteenth general assembly entitled, "An act to provide for taxation of leasehold estates in Agricultural College lands" approved March 25th, 1882.

May renew leases. Subject to taxation.

SEC. 4. Leases heretofore issued by said trustees under the authority of former acts of the general assembly of this state and all renewals of such leases shall be deemed assignable and all transfers of such leases or renewals heretofore made shall be valid, and the owner whether holding one or more than one such lease or renewal who has made the annual payments therein required, shall be entitled to all the benefits of such contract or contracts and shall have the privilege of purchasing the tract or tracts of land so held by him as provided in the lease and upon payment of the purchase money shall be entitled to a patent for the land described in said lease or leases.

All leases assignable.

Transfers heretofore made valid.

SEC. 5. The said trustees be and they are hereby authorized in like manner to sell or lease the lands belonging to the said Iowa agricultural college acquired by purchase with accumulated interest fund.

Lands acquired by purchase, subject to same conditions.

SEC. 6. Whenever a sale shall be made of any of said lands as hereinbefore provided, the president of the said agricultural college shall issue to the purchaser a certificate, countersigned by the secretary of said board, stating the fact of purchase, the name of the purchaser, description of land and the appraised value thereof. Upon payment of such purchase price to the treasurer of state the purchaser or his assigns shall be entitled to a patent or patents for such tract or tracts of land. And upon presentation of such certificate to the secretary of state with the receipt of the treasurer of state showing full payment of the purchase money and stating the amount thereof, said secretary of state shall issue to the purchaser or to his assignee, a patent or patents for the tract or tracts of land therein described, which patents shall be signed by the governor and secretary of state, as other patents or deeds for lands conveyed by the state, and shall vest in the purchaser all the right, title and

President and Secretary to issue certificate to purchaser.

Amount to be paid the Treasurer of State.

Secretary of State to issue patent.

Title to vest in purchaser.

interest of the state and of said college in and to the lands therein described.

Principal to
be held by
Treasurer of
State.
How drawn
out.

SEC. 7. The principal of all moneys collected under the provisions of this act, shall be paid to and held by the treasurer of state, and shall be drawn out for the purpose of investment on the order of the board of trustees, only when required to complete a loan. The interest collected shall be paid to the treasurer of the college upon the order of the board of trustees.

Chapter 71
15th G. A.
repealed.

SEC. 8. Chapter seventy-one of the acts of the fifteenth general assembly entitled "an Act to regulate the leasing of the lands belonging to the Iowa State Agricultural College" approved March 19th, 1874, and all acts and parts of acts conflicting with the provisions of this act are hereby repealed.

Publication.

SEC. 9. This act being of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and State Leader, newspapers published in Des Moines, Iowa.

Approved, March 27, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 73.

SUPPORT FOR INSTITUTION FOR DEAF AND DUMB.

H. F. 211.

AN ACT to Amend Section One, Chapter One Hundred and Five, Laws of the Nineteenth General Assembly, relating to the Institution for the Deaf and Dumb.

Be it enacted by the General Assembly of the State Iowa:

Chap. 105, 19th
G. A. Annual
allowance
from \$16,000 to
\$21,000.

SECTION 1. That chapter one hundred and five, laws of the nineteenth general assembly, be and the same is hereby amended by striking out the word "sixteen" in the seventh and eighth lines of section one, and inserting the word "twenty-one" in lieu thereof.

Publication.

SEC. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and in the Council Bluffs Nonpareil, a newspaper published at Council Bluffs, Iowa.

Approved, March 28, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Daily Nonpareil* March 29, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 74.

ASSESSORS IN CITIES ACTING UNDER SPECIAL CHARTERS.

AN ACT Providing for the Election of Assessor for State and County Purposes in Cities Organized and Existing under Special Charters. S. F. 23.
 [Additional to Code, Ch. 10, Title IV.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the qualified voters of all cities organized and existing under special charters having a population of not less than 12,000 nor more than 13,000 as shown by the census of Iowa 1880 shall, at their regular annual election, in addition to the city assessor elected in accordance with chapter ninety (90), of the acts of the sixteenth general assembly, also elect an assessor whose duty it shall be to assess the property within said city, for state and county purposes, in the manner provided by law. Such assessor shall hold his office for the term of one year from the first day of January next ensuing after their election.

Cities of not less than 12,000 nor more than 13,000 to elect an additional assessor.

Duty of such officer.

SEC. 2. The assessment made as aforesaid shall be equalized by the city council of such city, who shall have the same powers in relation thereto as are delegated by law to the township trustees.

Assessment equalized.

SEC. 3. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Des Moines Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Publication clause.

Approved, March 28, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* March 29, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 75.

TO PAY CLAIM OF JOHN H. GEAR AND B. G. L. CO.

AN ACT Appropriating the Sum of \$645.24 in Payment of Claims Held by John H. Gear and the Burlington Gas Light Company. S. F. 121.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated out of any money in the treasury not otherwise appropriated the sum of six hundred \$645.24 appropriated.

and forty-five ²⁴ dollars for the payment of the claim held by John H. Gear for tobacco and by the Burlington Gas Light Company, for coke furnished the Iowa state penitentiary at Ft. Madison as follows:

For John H. Gear \$488.80,
and B. G. L. Co. \$156.90.

John H. Gear, the sum of \$488.80 and the Burlington Gas Light Company the sum of \$156.90 and the auditor of state shall draw his warrants on the state treasury in favor of said parties, for said amounts respectively.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, March 28, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 2, 1884.

J. A. T. HULL,

CHAPTER 76.

TRUSTEES OF THE STATE AGRICULTURAL COLLEGE.

H. F. 146.

AN ACT to amend Section 1604, and to Repeal and Provide a Substitute for Section 1605 of Chapter 3, Title 12 of the Code in Relation to the Trustees of the State Agricultural College.

Be it enacted by the General Assembly of the State of Iowa:

Code, § 1604 amended.

SECTION 1. That section 1604 of the code be, and the same is, hereby amended by striking out all that portion thereof after the word "board" in the eleventh line thereof and by adding to said section in lieu thereof the following, to-wit: Of trustees consisting of one person from each congressional district of the state. But the present board of trustees shall continue as members of the board of trustees from their several congressional districts until their terms of office expire.

One from each congressional district.

Members of present board continued in office.

Code, § 1604 repealed and substitute enacted.

SEC. 2. That section 1605 of the code be, and the same is, hereby repealed and the following enacted as a substitute therefor:

Election and term of trustees.

SECTION 1605. That of the members of said board representing the different congressional districts there shall be elected by this general assembly one to serve two years, four to serve four years, and three to serve six years from the first day of May, A. D. 1884, and as the term of office of the members of the board expire, the general assembly shall elect their successors whose term of office shall be six years. The board of trustees shall fill all vacancies occurring therein, except when the legislature is in session, and the persons so ap-

Board of trustees to fill vacancies.

pointed shall hold their office until the next session of the general assembly after such appointment: but neither the president nor any other officer or employe of the college and farm, nor any member of the general assembly shall be eligible as trustees.

Persons no eligible.

SEC. 3. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, March 28, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 2, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 77.

SERVICE OF NOTICE.

AN ACT to Amend Section 2609 (Chapter 6, Title xvii.) of the Code of 1873, in Relation to the Truth of Return of Notices Served on Patients in Hospitals for the Insane. S. F. 366.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 2609 of the Code of 1873 be and the same is hereby amended by adding thereto—*Provided*, that service may be made on any patient confined in the hospitals for the insane by the superintendent or assistant superintendent of such hospitals, and the certificate of such officer under the seal of such hospital shall be proof of such service. Code, § 2609 amended. How served on patients in hospitals for the insane.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, and Iowa State Leader, newspapers published in Des Moines Iowa. Publication.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 3, and *Iowa State Leader* April 2, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 78.

RELATING TO SALE OF FIRE ARMS TO MINORS.

H. F. 104. AN ACT to Prohibit the Selling or Giving of Fire Arms to Minors.

Be it enacted by the General Assembly of the State of Iowa:

Unlawful to
sell or give to
minors fire
arms or toy
pistols.
Fine or im-
prisonment.

SECTION 1. That it shall be unlawful for any person to knowingly sell, present or give any pistol, revolver or toy pistol to any minor.

SEC. 2. Any violation of this act shall be punishable by a fine of not less than twenty-five nor more than one hundred dollars or by imprisonment in the county jail of not less than ten nor more than thirty days.

Publication.

SEC. 3. This act being deemed of immediate importance shall be in full force and take effect from and after its publication in the Iowa State Leader and Iowa State Register, newspapers published at Des Moines, Iowa.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* April 2, and *Iowa State Register* April 3, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 79.

CITIES AND TOWNS.

S. F. 330. AN ACT to Amend Chapter ninety-five (95) of Laws of Sixteenth General Assembly.

Be it enacted by the General Assembly of the State of Iowa:

Chap. 95, 16th
G. A., amend-
ed.

SECTION 1. That chapter ninety-five (95) of the laws of the sixteenth general assembly be amended by striking out the number "4,500" in the fifth line of section one of said chapter and inserting the number "3,500" in lieu thereof.

Loans.

SEC. 2. This act being deemed of immediate importance the same shall take effect from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa.

Publication.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 3, and in the *Iowa State Leader* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 80.

BONDING COUNTY INDEBTEDNESS.

AN ACT to Amend Chapter 147 of the Acts of the 19th General Assembly, Relating to the Bonding of County Indebtedness. S. F. 28.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That Chapter 147 of the acts of the 19th general assembly be and the same is hereby amended as follows: Chap. 147, 19th G. A. amended.

Strike out of the fourth line of section one of said chapter the figures 1882 and insert in lieu thereof the figures 1884 also strike out of the sixth line of said section, the figures 1882, and insert in lieu thereof the figures 1884. Debt, January 1, 1884, may be funded.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa. Publication.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 3, and *Iowa State Leader* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 81.

TOWN OF NASHUA LEGALIZED.

AN ACT to Legalize the Incorporation of the Town of Nashua, Chickasaw County, Iowa, the Election of its Officers and the Ordinances Passed by the Council of said Town, by Reason of the Failure to Call the Roll and to Record the Yeas and Nays on the Passage of Certain Ordinances of Said Town. H. F. 272.

WHEREAS, Doubts having arisen as to the legality of the incorporation of the town of Nashua in Chickasaw county, Iowa, the election of its officers and the ordinances passed by the council of said town; therefore, Preamble.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of said town of Nashua in Chickasaw county, the election of its officers and all the official acts done and ordinances passed by the council of said town and [not] in contravention with the laws of the State are hereby legalized and the same are hereby declared to be valid and Legalized.

binding the same as though the law had in said respects been strictly complied with.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Nashua Post, newspapers published in Des Moines, Iowa and Nashua, Iowa, said publication to be made without expense to the State.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 2, and *Weekly Nashua Post* April 8, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 82.

TO PAY HON. JOHN SHANE SALARY AS JUDGE.

S. F. 362.

AN ACT to Pay to the Hon. John Shane, late District Judge of the Eighth Judicial District of Iowa, the Salary for his Unexpired Term as Such Judge.

Be it enacted by the General Assembly of the State of Iowa:

Term of office.

THAT; WHEREAS, The Honorable John Shane was in the year 1878 elected judge of the district court for the eighth judicial district of Iowa for the term commencing on the 1st day of January 1879 and ending on the 1st day of January 1883; and

Health impaired in discharge of official duties.

WHEREAS, By reason of the severe labors and duties of his office he was totally and permanently prostrated and disabled from performing the duties of his office and his health has become permanently impaired in consequence of which he was compelled to resign his said office; and

WHEREAS, The Honorable James D. Giffen was appointed by the governor to fill the unexpired term for one and one half months.

\$275 appropriated.

SECTION 1. Therefore, be it enacted that the sum of two hundred and seventy-five dollars, be and the same is hereby appropriated to the Honorable John Shane as compensation for said unexpired term, and that the auditor of state be directed to draw a warrant therefor.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 3, and *Iowa State Leader* April 2, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 88.

ACTS OF BOARD OF SUPERVISORS OF IDA COUNTY LEGALIZED.

AN ACT to Legalize the Acts of the Board of Supervisors of Ida H. F. 414.
County in the Establishment of Roads by Order of said Board on
June 6, 1876.

WHEREAS, The board of supervisors of Ida county Iowa, on the seventh day of January 1876 were petitioned by W. P. Evans and G. F. Barnes to appoint a commissioner to locate county roads on all section lines in Ida county, Iowa, where practicable and where roads would probably be needed and had not yet been located; and, Preamble.
Road petition-
ed for in 1876.

WHEREAS, On the sixth day of June 1876 the said board of supervisors at a regular meeting thereof made an order establishing highways in said county in accordance with the request of said petitioners; and, Established in
June 1876.

WHEREAS, Doubts have arisen as to the regularity of the said proceedings of the said board and other officers in establishing said highways; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the establishing and locating of all highways, and the proceedings and acts of the board of supervisors and other officers of Ida county, Iowa in establishing highways by said order of the board of supervisors on the 6th day of June 1876 be and the same are hereby legalized and declared valid and binding in all respect the same as if the law had been strictly complied with. Legalized.

Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the State Register a newspaper published at Des Moines, Iowa and the Ida County Pioneer a newspaper published at Ida Grove, Ida county, Iowa, the same to be without expense to the state. Publication.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Ida County Pioneer* April 3, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 84.

RELATIVE TO CERTAIN SCHOOL LAND IN DECATUR COUNTY.

H. F. 528. AN ACT to Authorize the Auditor of State to Issue Certificates of Purchase to Certain Owners of Certain Tracts of School Land in Decatur County, Iowa.

Description of land. WHEREAS, The east half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) and the southeast quarter of the northeast quarter ($\frac{1}{4}$) of section thirty-six (36) in township seventy (70) range twenty five (25) west was sold by Decatur county to one Victor Doze on the

Sold in 1852. 16th day of January 1852 and the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) and the northwest quarter ($\frac{1}{4}$) of the southeast

Description. quarter ($\frac{1}{4}$) of section fourteen (14) township sixty-eight (68) range twenty-four (24) in said county and state was by said De-

Sold in 1853. catur county sold to one Andrew Adair on the 23d day of September 1853 all of said lands having been sold to said named persons by said county as then provided by law and the same having been fully paid for; and,

Records destroyed by fire. WHEREAS, The records of said sales having been destroyed by fire before certificates were issued, but not until after the same had been fully paid for; and,

Lands occupied and taxes paid. WHEREAS, Said lands have been owned and occupied by the said Adairs and the grantees from the date of said purchase up to the present time, and the taxes having been duly levied thereon each year since said respective purchases and duly paid by the respective owners; and,

Now occupied. WHEREAS, Said Andrew Adair now owns and occupies the north half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of section fourteen (14) township sixty-eight (68) range twenty-four (24), and one George J. Hutchinson owns and occupies the northwest quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section fourteen (14) and one John Adair owns and occupies the south half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of said section fourteen (14) in said township sixty-eight (68) range twenty-four (24) and one Ethan A. Carpenter owns the southeast quarter ($\frac{1}{4}$) of the northeast quarter ($\frac{1}{4}$) and the north thirty-five (35) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of section thirty six (36) township seventy (70) range twenty-five (25) in said county and state and one Newton Judd owns the south five (5) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) and also the north half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of section thirty-six (36) and one Willis A. Knight owns the south ten (10) acres of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) and also the west half ($\frac{1}{2}$) of the north

half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section thirty-six (36) township and range and John W. Honn owns the east half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of said last named section, township and range: therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the auditor of state be and is hereby authorized and directed to issue certificates of purchase as follows: Auditor of state to issue certificates of purchase.

To Andrew Adair a certificate for the north half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of section fourteen (14) township sixty-eight (68) range twenty-four (24). To Andrew Adair.

To George J. Hutchinson for the northwest quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section, township and range.

To John A. Adair for the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of said section, township and range. To John A. Adair.

To Ethan A. Carpenter for the southeast quarter ($\frac{1}{4}$) of the northeast quarter ($\frac{1}{4}$) and the north thirty-five (35) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of section thirty-six (36) in township seventy (70) range twenty-five (25) in said Decatur county, Iowa.

To Newton Judd a certificate for the south five (5) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) and the north half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section thirty-six (36) in said township, county, and state. To Newton Judd.

Also, To Willis A. Knight a certificate for the south ten (10) acres off of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) and the west half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section, township, county and state. To Willis A. Knight.

And, To John W. Honn, a certificate for the east half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of said last named section. To John W. Honn.

Approved, March 29, 1884.

CHAPTER 85.

ORDINANCES OF TOWN OF SANBORN LEGALIZED.

AN ACT to Legalize Certain Ordinances of the Town of Sanborn in S. F. 341. O'Brien County, Iowa, and the Acts of its Officers thereunder.

WHEREAS, In the adoption of certain ordinances of the said Preamble town of Sanborn in O'Brien county Iowa certain irregularities

Record does not show suspension of rule.

are claimed to have been committed and it does not appear by the records that upon the adoption of the same the rule was suspended by a vote of three fourths of all the members elected to the council and that the said ordinances were passed by a vote of a majority of all the trustees and the ayes and nays do not appear to have been called and recorded upon such passage, and

WHEREAS, Said ordinances have been duly enforced by the officers of the said town and

WHEREAS, On account of said irregularities in the adoption of said ordinances, doubts have arisen as to the validity of the same and the acts of said officers in the enforcement thereof, therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalized.

SECTION 1. That all ordinances of the said town of Sanborn and all acts of any of the officers of said town in the enforcement thereof are hereby declared to be legal and valid in all respects and to the same extent as though in the adoption thereof no such irregularity had occurred and the said rule had been dispensed with by a proper vote and the said ordinances had been passed by a proper vote and the ayes and nays upon such passage had been duly called and recorded and as though all said facts duly appeared by the record of the proceedings of said council.

Approved, March 29, 1884.

CHAPTER 86.

J. B. MEAD JUSTICE OF THE PEACE.

S. F. 347.

AN ACT to Legalize the Official Acts of J. B. Mead a Justice of the Peace in and for Lyon County, Iowa.

Preamble.

WHEREAS, J. B. Mead was a duly elected and qualified justice of the peace in and for Lyon county, Iowa, and

WHEREAS, He was elected as his own successor and failed to file his bond in time required by law, therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalized.

SECTION 1. That the official acts of the said J. B. Mead are hereby legalized and made valid the same as if his bond had been filed and approved as by law required.

Approved, March 29, 1884.

CHAPTER 87.

INDEPENDENT SCHOOL DISTRICT OF ROCK VALLEY LEGALIZED.

AN ACT to Legalize the Organization of the Independent School District of Rock Valley in Sioux County, Iowa, and the Acts of the Officers thereof. S. F. 348.

WHEREAS, In the organization of the independent school district of Rock Falls in Sioux county, Iowa, it is claimed that there were certain irregularities in the proceedings in the holding of the election whereby such organization was determined, and

WHEREAS, Under the said election officers have been duly elected and have exercised the duties of their respective offices, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the organization of said Independent School District is hereby legalized and made valid and the acts of all the officers of said Independent School District of Rock Valley are hereby legalized and made valid to the same extent and effect as though the proceedings of the said election had been in all respects regular and in full compliance with the law. Legalized.

Approved, March 29, 1884.

CHAPTER 88.

FIRST UNIVERSALIST CHURCH OF DUBUQUE LEGALIZED.

AN ACT to Legalize Certain Acts of the First Universalist Society of Dubuque and to Relinquish an Escheat. S. F. 152.

WHEREAS, The First Universalist Society of Dubuque have effected a reorganization and adopted articles of re-incorporation which have been duly recorded in the office of the recorder of Dubuque county that the reorganization has been made under the name and style of the first organization, to wit: The "First Universalist Society of Dubuque." That its present trustees are Alonzo Cragin, Frank Conrick, John V. Rider, Lester C. Bissell, Robert McArthur, Fred A. Rumpf and O. E. Guernsey, and the articles of incorporation provide that the title and control of all the real estate and other property of said corporation shall be vested in its trustees and their successors in

office and held by them in trust for the use and benefit of said corporation and

WHEREAS, The reorganization of said corporation was not made until after the expiration of the first organization; and

WHEREAS, The first and old corporation owned lot 37 on Main street in the city of Dubuque, Iowa according to the government survey; that on said lot is situated a building used by said society for religious worship, and situated therein and belonging to the same is an organ and other personal property, which was held by the trustees of the old corporation for its use and benefit and,

WHEREAS, It has been suggested, that the title to the property of the old corporation did not pass to and vest in the new corporation but escheated to the state of Iowa; that for the purpose of removing all doubts on the subject and vesting the title to said property in the trustees of the new organization and their successors in office in trust for the use and benefit of the new organization the First Universalist Society of Dubuque and to quiet the title thereto, therefore

Be it enacted by the General Assembly of the State of Iowa:

Legalized.

SECTION 1. That the state of Iowa does hereby relinquish all right and title which she now has or might acquire by escheat in and to said lot thirty-seven (37) on Main street in the city of Dubuque Iowa, together with the building thereon, and the organ, furniture and fixtures therein, to Alonzo Cragin, Frank Conrick, Lester C. Bissell, John V. Rider, Robert McArthur, Fred A. Rumpf and O. E. Guernsey, trustees of the "First Universalist Society of Dubuque and their successors in office in trust for the use and benefit of said "First Universalist Society of Dubuque."

Publication.

SEC. 2. This act being considered important shall take effect from and after its publication in the Iowa Daily State Register, published at Des Moines, and the Dubuque Daily Herald, published at Dubuque Iowa, provided such publication shall be without expense to the State.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 19, and Dubuque Herald April 3, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 89.

THOMAS W. DARLING, N. P.

AN ACT to Legalize the Acts of Thomas W. Darling, of Jackson County, Iowa, while Acting in the Capacity of a Notary Public in and for said County of Jackson. S. F. 27a.

WHEREAS, The said Thomas W. Darling residing in Jackson county Iowa, has done, performed sundry acts as a notary public since the expiration of his commission as such notary public, believing his commission to be still in force. Preamble.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all acts of the said Thos. W. Darling purporting to have been done by him as such notary public are hereby legalized and made of the same force and effect as though he had been duly appointed and qualified as such notary public. Legalized.

SEC. 2. This act being deemed of immediate importance shall go into effect on and after its publication in the Iowa State Leader and Jackson County Sentinel, a newspaper published in Jackson county, Iowa, without expense to the State. Publication.

Approved, March 29, 1884.

CHAPTER 90.

INCORPORATION OF WEST LIBERTY LEGALIZED.

AN ACT to Legalize the Incorporation of the Town of West Liberty in the County of Muscatine, State of Iowa. S. F. 23a.

WHEREAS, The inhabitants of the town of West Liberty, Muscatine county, Iowa, did, in the year 1867, take certain steps to become an incorporated town; and, Preamble.

WHEREAS, On the first day of July, 1867, the said town of West Liberty was duly organized as an incorporation by order of the county court as shown by the records of Muscatine county, Iowa, and;

WHEREAS, A plat of said town was filed in the office of the secretary of state on the 11th day of October, A. D. 1867, and no other papers relating thereto are on file in said office; and,

WHEREAS, The law required other papers and proceedings to be so filed; and

WHEREAS, The officers of said town of West Liberty have discharged all the duties pertaining to their respective offices in incorporated towns from the year 1867 to the present time, therefore

Be it enacted by the General Assembly of the State of Iowa:

Legalized.

SECTION 1. That the incorporation of the town of West Liberty is hereby declared legal, and that all ordinances passed and acts done by the officers of said town are hereby declared to be legal, as though all steps prescribed by law had been taken in the incorporation of said town by the filing of all copies of records by law required to be filed in the office of secretary of state.

Publication.

SEC. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its passage and publication in "The Enterprise," a newspaper published at West Liberty Iowa, and the Iowa State Register, a newspaper published at Des Moines, Iowa without expense to the state.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in *The Weekly Enterprise* April 4, and in the *Iowa State Register* April 30, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 91.

ORDINANCES OF EDDYVILLE LEGALIZED.

S. F. 232.

AN ACT to Legalize Certain Ordinances of the Town of Eddyville.

Be it enacted by the General Assembly of the State of Iowa:

Ordinances legalized.

SECTION 1. That certain ordinances of the town of Eddyville now in use in said town on the passage of which the yeas and nays have not been called or have not been recorded or have not been read on their passage or the same have not been certified to by the recorder in the manner provided by law, be and they are hereby severally declared to be as legal and binding in every respect as if the yeas and nays had been called and recorded as provided by law and as if the ordinances had been severally read on their passage and properly certified to by the recorder in the time and in the manner provided by law at the time of the passage thereof.

Publication.

SEC. 2. This act being deemed of immediate importance shall be in force and take effect from and after its publication

in the Iowa State Register and the Eddyville Advertiser, newspapers published at Des Moines and Eddyville Iowa, without expense to the State.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 9, and *Eddyville Advertiser* April 5, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 93.

TO PROVIDE FOR EDUCATION OF J. W. HALLOCK.

AN ACT to Provide for the Education of J. W. Hallock at the Iowa State University at the Expense of the State. S. F. 27.

WHEREAS, On the 13th day of August, A. D. 1883, J. W. Hallock, of Audubon county, volunteered to assist the proper officers and a number of other citizens of the counties of Audubon and Shelby to patrol Elkhorn Grove, Shelby county, Iowa, and to aid in the arrest of the Clingan murderers, S. L. Crawford, and William Hardy; and

Preamble.

WHEREAS, While the patrolling parties were searching in the thick brush, one of the murderers shot the aforesaid J. W. Hallock from ambush, the ball taking effect in the right breast, passing entirely through the lungs, and coming out near the spinal column; and

WHEREAS, The said Willis Hallock has not and probably never will fully recover from the effects of the aforesaid gunshot wound; therefore

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated out of any funds in the state treasury not otherwise appropriated, the sum of one thousand dollars, to be placed in the hands of Hon. T. J. Caldwell of Adel, Iowa, as trustee, who shall invest the same as in his judgment shall seem most feasible to carry out the intent of this act, and use any interest arising therefrom or any part of the principal sum, until exhausted, toward defraying the expense of the education of said J. W. Hallock at the Iowa state university, including board, clothing and necessary textbooks, *provided*, that nothing in this bill shall be construed to bind the state for the further education of said J. W. Hallock than that which said appropriation will provide.

\$1,000 appropriated.

Proviso.

SEC. 2. That the auditor of state is hereby authorized and directed to issue a warrant to the order of said Hon. T. J. Caldwell, trustee, for said entire appropriation on the written appli-

Warrant to issue to T. J. Caldwell.

cation of said T. J. Caldwell therefor, and the treasurer of state is directed to pay the same on such warrant.

Approved, March 29, 1884.

CHAPTER 93.

TO PUNISH GAMBLING IN GRAIN AND PRODUCE.

. F. 78.

AN ACT to Prevent Gambling by Means of Fictitious Contracts for the Buying or Selling of Grain or Other Produce, on Margins and to Provide a Punishment therefor.

Be it enacted by the General Assembly of the State of Iowa:

Unlawful to keep a place to deal in margins.

SECTION 1. That it shall be unlawful for any corporation, association or society, person, or persons to keep within this state any store, office or other place, wherein is conducted or permitted the pretended buying or selling of grain, pork, lard, or any mercantile or agricultural products on margins, without any intention of future delivery, whether such pretended contracts are to be performed within or without this state; and the keeping of all such places is hereby prohibited; and it shall be unlawful for any person, corporation, association or society, within this state, to make or enter into any contract, or pretended contract such as is above stated and referred to, and all such contracts are hereby prohibited. The intention of this act being to prevent and prohibit within this state the business now engaged in and conducted in places commonly known and designated as Bucket Shops. *Provided*, however that this act shall not apply to or in any way affect any contract for the actual buying or selling of any commodity whatever for present or future delivery, where the actual delivery or receipt of the thing sold is contemplated, and in good faith intended by either of the parties to the contract.

Unlawful to make such contracts.

Proviso.

Punishment.

SEC. 2. Any person whether acting individually or as a member of any copartnership, corporation, association or society, guilty of violating any of the provisions of this act shall upon conviction thereof be adjudged to pay a fine for each offense of not less than one hundred dollars nor more than five hundred dollars or be imprisoned in the county jail not less than thirty days nor more than one year, or be both fined and imprisoned at the discretion of the court.

Approved, March 29, 1884.

CHAPTER 94.

CHANGE OF VENUE.

AN ACT Relating to a Change of the Place of Trial of Civil Actions, S. F. 29.
Amending Section 2590 of the Code of Iowa.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 2590 of the code of Iowa be Code, § 2590
amended by adding to subdivision 3 of said section the fol- amended.
lowing:

But when either party files an affidavit as provided by this subdivision the other party shall have a reasonable time to file counter affidavits, and the court or judge, in the exercise of a sound discretion, must decide whether a change shall be granted, when fully advised, according to the very right and merits of the matter.

The court may in its discretion cause the affiants upon either side to be brought into court for examination upon the matters contained in their said affidavits.

Approved, March 29, 1884.

CHAPTER 95.

CERTAIN TAXES IN VAN BUREN COUNTY LEGALIZED.

AN ACT to Legalize the Levy of Certain Taxes in Van Buren S. F. 308.
County, Iowa.

WHEREAS, The board of supervisors of Van Buren county, Preamble.
Iowa at their September meeting in the year A. D. 1883 did
levy a five mill tax for county and poor purposes and this only
being allowed to counties having a less population than four-
teen thousand inhabitants and

WHEREAS, Doubts have arisen as to the legality of said levy;
therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the proceedings of the board of supervi- Legalized.
sors of Van Buren county, Iowa, and entered of record in
making said levy be and the same is hereby legalized and made
valid and binding to all intents and purposes as though said
levy had been made in strict compliance with law.

Publication. SEC. 2. This act being deemed of immediate importance shall be in force and effect from and after its publication in the Iowa State Register and the Keosauqua Republican, newspapers published at Des Moines and Keosauqua, Iowa.
Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 24, and in the *Keosauqua Republican* April 3, 1884.
J. A. T. HULL, *Secretary of State*.

CHAPTER 96.

ORDINANCES OF TOWN OF HEPBURN LEGALIZED.

S. F. 570. AN ACT to Legalize the Ordinances and Acts of the Incorporated Town of Hepburn in the County of Page in the State of Iowa.

Preamble. WHEREAS, The town of Hepburn in the county of Page in the state of Iowa was incorporated, such act of incorporation being completed on the 13th day of January 1883 and,

WHEREAS, At the first election of officers for such incorporated town, ensuing such incorporation held on the 5th day of March 1883 there were but five trustees elected, and

WHEREAS, Doubts have arisen as to the legality of the ordinances and acts of the said town through and by the town council thus composed; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalized. SECTION 1. That all ordinances, heretofore adopted by the town council, and all of the acts of the said incorporated town of Hepburn be and the same are hereby legalized and made valid, notwithstanding the failure to elect more than five trustees as aforesaid.

Publication. SEC. 2. This act being deemed of immediate importance shall be in force and effect from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa without expense to the state.
Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 2, and in the *Iowa State Leader* April 10, 1884.
J. A. T. HULL, *Secretary of State*.

CHAPTER 97.

INCORPORATION OF TOWN OF GARRISON LEGALIZED.

AN ACT to Legalize the Incorporation of the Town of Garrison in Benton County, Iowa, and the Acts of the Officers Thereof. S. F. 33a.

WHEREAS, Certain questions have arisen in relation to the legality of the incorporation of the town of Garrison in Benton county, Iowa, and the legality of the acts of its council and officers, arising out of the alleged fact that the petition for the incorporation of said town was not signed by a sufficient number of electors within the proposed limits of said town, and Preamble.

WHEREAS, The council and officers of said town have made ordinances and performed the acts usual and properly authorized by law to be done by such officers of such corporations, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of the said town of Garrison, be and the same hereby is declared to be legal and valid to all intents and purposes, and the official acts of said council and officers are declared to be legal and valid to the same extent and in the same manner as though the said petition for said incorporation had been signed by the full and requisite number of the electors within the proposed limits of said town. Legalized.

SEC. 2. This act being deemed of immediate importance shall be in force and effect from and after the publication thereof in the Iowa State Register, a newspaper published at Des Moines, Iowa and the Vinton Eagle, a newspaper published at Vinton in Benton county Iowa, without expense to the state. Publication.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register May 14, and Vinton Semi-Weekly Eagle April 4, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 98.

CERTAIN PROCEEDINGS OF TOWN OF MILTON LEGALIZED.

S. F. 40. AN ACT to Legalize Certain Proceedings of the Council of the town of Milton in Van Buren County, Iowa.

Preamble. WHEREAS, The town of Milton in Van Buren county Iowa, was duly incorporated on the 20th day of May 1878 and has since that date duly elected the proper officers of such town and

WHEREAS, In the record of the proceedings of the council of said town it does not appear that the yeas and nays were called and recorded upon the passage of certain ordinances and

WHEREAS, Doubts have arisen as to the validity of such ordinances on account of apparent irregularity of such proceedings, therefore

Be it enacted by the General Assembly of the State of Iowa:

Legalized. SECTION 1. That all the acts and proceedings of the said council in the passage of such ordinances are hereby declared to be legal and valid and the said ordinances are declared to be of full legal force and validity in the same manner and to the same extent as though upon the passage thereof the yeas and nays had been called and recorded as required by the provisions of the law.

Publication. SEC. 2. That this act being deemed of immediate importance shall take effect and be in force from and after the publication thereof in the Iowa State Leader a newspaper published at Des Moines, Iowa and the Milton Herald, a newspaper published at Milton Iowa as provided by law, and without expense to the State.

Approved, March 29, 1884

I hereby certify that the foregoing act was published in the Iowa State Leader April 10, and Milton Herald April 3, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 90.

TOWN OF BALDWIN LEGALIZED.

AN ACT to Legalize and Correct Errors in the Proceedings and Acts S. F. 73.
Incorporating the Town of Baldwin, in Jackson County, Iowa.

WHEREAS, Heretofore, to-wit; on the seventeenth day of May, ^{Preamble.}
A. D. 1881, there was filed in the circuit court of the state of
Iowa, in and for Jackson county, a petition for the incorpora-
tion of the town of Baldwin, in said county; and,

WHEREAS, The form of the plat attached to said petition, and
the lines and other marks thereon, show the boundaries of said
town to be as follows, to-wit; Commencing at the northwest
corner of the northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of section twenty-
one (21), township eighty-four (84) north, range one (1), east of
the fifth principal meridian, running thence south to the south-
west corner of the southeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of said section
twenty-one (21), thence east to the southeast corner of the
northwest $\frac{1}{4}$ of section twenty-two (22), said township, thence
north to the northeast corner of the northwest $\frac{1}{4}$ of said section
twenty-two (22), thence west to the place of beginning; but by
clerical error the letters and figures, to-wit; S. W. C., N. E. $\frac{1}{4}$,
N. E. $\frac{1}{4}$, S. 21, at the bottom left hand corner of said plat were
used to designate the southwest corner of the territory of said
town, instead of letters and figures, showing the southwest cor-
ner of said territory of said town to be, the southwest corner of
the southeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of said section twenty-one,
and by like clerical error in said petition said southwest corner
of said territory is described as the southwest corner of the
northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of said section twenty-one, in-
stead of as last above described; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the boundaries of said town of Baldwin ^{Legalized.}
shall be as follows, to-wit; Commencing at the northwest cor-
ner of the northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of section twenty-one
(21), township eighty-four (84) north, range one (1) east of the
fifth (5th) principal meridian, running thence south to the
southwest corner of the southeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of said
section twenty-one (21), thence east to the southeast corner
of the northwest $\frac{1}{4}$ of section twenty-two (22), said township,
thence north to the northeast corner of the northwest $\frac{1}{4}$ of said
section twenty-two (22), thence west to the place of beginning;
and that all the territory included in said boundaries, be, and
the same is hereby declared as within the incorporate limits of
said town. And the said proceedings to incorporate the terri-

tory within said boundaries are in every respect hereby legalized, and declared to be of the same force and effect as though said errors or any errors whatever had never been committed, and all the official acts of the acting officers of the said town of Baldwin, and all the ordinances passed by the acting town councils of said town, be and the same are hereby legalized.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect, and be in force on and after its publication in the Iowa State Register, and Leader, newspapers published in Des Moines, without expense to the State.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 5, and *Iowa State Leader* April 17, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 100.

PRISONERS' AID ASSOCIATION.

S. F. 49.

AN ACT Making Appropriation to the Iowa Prisoners' Aid Association.

Be it enacted by the General Assembly of the State of Iowa:

\$2,000 appropriated.

SECTION 1. That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of two thousand dollars, to the Iowa Prisoners' Aid Association, one thousand dollars of said appropriation to be placed in the hands of each of the wardens of the penitentiaries in the state, and by them to be paid out as in their discretion may appear necessary to the Iowa Prisoners' Aid Association, on the order of its president and secretary, the wardens to keep vouchers for the payment of the same.

Paid out on order of Pres. and Sec. of association.

Publication.

SEC. 2. This act being deemed of immediate importance shall be in force from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 5, and in the *Iowa State Leader* April 2, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 101.

LEGALIZING CERTAIN ACTS OF BOARD OF SUPERVISORS OF APPANOOSE COUNTY.

AN ACT to Legalize Certain Errors and Omissions of the Board of Supervisors of Appanoose County Iowa. S. F. 388

WHEREAS, The board of supervisors of Appanoose county did make an error in fixing the legal amount of levy for county revenue purposes, whereby the general fund levy and poor levy when consolidated are in excess allowed by law of 3 2-10 of one mill and not discovered until about two-thirds of said taxes had been collected and disbursed by the county treasurer, said levy having been made at the regular time of tax levy in September 1883, therefore

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the levy made by the board of supervisors of Appanoose county, Iowa, at the meeting thereof September 1883, whereby certain general and special levies when consolidated are in excess of the amount allowed by law, that said error and irregularity and excess aforesaid be and that the same is hereby legalized and that the said levy shall have the same force and effect as if no error, irregularity nor excess had occurred therein. Legalized.

SEC. 2. This act being deemed of immediate importance the same shall be in force and full effect from and after its publication in the Iowa State Register, and the Centerville Journal, newspapers published in Des Moines and at Centerville, Iowa, without expense to the State. Publication.

Approved, March 29, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 25, and in the Centerville Journal April 16, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 102.

SMALL-POX.

H. F. 194. AN ACT to Amend Section 4039 of the Code of 1873 Relating to the Spread of Small-pox.

Be it enacted by the General Assembly of the State of Iowa:

Code, § 4039 amended, prohibiting transportation of persons infected.

SECTION 1. That section 4039 of the code of 1873 be and the same is hereby amended by adding, at the end of said section the following words, to-wit: "Or, if any person shall place, or put, or aid, or abet, in placing or putting any person upon any railroad car, steamboat, or other public conveyance knowing such persons to be infected with diphtheria, small-pox, or scarlet fever, he shall be punished by fine of not more than one hundred dollars or by imprisonment in the county jail not more than thirty days."

Penalty.

Approved, March 29, 1884.

CHAPTER 103.

PROHIBITING BARB WIRE AROUND SCHOOL HOUSES.

S. F. 359. AN ACT to Prohibit the Use of Barb Wire in Enclosing Public School Grounds. [Additional to Chapter 9 Title XII of the Code.]

Be it enacted by the General Assembly of the State of Iowa:

To be removed before Sept. 1, 1884.

SECTION 1. It is hereby made the duty of the board of directors of every independent district and of every district township to remove before the first day of September, A. D. 1884, any barb wire fence enclosing in whole or part any public school grounds in such district and it is also made the duty of any person owning or controlling any barbed wire fence within ten feet of any public school grounds to remove the same within the time herein above named.

Shall not be used within 10 feet of school ground.

SEC. 2. Hereafter barb wire shall not be used in enclosing in whole or in part any public school building or the grounds upon which the same may stand; and no barbed wire shall be used for a fence or other purpose within ten feet of any public school ground.

Penalty.

SEC. 3. For a failure or neglect on the part of any board of directors of any independent district or of any district town-

ship to carry out the provisions of this act any member of such board shall be fined on conviction not exceeding twenty-five dollars, any person violating the provisions of this act shall on conviction thereof be fined not exceeding twenty-five dollars.

Approved, March 29, 1884.

CHAPTER 104.

BELLS AND STEAM WHISTLES ON LOCOMOTIVES.

AN ACT Concerning Bells and Steam Whistles on Locomotives. S. F. 176.
[Additional to Ch. 5, Title X of the Code.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That a bell and a steam whistle shall be placed on each locomotive engine operated on any railway in this state, and said whistle shall be twice sharply sounded at least 60 rods before a highway crossing is reached, and after the sounding of the whistle the bell shall be rung continuously until the crossing is passed, *provided*, that at street crossings within the limits of incorporated cities or towns the sounding of the whistle may be omitted, unless required by the council of any such city or town and the company shall also be liable for all damages which shall be sustained by any person by reason of such neglect.

Bell and steam whistle on each locomotive.

Whistle blown at highway crossings.

Proviso as to cities and towns.

SEC. 2. Every officer or employe of any railway company who shall violate any of the provisions of this act shall be punished by fine, not exceeding one hundred dollars, for each offense.

Officers and employes liable.

Approved, March 29, 1884.

CHAPTER 105.

CIVIL RIGHTS.

AN ACT to Protect all Citizens in their Civil and Legal Rights.

S. F. 11.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all persons within this state shall be entitled to the full and equal enjoyment of the accommodations, advantages, facilities and privileges of inns, public conveyances, barber shops, theaters and other places of amusement; subject

All citizens entitled to same civil rights.

only to the conditions and limitations established by law, and applicable alike to every person.

Violations of
Sec. 1, a
misdemeanor.

SEC. 2. That any person who shall violate the foregoing section by denying to any person, except for reasons by law applicable to all persons, the full enjoyment of any of the accommodations, advantages, facilities or privileges enumerated in said section or by aiding or inciting such denial, shall for each offense, be deemed guilty of a misdemeanor.

Approved, March 29, 1884.

CHAPTER 106.

DIVISION OF TOWNSHIPS.

H. F. 233.

AN ACT to Amend Section 382, Chapter 9, Title IV, Code of Iowa Relative to the Division of Townships.

Be it enacted by the General Assembly of the State of Iowa:

Code, § 382
amended,
limiting
division to
towns of 1500.

SECTION 1. That section 382, chapter 9, title IV of the code of Iowa, be amended by inserting after the words "city or town" in the second line of said section the words "with a population exceeding fifteen hundred inhabitants." Remonstrances signed by such legal voters may also be presented at the hearing before the board of supervisors hereinafter provided for, and, if the same persons petition and remonstrate they shall be counted on the remonstrance only.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Iowa State Register, and the Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 3, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 107.

TOWN OF ST. ANSGAR LEGALIZED.

AN ACT to Legalize the Incorporation of the Town of St. Ansgar, s. F. 267. in Mitchell County, Iowa, the Election of Officers and all Acts Done and Ordinances Passed by the Council of said Town.

WHEREAS, Under and by virtue of the laws for incorporating towns, proceedings were had for the incorporation of the town of St. Ansgar, and

WHEREAS, Doubts have arisen as to the legality of said incorporation, and it is pretended full compliance with the statute providing for the incorporation of towns, was not had, and

WHEREAS, The council of said town of St. Ansgar did make and adopt laws, rules and ordinances for the government of said town, and have performed such other duties devolving upon them, including the levy of taxes as authorized by law, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of said town of St. Ansgar, Mitchell county, Iowa, the election of its officers, all laws, rules and ordinances adopted or passed by the council of said town, and all taxes levied and all the official acts of said council and officers not in contravention of the laws of the state and within the legal limits of the powers of incorporated towns be and the same are hereby legalized and declared to be valid and binding, the same as though the laws relating to incorporated towns had in all respects been strictly complied with.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Daily State Register, and the St. Ansgar Enterprise, newspapers published at Des Moines and St. Ansgar, Iowa, without expense to the State.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 4, and St. Ansgar Enterprise April 9, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 108.

HOSPITAL FOR INSANE AT MT. PLEASANT.

H. F. 214. AN ACT Making Appropriations for Hospital for the Insane at Mt. Pleasant.

Be it enacted by the General Assembly of the State of Iowa:

\$42,000 appropriated.

SECTION 1. That there is hereby appropriated for the hospital for the insane at Mt. Pleasant, out of any money not otherwise appropriated, the following sums for the following purposes; to-wit,

\$3,500 for sub-basement.

For the renewal of sub-basement walls, the sum of eight thousand five hundred dollars (\$8,500).

\$2,500 per annum for two years for heating.

For renewing steam heating apparatus, the sum of two thousand five hundred dollars (\$2,500), per annum for two years.

\$5,000 for heating, etc., in west wing.

For changing heating and ventilating system in west wing, the sum of five thousand dollars (\$5,000).

\$5,000 for filter.

For filter, the sum of five thousand dollars (\$5,000).

\$1,000 per annum for two years for mattresses, etc.

For wire mattresses and bedsteads, the sum of one thousand dollars (\$1,000) per annum for two years.

\$2,500 for washing machines.

For washing machines, the sum of twenty-five hundred dollars (\$2,500).

\$2,000 for sheds, etc.

For sheds for cattle, piggery and drying room for lumber, the sum of two thousand dollars (\$2,000).

\$5,000 for contingent.

For general repairs and contingent fund, the sum of five thousand dollars (\$5,000) per annum for two years.

\$2,000 for fire alarm.

For electric fire alarm and system of thermostats, the sum of two thousand dollars (\$2,000).

How drawn.

SEC. 2. The money herein ap[pro]riated shall be drawn and paid on the order of the trustees of said Hospital at such times as may be deemed necessary by said trustees;

Proviso.

Provided, that any money remaining unexpended after the completion of the improvement for which the sum is herein appropriated may be used, as far as necessary, for any purpose specified in this act; *and provided further*, that not more than one half of the amounts herein appropriated shall be drawn during the year 1884.

One half in 1884.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 3, and *Iowa State Leader* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 109.

HOSPITAL FOR THE INSANE AT MT. PLEASANT.

AN ACT Making an Appropriation for Erecting an Additional Wing H. F. 119.
to the Iowa Hospital for the Insane at Mt. Pleasant.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That for the purpose of erecting one additional wing to the Iowa hospital for the insane at Mt. Pleasant, the sum of one hundred thousand dollars (\$100,000) is hereby appropriated, out of any money in the state treasury not otherwise appropriated. The amount herein named shall be for the erection of good substantial brick or stone structures for the proper accommodation of two hundred patients, with the necessary attendants and employes for their care.

\$100,000
appropriated
for new wing.

To be brick or
stone.

SEC. 2. The superintendent of said hospital, under the direction of the board of trustees, shall procure plans, and shall have general charge and supervision of the work of constructing and finishing this addition.

Superintend-
ent to procure
plans.

SEC. 3. No plan shall be adopted or contract let which shall involve the expenditure of more money than is herein appropriated.

Shall not
exceed this
appropriation.

SEC. 4. The proposed wing shall be completed and ready for occupancy on or before January 1, 1886.

Completed
before 1886.

SEC. 5. The money herein appropriated shall be drawn and paid on the order of the trustees of said hospital at such times as may be deemed necessary by said trustees: *provided*, that not more than one-half of the amount herein appropriated shall be drawn during the year 1884.

Money drawn
on order of
Trustees, one
half in 1884.

SEC. 6. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Leader and the Iowa State Register, news papers published in Des Moines.

Publication.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the Iowa State Leader and Iowa State Register April 4, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 110.

COLLEGE FOR THE BLIND.

AN ACT Making Appropriations for the College for the Blind.

H. F. 460.

Be it enacted by the General Assembly of the State of Iowa:\$8,500
appropriated.

SECTION 1. That there is hereby appropriated for the college for the blind out of any funds not otherwise appropriated the following sums for the following purposes; to-wit: For repairing roof, the sum of twelve hundred dollars (\$1,200).

\$1,200 for roof.

For musical instruments the sum of three thousand dollars (\$3,000).

\$2,000 for
music.

For bedsteads, bedding and furniture the sum of two thousand dollars (\$2,000).

\$2,000 for
furnishing.

For school apparatus the sum of five hundred dollars (\$500).

\$500 for
apparatus.

For contingent expenses the sum of two thousand dollars (\$2,000).

\$2,000 for
contingent.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa.

Publication.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 4, 1884.J. A. T. HULL, *Secretary of State.*

CHAPTER 111.

DEAF AND DUMB.

H. F. 337.

AN ACT Making Appropriations for the Institution for the Deaf and Dumb at Council Bluffs.

Be it enacted by the General Assembly of the State of Iowa:\$60,100 appro-
priated.

SECTION 1. That there is hereby appropriated out of any moneys in the treasury not otherwise appropriated for the institution for the deaf and dumb, the following sums for the purposes herein mentioned, to-wit:

\$8,000 for
water.

For water supply eight thousand dollars (\$8,000).

\$1,000 for
laundry.

For laundry machinery and fixtures one thousand dollars (\$1,000.)

For a coal cellar and tunnel leading thereto five hundred dollars (\$500). \$500 for coal cellar.

For fire escape and porticos at the east and west wings of said institution one thousand five hundred dollars (\$1,500.) to be expended under the supervision of R. S. Finkbine, Esq: in accordance with such plans and specifications as he may prepare. \$1,500 for fire escapes, etc., to be expended under supervision of R. S. Finkbine.

For tools and machinery for the carpenter shop and additional printing outfit, eight hundred dollars (\$800) for the carpenter shop and five hundred dollars (\$500) for printing office. (\$1,300.) \$800 for tools, etc. \$500 for printing office.

For the erection of a school building forty thousand dollars (\$40,000.) \$40,000 for school building.

For repairs and improvement of the grounds, five hundred dollars (\$500) and any unexpended balance now in the hands of the trustees. \$500 for grounds.

For cold storage house, one thousand eight hundred dollars (\$1,800.) \$1,800 for cold storage.

For the purchase of land, five thousand five hundred dollars (\$5,500.) \$5,500 for land.

SEC. 2. The money herein appropriated, shall be drawn and paid out on the order of the trustees of said institution, at such times as may be deemed necessary by said trustees: *provided*, that any money remaining unexpended after completion of the improvement for which the same is herein appropriated, may be used as far as necessary, for any of the purposes specified in this act, subject to the approval of the executive council. Moneys expended on order of trustees. *Provido*. Unexpended balances.

SEC. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register a newspaper published at Des Moines, Iowa, and the Daily Nonpareil a newspaper published at Council Bluffs, Iowa. Publication.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 4, and Daily Nonpareil April 5, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 112.

STATE UNIVERSITY.

H. F. 467. AN ACT for an Appropriation in Aid and Support of the State University of Iowa.

Be it enacted by the General Assembly of the State of Iowa:

\$64,500 appropriated.

SECTION 1. That there be and is hereby appropriated out of any money in the state treasury not otherwise appropriated, for the aid and support of the state university of Iowa the sums herein specified for the following purposes, to-wit:

\$45,000 for new building.

For one new building for the better accommodation of said university in the school of science, the sum of forty-five thousand dollars (\$45,000.)

\$5,600 for steam heating, etc.

For steam heating, plumbing and gas fitting in said building, the sum of five thousand six hundred dollars, (\$5,600.)

\$2,000 for operating tables.

For operating tables with fixtures in said building for use of students, the sum of two thousand dollars, (\$2,000.)

\$2,000 for cases

For cases in said new building for apparatus and for collections of specimens the sum of two thousand dollars, (\$2,000.)

\$5,000 for working apparatus.

For working apparatus and special appliances, to be placed in the said building the sum of five thousand dollars, (\$5,000.)

\$1,000 for refrigerator.

For one refrigerator for use of the medical departments, to be constructed in the basement of the medical building the sum of one thousand dollars, (\$1,000.)

\$1,500 for water closet, building, etc.

For water closet, building sewerage, water and heating connected therewith, the sum of fifteen hundred dollars, (\$1,500.)

\$1,500 for furniture.

For the purpose of purchasing furniture for the collegiate lecture rooms and properly fitting the same the sum of one thousand five hundred dollars, (\$1,500.)

\$400 for water connections.

For the purpose of supplying water connections by laying supply pipes from the mains to the buildings, the sum of four hundred dollars, (\$400.)

\$500 for dental department.

For the better equipment of the dental department by purchasing illustrative apparatus and dental chairs and furniture in the lecture rooms, the sum of five hundred dollars, (\$500.)

How drawn.

SEC. 2. The money hereby appropriated shall be drawn from the state treasury for said university by its treasurer, on the order of the executive committee, appointed by the board of regents of said university, countersigned by the secretary under the university seal, at such times as they shall deem necessary; *provided*, that not more than one half the amount herein appropriated shall be drawn during the year 1884.

One half in 1884.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication

in the Iowa State Leader and Iowa State Register, newspapers published in Des Moines, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Leader* and *Iowa State Register* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 113.

HOSPITAL FOR INSANE AT INDEPENDENCE.

AN ACT Making an Appropriation for the Hospital for the Insane at H. F. 239. Independence.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated for the Iowa hospital for the insane at Independence out of any money in the state treasury, the following sums for the following purposes; to-wit:

For wells, cisterns and pipes to complete water supply, five thousand and five hundred dollars (\$5,500.)	\$5,500 for water supply.
For a new force pump seven hundred dollars (\$700.)	\$700 for force pump.
For another boiler two thousand dollars (\$2,000.)	\$2,000 for boiler.
For enlarging wash-house and more machinery for same two thousand and five hundred dollars (\$2,500.)	\$2,500 for wash-house.
For a carpenter shop and machinery for same three thousand dollars (\$3,000.)	\$3,000 for carpenter shop.
For repairing ventilating tower five hundred dollars (\$500.)	\$500 for ventilating.
For a larger steam main, and new pipes adapted to low pressure five thousand dollars (\$5,000.)	\$5,000 for steam main.
For plastering basement and attics one thousand dollars (\$1,000.)	\$1,000 for plastering.
For storm-sash for north wing one thousand dollars (\$1,000.)	\$1,000 for storm sash.
For large barn for cows, straw and hay three thousand dollars (\$3,000.)	\$3,000 for barn.
For cold storage house for meat, butter and eggs three thousand dollars (\$3,000.)	\$3,000 for storage.
For fences, and summer houses for exercise grounds for women five hundred dollars (\$500.)	\$500 for fence, etc.
For painting exposed wood and iron work five hundred dollars (\$500.)	\$500 for painting.
For extending sewer five thousand dollars in addition to the five hundred (\$500) dollars appropriated for this purpose by the nineteenth general assembly (\$5,000.)	\$5,000 for sewer.
For repair and contingent fund five thousand dollars (\$5,000.)	\$5,000 for repairs.

SEC. 2. The money herein appropriated shall be drawn and Drawn on order of trustees.

- paid on the order of the trustees of said hospital, at such times as may be deemed necessary by said trustees; *provided* that any money remaining unexpended after the completion of the improvement for which the sum is herein appropriated may be used, as far as necessary for any other purpose specified in this act, and *provided further* that not more than one half the amount appropriated by this act shall be drawn from the treasury during the year 1884,—and the superintendent is hereby required and instructed to utilize the labor of the inmates of the institution in performing any and all of the work contemplated by this act, when the same can be done and is conducive to the health of the inmates.
- Proviso.**
- One half in 1884.**
- Labor of inmates to be utilized.**
- Stone may be furnished from Anamosa.**
- Convicts may be required to cut stone.**
- Duty of warden.**
- Publication.**
- SEC. 3.** The trustees of said hospital may procure such limestone as is required for repairs or improvements at said hospital from the quarry near Anamosa and if said trustees deem it advisable, all or a part of the stone-cutting on said stone, shall be done at the additional penitentiary and the labor of quarrying and cutting such stone shall be performed by the convicts of said penitentiary.
- SEC. 4.** Whenever the trustees of said hospital make requisition for stone on the warden of the additional penitentiary, he shall soon as possible furnish the stone required on board the cars at said quarry or penitentiary free of expense to the hospital, except that the warden shall be paid for any sum he may have expended for free labor in getting out said stone or for freight.
- SEC. 5.** This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.
- Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *State Register* and in the *Iowa State Leader* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 114.

FOR SOLDIERS' ORPHANS' HOME.

AN ACT to Appropriate funds to Furnish Buildings Buy Land and H. F. 203.
 Make Improvements for the Soldiers' Orphans' Home, and Home
 for Indigent Children at Davenport, Iowa.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated for the sol- \$57,250
 diers' orphans' home and home for indigent children at Daven- appropriated
 port, Iowa, the following sums for the purposes designated for various
 to-wit: purposes.

Extension of dining hall and central building \$35,000.

Two cottages \$6,000.

Barn \$2,000.

Land 18½ acres \$3,000.

Steam heating and water supply \$2,500.

Sewerage \$1,000.

Boiler house and stack \$2,500.

Furniture \$3,000.

General repairs \$1,500.

Library \$250.

For Contingent Fund \$500.

The money hereby appropriated shall be drawn and paid on Drawn on
 the order of the trustees of said home at such times as may by order of
 them be deemed necessary, *provided* no more than one half of Trustees, one
 this appropriation shall be drawn during the year 1884. half in 1884.

SEC. 2. This act being deemed of immediate importance Publication.
 shall take effect and be in force from and after its publication
 in the Iowa State Register and Davenport Daily Gazette, news-
 papers in Des Moines, Iowa and Davenport Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa*
State Register April 4, and in the *Davenport Daily Gazette* April 8, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 115.

SUPPORT OF STATE UNIVERSITY.

H. F. 545. **AN ACT** Making Appropriation for the Better Support of the State University in the Several Departments and Chairs and in Aid of the Income Fund and for the Development of the Institution.

Be it enacted by the General Assembly of the State of Iowa:

\$8,000 annually, appropriated.

SECTION 1. There be and is hereby appropriated out of any money in the state treasury not otherwise appropriated for the support of the state university in the several departments and chairs, and in aid of the income fund and for the development of the institution, the sum of eight thousand dollars (\$8,000) annually.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 116.

AUTHORIZING HOSPITAL AT INDEPENDENCE TO PURCHASE LAND.

H. F. 199. **AN ACT** to Authorize the Trustees of the Iowa Hospital for the Insane at Independence, Iowa, to Purchase Eighty Acres of Land Adjoining the Lands now Owned by the State for the Use of Said Hospital.

Be it enacted by the General Assembly of the State of Iowa:

Trustees of Independence hospital authorized to purchase.

[SECTION 1.] That the trustees of the Iowa hospital for the insane at Independence, Iowa, are hereby authorized to purchase and have conveyed to the state of Iowa for the use of the Iowa hospital for the insane at Independence, Iowa, the following described land, to-wit:

Description.

The south half of the south east quarter of section six in township eighty-eight north of range nine west of the fifth principal meridian, *provided* always that before the state shall pay

for the same the said board of trustees shall certify to the auditor of state that they have caused the records of Buchanan county to be examined and that the state will by such conveyance receive a full complete and perfect title to said land. Proviso, requiring auditor of state to examine title.

SEC. 2. That on the receipt of such certificate the auditor of state shall issue a warrant on the treasurer for the sum of two thousand six hundred and eighty dollars payable to the order of such person as the certificate of the trustees shall state has conveyed the title of said land to the state. Auditor of state shall issue warrant when.

SEC. 3. There is hereby appropriated out of any money in the treasury not otherwise appropriated the sum of two thousand six hundred and eighty dollars to pay for the land so authorized to be purchased. \$2,680 appropriated.

SEC. 4. This act being deemed of immediate importance shall be in effect by its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa. Publication.
Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader April 4, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 117.

REFORM SCHOOL AT ELDORA.

AN ACT Making Appropriation for the Boys' Reform School at Eldora, Iowa. H. F. 505.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. There is hereby appropriated out of any money in the treasury not otherwise appropriated, for the boys' reform school at Eldora Iowa, the following sums for the purposes herein mentioned. \$24,190 appropriated.

For family building and furnishing same ten thousand dollars (\$10,000). \$10,000 for family building.

For changing mansard roof on main building the sum of two thousand dollars (\$2,000). \$2,000 for roof.

For Sunday suits for the boys, twelve hundred dollars (\$1,200). \$1,200 for Sunday suits.

For contingent repair fund for two years, the sum of three thousand dollars (\$3,000). \$3,000 for repairs.

For fencing 240 acres of pasture, four hundred dollars (\$400). \$400 for fencing pasture.

For fence in front of grounds, one hundred and fifty dollars (\$150). \$150 for front fence.

For effecting exchange of land, two hundred and forty dollars (\$240). \$240 for exchange of land.

\$2,000 for engine.

For new engine and steam heating, the sum of two thousand dollars (\$2,000).

\$200 for library.

For library, the sum of two hundred dollars (\$200).

\$5,000 for hospital.

For hospital the sum of five thousand dollars (\$5,000).

How drawn.

SEC. 2. The money herein appropriated shall be drawn and paid on the order of the trustees of said reform school at such times as may be deemed necessary by said trustees, *provided* that not more than one half of this appropriation shall be drawn during the year 1884.

One half in 1884.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the daily Iowa State Register and the daily Leader, newspapers published at Des Moines, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 118.

TO PAY CLAIMS AGAINST PENITENTIARY AT FT. MADISON.

Sub. H. Fs. 57, 58, 60 and 318.

AN ACT Making an Appropriation to Pay Certain Ascertained Claims for Supplies Furnished the Iowa State Penitentiary at Fort Madison, Iowa.

Be it enacted by the General Assembly of the State of Iowa:

\$20,000 appropriated.

SECTION 1. That there be and is hereby appropriated from the state treasury of money not otherwise appropriated, the sum of twenty thousand (\$20,000) dollars, or so much thereof as may be necessary for the payment of the creditors of the Iowa penitentiary at Fort Madison Iowa.

Claims to be filed within 90 days with Secretary of state.

SEC. 2. That within ninety days after this act takes effect all judgment creditors of said penitentiary desiring the benefit of this act shall file their transcripts of judgment, and all other claimants not having judgments, shall file their claims with the secretary of state and any claims not so filed will be for ever barred.

Executive council shall give notice of hearing.

SEC. 3. That when said claims are so filed it shall be the duty of the executive council to give each of said claimants notice of the time and place of hearing and application of said claims, at which time the executive council shall hear such evidence as said council may deem proper for or against the allowance of said claims and shall require the assistance and advice of the attorney general in so determining, but no claim of any *bondsman* [bondsman] or the assignee of any bondsman of S. H. Craig shall recover from the state only such

Attorney General to assist.

Bondsman shall only recover, when.

amount as his claim may prove to be greater than his proportion of the bond for which he is liable nor shall anything be allowed to any claimant who may appear to have been in collusion with said S. H. Craig.

SEC. 4. That for such claims so allowed by the executive council, the auditor shall draw a warrant in favor of said claimant, *provided* such claimant first give a receipt in full for such, as filed. Auditor shall draw warrants.

SEC. 5. It shall be the duty of the attorney general to be present at such hearing and protect the interest of the state. Duty of attorney general.

SEC. 6. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Iowa State Register and Fort Madison Plaindealer newspapers published in Iowa. Publication.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and the *Plaindealer* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 119.

AUTHORIZING SUPPLIES FOR REPORTER OF SUPREME COURT.

AN ACT to Amend Section 120 of Chapter 8, Title 2, Code of 1878 S. F. 300. (in Reference to the Executive Council) Relating to the Providing of Supplies for State Officers.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 120, of chapter 8, title 2, of the code of 1873 be and the same is hereby amended by inserting after the word "clerk" in the sixth line thereof the words "and reporter." Code, § 120 amended.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa. Publication.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

S. F. 381.

CHAPTER 120.

AUTHORIZING TOWNSHIP TRUSTEES TO EMPLOY ATTORNEYS.

Trustees may employ counsel when made parties to certain suits.

AN ACT to Authorize Township Trustees to Employ Attorneys in Certain Cases.

Be it enacted by the General Assembly of the State of Iowa:

May levy tax to pay for legal service.

Publication.

SECTION 1. That whenever litigation shall arise involving the right or duty of township trustees to certify or levy taxes which have been authorized upon expressed conditions, then in such cases, if the trustees are made parties to said litigation, they shall have authority to employ attorneys in behalf of said township, and are further authorized to levy the necessary tax to pay for said legal services, and to defray the unavoidable expenses of said litigation.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader April 4, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 121.

DONATING ARMS TO THE G. A. R.

S. F. 207.

AN ACT to Donate Certain Arms to the Grand Army of the Republic, Department of Iowa.

Be it enacted by the General Assembly of the State of Iowa:

Enfield rifles donated to Dept. of Iowa G. A. R.

To be turned over to quar-gen. of G. A. R.

Publication.

SECTION 1. That the arms of the state be not loaned, but that the Enfield rifles and accouterments belonging to the state, be and are hereby donated to the grand army of the republic, department of Iowa.

SEC. 2. The adjutant-general is hereby directed to turn over to the quartermaster-general of the grand army of the republic, department of Iowa, the above described property, such transfer to be made without expense to the state.

SEC. 3. This act being deemed of immediate importance,

shall take effect and be in force from and after its publication in the daily Register and daily State Leader, newspapers published in Des Moines, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 4, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 122.

STATE NORMAL SCHOOL.

AN ACT Making an Appropriation for the Support of the State Normal School at Cedar Falls and Conferring Certain Authority upon the Board of Directors Thereof. H. F. 507.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be and is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of twenty-seven thousand eight hundred dollars for the aid and support of the state normal school at Cedar Falls, to be expended for the purposes following, to-wit:

- Item 1. for teachers salaries \$19,000.
- Item 2 for repairing boilers \$3,000.
- Item 3 for general repairs and improvements \$2,800.
- Item 4 for school furniture \$1,000.
- Item 5 for library and apparatus \$1,000.
- Item 6 for contingent fund \$1,000.

The item 3, shall be expended for the various purposes specified in the report of the joint visiting committee of the twentieth general assembly. Item 3 expended.

The item 1. shall be paid in equal quarterly installments commencing October 1, 1884. Item 1 paid quarterly.

The item 2. shall be paid upon the taking effect of this act.

The items 3. 4. & 5. shall be paid July 1, 1884.

The item 6. shall be paid in equal installments September 1. 1884 and September 1. 1885.

SEC. 2. That the board of directors of said school shall be and they hereby are authorized to lease suitable portions of the grounds belonging to the state and surrounding the buildings of said school to proper and competent persons for the purpose of erecting thereon suitable buildings to be used as boarding-houses for the students and residences for the teachers of said school and for no other purposes. Such leases shall reserve to the board the full right of the regulation and control of such buildings constructed thereon and the manner in which the same shall be constructed occupied and conducted.

Item 2.
Items 3, 4 and 5, July 1, 1884.
Item 6, Sept. 1, 1884, and Sept. 1, 1885.
Trustees may lease ground for boarding-houses.

Board to retain control of such buildings.

Publication. SEC. 3. This act being deemed of immediate importance shall take effect and be in force on and after its publication in the Iowa State Register, a newspaper published at Des Moines Iowa and the Cedar Falls Gazette a newspaper published at Cedar Falls, Iowa.

Approved, April 1, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 4, and Cedar Falls Gazette April 11, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 123.

TO PUNISH ACCEPTANCE OF BRIBES BY OFFICERS.

S. F. 294.

AN ACT to Amend Section 3948 of the Code, to Punish the Acceptance of Bribes by Marshals, Deputy Marshals, Policemen and Other Police Officers of Cities and Towns.

Be it enacted by the General Assembly of the State of Iowa:

Code, § 3948 amended.

SECTION 1. That section 3948 of the code be and the same is hereby amended by inserting after the word "constable" in the first line thereof the following "marshal, deputy marshal, policeman or any police officer of any city or town."

Approved, April 1, 1884.

CHAPTER 124.

FUNDS OF INSOLVENTS.

S. F. 139.

AN ACT to Provide for the Distribution of Funds by the Assignees of Insolvents.

Be it enacted by the General Assembly of the State of Iowa:

Personal service, a preferred claim.

SECTION 1. That upon making order for the distribution of the assets in the hands of the assignee, of an insolvent, as provided in section 2122 of the code the court shall order to be paid in full, as a preferred claim, the earnings of any creditor for his personal services rendered to the assignor at any time within ninety days next preceding the execution of the assignment.

Report to the court when unable to find creditor.

SEC. 2. That if upon the making of the final dividend to the creditors of the estate of an insolvent by the assignee, he shall be unable after proper efforts, to ascertain the place of resi-

dence of any creditor, or any person who is authorized to receive the dividend due such creditor, he shall report the same to the court, with evidence showing diligent attempt to find the creditor, or person authorized to receive the dividend. Whereupon the court may in its discretion, order the distribution of the unclaimed dividend among the other creditors. Court may order distribution of unclaimed dividend.

Approved, April 1, 1884.

CHAPTER 125.

SUPREME COURT REPORTS.

AN ACT to Repeal Section One of Chapter Sixty of the Acts of the Eighteenth General Assembly, in Relation to the Publication of the Supreme Court Reports, and to enact a Substitute therefor. S. F. 334.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section one of chapter sixty of the acts of the eighteenth general assembly be, and the same is hereby repealed, and the following enacted in lieu thereof. § 1, chapter 60, 18th G. A., amended.

SECTION 1. As soon as practicable after sufficient opinions are announced to make a volume, as herein provided, the Supreme court reporter shall furnish and deliver at his office at Des Moines, Iowa, to the person, persons or corporation having the contract with the state for publishing the same, copies of such opinions, and with each opinion a syllabus, a brief statement of the facts involved, and, in all cases where he may deem it of sufficient importance, the legal propositions made by counsel in the argument, with the authorities cited, when the same have been prepared and furnished by counsel in a brief form and in a manner suitable for publication; but the argument shall not be reported at length, and within twenty days after the proof sheets for a volume have been furnished to him by the publishers at his office in Des Moines, Iowa, he shall furnish to such publishers an index and table of cases to such volume. The publishers shall furnish to the reporter without delay, as soon as they shall be issued, two copies of the revised proof sheets of the opinions, head notes, index and table of cases of each volume, for correction and approval by the reporter and judges of the supreme court, and shall cause such corrections to be made therein as shall be indicated by the reporter or said judges. Each of said volumes shall contain not less than 750, nor more than 800, pages, exclusive of the table of cases and index,

Reporter shall prepare opinions as soon as sufficient are announced to make a volume.

Furnish an index within twenty days.

Publishers furnish revise.

Number of pages for each volume.

Equal to vol-
ume 40.

and the workmanship and quality of material shall in every particular be equal to the first issue of volume forty of the Iowa supreme court reports, and shall be approved and accepted by a majority of the judges of the supreme court.

Approved, April 1, 1884.

CHAPTER 126.

FORECLOSURE.

H. F. 123.

AN ACT to Amend Section 2578, of the Code of 1878, Relating to the Foreclosure of Mortgages and Other Liens on Real Estate.

Be it enacted by the General Assembly of the State of Iowa:

Code, § 2578
amended.

SECTION 1. That the word "may" in the third line of said section 2578, of the code, be stricken out and the word "shall" inserted in its place.

This act shall not *effect* [affect] existing contracts.

Approved, April 1, 1884.

CHAPTER 127.

OCULIST FOR COLLEGE FOR THE BLIND.

H. F. 461.

AN ACT Making an Appropriation to Employ an Expert Oculist for the Benefit of the Inmates of the College for the Blind.

Be it enacted by the General Assembly of the State of Iowa:

\$1,500 appro-
priated for an
expert oculist.

SECTION 1. That there is hereby appropriated one thousand five hundred dollars out of any money in the state treasury not otherwise appropriated to be expended under the direction of the trustees of the college for the blind to secure the services of an expert oculist of reputation for the benefit of the inmates of said institution. No part of said appropriation shall be expended for any other purpose than the one herein named and then only under the direction and at the discretion of said trustees. The auditor is hereby authorized to draw his warrant on the treasurer for the above amount in favor of the treasurer of said board of trustees.

Not to be di-
verted.

SEC. 2. It shall be the duty of the board of trustees to make or cause to be made to the next general assembly a report of the manner in which the above appropriation has been expended and also of the results accomplished thereby.

Trustees to re-
port results.

Approved, April 1, 1884.

CHAPTER 128.

STATE HORTICULTURAL SOCIETY.

AN ACT to Amend Section 1121, Chapter 3, Title IX of the Code of H. F. 412. 1873, Relative to the Annual Appropriation to the State Horticultural Society.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 1121, chapter 3 title ix of the code of 1873, be and the same is hereby amended by striking out of the first line of said section the words "one thousand" and by inserting in lieu thereof the words "twenty-five hundred." Code, § 1121 amended. \$2,500.

Approved, April 1, 1884.

CHAPTER 129.

GENERAL APPROPRIATIONS.

AN ACT Making Appropriations for the Payment of State and Judicial Officers and Certain Expenses of the General Assembly and other matters. S. F. 401.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. There is hereby appropriated out of any money in the state treasury, not otherwise appropriated, an amount sufficient to pay the salaries of the various officers whose salaries are now fixed by law, and payable from the state treasury, and the auditor of state shall draw warrants therefor in favor of the officers entitled thereto in monthly installments, when not otherwise provided by law. Amount appropriated sufficient to pay salaries.

SEC. 2. There is hereby further appropriated from the state treasury for the term of two years, ending March 31, 1886, the following amounts, or so much thereof as shall be necessary; to-wit: *provided*, that on the first day of April, succeeding the meeting of each regular session of the general assembly, all moneys appropriated hereby and remaining undrawn, belonging to the several funds hereinafter mentioned shall be covered into the treasury. Further appropriations.

SEC. 3. The amounts hereinafter named, or so much thereof as may be necessary for the use of the several state officers herein designated, to enable them to procure sufficient clerical Clerical help for state officers.

\$3,000 for auditor.

help: For the use of the auditor of state, the sum of eight thousand dollars.

\$5,000 for secretary.

For the use of the secretary of state the sum of five thousand dollars (\$5,000).

\$2,000 for treasurer.

For the use of the treasurer of state the sum of two thousand dollars (\$2,000).

\$3,000 for superintendent of public instruction.

For the use of the superintendent of public instruction the sum of three thousand dollars (\$3,000).

Proviso: each officer furnish voucher.

Provided, That each of said state officers shall furnish vouchers therefor containing the items of such expenditures to the auditor of state before any warrants shall issue therefor, and the amounts thereof and to whom paid shall be reported to the next general assembly.

\$8,000, governor's contingent.

SEC. 4. The contingent expenses of the executive office the sum of eight thousand dollars (\$8,000). For the payment of room rent for the governor the sum of twelve hundred dollars (\$1,200).

\$1,200 for room rent.

\$2,000 for extra counsel.

And for the expenses of employing additional counsel when necessary under the provisions of sections fifty-nine (59) and sixty (60) of the code, two thousand dollars (\$2,000) to be drawn and accounted for in the manner provided for the contingent fund.

\$5,000 for incidental expenses of Supreme Court.

SEC. 5. The sum of five thousand dollars (\$5,000) for the incidental expenses of the supreme court, and clerk's actual expenses in attending court outside the city of Des Moines, or so much thereof as shall be necessary.

\$2,000 for clerk of supreme court.

All bills for such expenses shall contain all the items thereof, which shall be certified to be correct by the chief justice of said court before any warrant shall issue therefor.

For the purpose of paying for extra clerical help in the office of the clerk of the supreme court the sum of two thousand dollars (\$2,000) or so much thereof as may be necessary.

\$10,000 for janitors and night guards.

SEC. 6. For the payment of janitors and night-guard for the capitol buildings the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, to be expended under the direction of the executive council.

\$15,000 for providential contingencies.

SEC. 7. For providential contingencies, the sum of fifteen thousand dollars (\$15,000), said amount to be under the control of the executive council, and all payments from said fund shall first receive its unanimous approval. Any expenditure under this section shall be reported in detail by the auditor of state in his biennial report.

\$40,000 for interest on permanent school fund.

SEC. 8. For the payment of interest become due on the indebtedness of the state to the permanent school fund, the sum of forty thousand dollars (\$40,000) or so much thereof as may be necessary. The auditor of state shall draw warrants for the above appropriation as the said items of interest shall become due.

\$1,100 for president of the senate.

SEC. 9. To the lieutenant governor, Orlando H. Manning, as president of the senate, the sum of eleven hundred dollars (\$1,100).

SEC. 10. To William P. Wolf, as speaker of the house, the sum of five hundred and fifty dollars, (\$550), which shall be in addition to his salary as a member of the house. \$550 for speaker of the house.

SEC. 11. To Robert Smyth, as speaker of the house during its temporary organization, the sum of twenty dollars, (20). \$20 to temporary speaker.

SEC. 12. To F. D. Jackson, secretary of the senate and S. A. Foster, chief clerk of the house, for transcribing and indexing the journals of their respective houses, superintending the printing and distributing the same, the sum of six hundred dollars each, one half to be paid when a certified copy of the journals is filed in the office of the secretary of state, and the balance when the distribution is made. Warrants therefor shall be issued under the direction of the executive council. \$1,200 for editing and distributing journals.

SEC. 13. To the chaplains of the senate and house, the sum of eight hundred dollars. Warrants therefor shall be drawn on the certificate of the president of the senate, and speaker of the house; and the amounts, or so much thereof as shall be necessary, to be divided among themselves; warrants for the above to be drawn in favor of Rev. T. J. Keith. \$800 to chaplains G. A.

SEC. 14. To the members of the executive council, for extra official services for the years 1884 and 1885, the sum of one thousand dollars (\$1000) each, and warrants therefor shall be issued monthly, at the end of each month. \$1,000 each for members of executive council.

SEC. 15. For the payment of the expenses of the joint committee, appointed to secure the National Soldiers Home, the sum of one thousand dollars, or so much thereof as shall be necessary, warrants therefor to be drawn on the certificate of the chairman of said committee. \$1,000 for committee to secure the national soldiers' home.

SEC. 16. To the Des Moines Water Works Co., for water used during the twentieth general assembly, the sum of _____ dollars, amount to be audited by the executive council. Des Moines Water Works Company.

SEC. 17. To the Capital City Gas Light Co., for gas consumed in new capitol, during the session of the twentieth general assembly, the sum of _____ dollars, amount to be audited by the executive council. Capital City Gas Light Co.

SEC. 18. To C. A. Mount, for brooms furnished, the sum of thirty-seven and 50-100 dollars. \$37.50 for C. A. Mount.

SEC. 19. Burnside & Kehoe, for extra gas tapers and holders, the sum of three and 60-100 dollars. \$3.60 for Burnside & Kehoe.

SEC. 20. To W. R. Stewart Jr. & Co. for street lamps in capitol grounds, the sum of, twenty-nine dollars. \$29 for W. R. Stewart Jr. & Co.

SEC. 21. To L. Harbach, for matting, carpets and fixtures, the sum of fifty-four and 08-100 dollars. \$54.08 for L. Harbach.

SEC. 22. To Western Lithograph Co. for maps, and diagrams for the house and senate, the sum of three hundred and seventy-five dollars. \$375 for Western Lithograph Co.

SEC. 23. To J. R. Crawshaw for painting and carpenter work ordered by the general assembly, the sum of one hundred one and 95-100 dollars. \$107.95 for J. R. Crawshaw.

- \$783.50 for Giant Coal Co. SEC. 24. To Giant Coal Co. for coal furnished for heating the new capitol during the session of the 20th general assembly, the sum of seven hundred and eighty-three and 51-100 dollars.
- \$53.55 for Bolter Bros. SEC. 25. To Bolter Bros. for pails, rubber hose, dust pans etc. furnished for use of general assembly, the sum of fifty-three and 55-100 dollars.
- \$48 for Central Telephone Co. SEC. 26. To Central Telephone Co. for use of four instruments by general assembly the sum of forty-eight dollars.
- \$2.25 for Mills & Co. SEC. 27. To Mills & Co. for cards for use of general assembly, the sum of two and 25-100 dollars.
- \$28.50 for Geo. E. Roberts. SEC. 28. To Geo. E. Roberts, for printing ordered by general assembly the sum of twenty-six and 50-100 dollars.
- \$26.48 for Charles E. Risser. SEC. 29. To Charles E. Risser & Co. for towels for use of general assembly the sum of twenty-six and 48-100 dollars.
- \$10 for J. W. Randolph. SEC. 30. To J. W. Randolph for thermometers the sum of ten dollars.
- \$51.65 for Patten & Neidig. SEC. 31. To Patten and Neidig for waste baskets, matches, soap etc. for use of the general assembly the sum of fifty-one and 65-100 dollars.
- \$12.30 for A. Anderson. SEC. 32. To A. Anderson for glass tumblers, soaps etc. the sum of twelve and 30-100 dollars.
- \$18.75 for Burnett & Hunter. SEC. 33. To Burnett and Hunter for toweling for use of general assembly the sum of eighteen and 75-100 dollars.
- \$2.50 for K. C. Naylor. SEC. 34. To K. C. Naylor for one alarm clock the sum of two and 50-100 dollars.
- \$66.02 for Redhead, Wellslager & Co. SEC. 35. To Redhead, Wellslager & Co. for stationery, and baskets for the use of the general assembly the sum of six hundred sixty-five and 02-100 dollars.
- \$285 for Callaghan & Co. SEC. 36. To Callaghan & Co. for codes furnished the general assembly the sum of two hundred and eighty-five dollars.
- \$992 for Mills & Co. SEC. 37. To Mills and Co. for codes furnished the general assembly the sum of nine hundred and ninety-two dollars.
- \$50 for S. Addington. SEC. 38. To S. Addington for paste furnished for use of the general assembly the sum of fifty dollars.
- \$91.50 for Drake & Stephenson. SEC. 39. To Drake and Stephenson for brooms, dusters, thermometers etc. the sum of ninety-one and 59-100 dollars.
- \$4.00 per day for Lizzie Christ. SEC. 40. To Miss. Lizzie Christ assistant sergeant at arms of the senate four dollars per day to be paid upon the certificate of the president of the senate.
- \$65 for T. L. Palmer. SEC. 41. To T. L. Palmer for services as expert in compiling statistics of the cost of state printing and binding, sixty-five dollars.
- \$21.50 for Mrs. Locke. SEC. 42. To Mrs. Locke for washing towels and toweling twenty and 50-100 dollars.
- \$4.25 for J. R. Crawshaw. SEC. 43. To J. R. Crawshaw work on bill files, bill work, sign boards, four and 25-100 dollars.
- \$10,000 for extra janitors. SEC. 44. For the payment of the extra janitors employed during this session the sum of ten thousand dollars, or so much thereof as may be necessary, the warrants therefor to be drawn on the order of the executive council.

SEC. 45. For witness fees of witnesses before investigating committee appointed by the house with reference to agricultural college as follows: \$12.70 for witness fees.

S. J. Kirkwood.....	[§]18.00
John A. Hull.....	9.70
C. S. Stryker.....	26.00
S. R. Willard.....	35.40
H. G. Grattan.....	32.95
E. W. Stanton.....	9.75
Telegraphing and postage.....	90
<hr/>	
Total.....	142.70

SEC. 46. Three dollars per day for S. H. Berry assistant librarian from date of appointment to close of the twentieth general assembly to be paid upon order of the governor. \$3 per diem for S. H. Berry.

SEC. 47. This act being deemed of immediate importance shall take effect and be in force after its publication in the Iowa State Register and Iowa State Leader newspapers published at Des Moines Iowa. Publication.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader April 5, 1884.
J. A. T. HULL, Secretary of State.

CHAPTER 130.

APPROPRIATION TO PAY VISITING COMMITTEES.

AN ACT to Provide for the Payment of the Expenses of the Committees Appointed to Visit the State Institutions. H. F. 550.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated from the state treasury the following sums of money to the persons and for the purposes herein named. Expenses: committees.

SEC. 2. To C. A. Marshall, W. B. Culbertson and G. W. Hayzlett for expenses incurred in visiting the college for the blind at Vinton twenty-three dollars (\$23) each. College for the blind. \$69.

SEC. 3. To N. B. Holbrook, C. C. Carpenter and Lewis Miles for expenses incurred in visiting the deaf and dumb asylum at Council Bluffs, fourteen dollars (\$14) each. Deaf and dumb. \$42.

SEC. 4. To C. W. Fillmore and Ben McCoy for expenses incurred in visiting Girls' Reform School at Mitchellville, eight dollars (\$8) each. Girls' reform school. \$16.

SEC. 5. To I. W. Baldwin, A. Head and H. S. Rothert for State university.

- expenses incurred visiting state university at Iowa City, nineteen and 50-100 dollars (\$19.50). \$58.50.
- Soldiers' orphans' home. SEC. 6. To Ed. Rice, H. H. Green and E. C. Sudlow for expenses incurred in visiting the soldiers' orphans' home at Davenport, twenty dollars (\$20) each. \$60.
- Insane hospital at Independence. SEC. 7. To H. C. Curtis, J. J. Linehan and W. A. Cotton for expenses incurred in visiting the insane hospital at Independence, twenty-eight dollars (\$28) each. \$84.
- Fish hatching House at Spirit Lake. SEC. 8. To J. G. Brown and J. P. Huskins for expenses incurred in visiting the Spirit Lake fish hatching house twenty dollars (\$20) each. \$40.
- Agricultural college. SEC. 9. To John Manderscheid, C. L. Watrous and P. M. Sutton for expenses incurred in visiting the agricultural college at Ames, four dollars (\$4) each. \$12.
- Reform school at Eldora. SEC. 10. C. S. Ranck, E. W. Wilber and J. D. Glass for expenses incurred in visiting the reform school at Eldora, fifteen and 50-100 dollars (\$15.50) each. \$46.50.
- Normal school. SEC. 11. To C. C. Vanderpoel, S. A. Converse and A. P. Stephens for expenses incurred in visiting the state normal school at Cedar Falls, thirty-three and 50-100 dollars (\$33.50) each. \$100.50.
- Penitentiary at Ft. Madison. SEC. 12. To W. F. R. Humphrey, Wm. Butler, and J. L. Kamrar for expenses incurred in visiting the penitentiary at Ft. Madison twenty-six and 80-100 dollars (\$26.80) each. \$80.40.
- Fish hatching house at Anamosa. SEC. 13. To M. Miller, J. A. Overholzer and T. M. C. Logan, for expenses incurred in visiting the state hatching house at Anamosa, twenty-three and 60-100 dollars (\$23.60) each. \$70.80.
- Insane hospital at Mt. Pleasant. SEC. 14. To Wm. O. Schmidt, J. D. McVey, T. J. Caldwell, for expenses incurred in visiting the insane hospital at Mt. Pleasant, nineteen dollars (\$19) each. \$57.
- Penitentiary at Anamosa. SEC. 15. N. A. Merrill, J. M. Jones and Wm. Larrabee for expenses incurred in visiting the penitentiary at Anamosa, twenty dollars (\$20) each. \$60.
- Feeble minded children. SEC. 16. To Sam. Wright, L. R. Bolter and O. M. Barrett for expenses incurred in visiting institution for feeble minded, Glenwood, twenty dollars (\$20) each. \$60.
- Publication SEC. 17. This act being deemed of immediate importance shall take effect and be in force from and after the publication in the Iowa State Register and State Leader, newspapers published at Des Moines, Iowa.
- Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 8, and in the *Iowa State Leader* April 5, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 181.

FOR RELIEF OF MRS. J. W. MADDY.

AN ACT for the Relief of Mrs. J. W. Maddy of Marne, Cass county, H. F. 511.
Iowa, whose husband was killed by the Murderers of Postmaster
Clingan of Polk City, Iowa, While Pursuing Said Murderers in
Elkhorn Grove, Shelby County, Iowa.

WHEREAS, On the 13th day of July 1883 the murderers of Preamble.
Post Master Clingan were chased into Elkhorn Grove, Shelby
county, Iowa, and after the wounding of J. W. Hallock, by said
murderers a strong guard was placed around the grove, and on
the morning of July 14th 1883 the officers called for volunteers
to assist in the capture of said murderers; and

WHEREAS, J. W. Maddy, a citizen of Marne, Cass county, J. W. Maddy
Iowa, volunteered to assist said officers, and while marching in killed in ar-
line through said grove he was fired upon by one of the murder- resting crim-
ers and received a mortal wound and died the same day, and by inals.
his death a wife in delicate health and five children were left
without home or support, therefore

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be appropriated out of any funds in \$2,000 appro-
the state treasury not otherwise appropriated the sum of two priated for
thousand dollars to Mrs. J. W. Maddy to be used for the benefit Mrs. J. W.
of herself and children as follows, five hundred dollars of said Maddy and
amount to go to the widow in her own right and fifteen hundred children.
dollars for her children to be invested by the guardian of said
children in such manner as their best interest may require.

SEC. 2. This act to take effect on and after its publication in Publication.
the Iowa State Register and Iowa State Leader, papers pub-
lished in Des Moines, Iowa.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the Iowa
State Register April 8, and Iowa State Leader April 5, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 132.

BUREAU OF LABOR STATISTICS.

S. F. 83. AN ACT to Create a Bureau of Labor Statistics, and to Provide for the Appointment of a Commissioner of Said Bureau, and to Define his Duties and Term of Office.

Be it enacted by the General Assembly of the State of Iowa:

Appointment of commissioner provided for. SECTION 1. That there is hereby created a bureau of labor statistics, to be under the control and management of a commissioner thereof, to be appointed as hereinafter provided by this act.

Governor to appoint within 30 days. SEC. 2. That the governor shall, within thirty days after the taking effect of this act and biennially thereafter, with the advice and consent of the executive council, appoint a commissioner of labor statistics. The term of office of said commissioner to commence on the first day of April in each even-numbered year and continue for two years and until his successor is appointed and qualified; and said commissioner before entering upon the discharge of his duties shall take an oath or affirmation to discharge the same faithfully, and to the best of his ability; and shall give bond in the sum of two thousand dollars (\$2,000) with sureties to the approval of the governor, conditioned for the faithful discharge of his official duties.

Term of office. Take an oath and give bond. Salary \$1,500 per annum. SEC. 3. Said commissioner shall receive a salary of fifteen hundred dollars per annum, payable monthly, and necessary postage, stationery, and office expenses, the said salary and expenses to be paid by the state as the salaries and expenses of other state officers are provided for. He shall have and keep an office in the capitol at Des Moines in which shall be kept all records, documents, papers, correspondence and property pertaining to his office, and shall deliver them to his successor in office.

Keep an office in capitol. SEC. 4. Said commissioner may be removed from his office by the governor for neglect of duty or malfeasance in office; and any vacancy occurring at any time may be filled by the governor by and with the consent of the executive council.

May be removed by governor. Duties of commissioner. SEC. 5. The duties of said commissioner shall be to collect, assort, systematize and present in biennial reports to the governor on or before the 15th day of August preceding each regular meeting of the general assembly, statistical details relating to all departments of labor in the state, especially in its relations to the commercial, social, educational and sanitary

Statistics to be gathered.

conditions of the laboring classes, and to the permanent prosperity of the mechanical, manufacturing and productive industries of the state, and shall as fully as practicable collect such information and reliable reports from each county in the state the amount and condition of the mechanical and manufacturing interests, the value and location of the various manufacturing and coal productions of the state, also sites offering natural or acquired advantages for the profitable location and operation of different branches of industry; he shall by correspondence with interested parties in other parts of the United States impart to them such information as may tend to induce the location of mechanical and producing plants within the state, together with such other information as shall tend to increase the productions, and consequent employment of producers; and in said biennial report he shall give a statement of the business of the bureau since the last regular report, and shall compile and publish therein such information as may be considered of value to the industrial interests of the state, the number of laborers and mechanics employed, the number of apprentices in each trade, with the nativity of such laborers, mechanics and apprentices' wages earned, the savings from the same, with age and sex of laborers employed, the number and character of accidents, the sanitary condition of institutions where labor is employed, the restrictions if any which are put upon apprentices when indentured, the proportion of married laborers and mechanics who live in rented houses, with the average annual rental and the value of property owned by laborers and mechanics; and he shall include in such report what progress has been made with schools now in operation for the instruction of students in the mechanic arts and what systems have been found most practical with details thereof.

Shall collect from each county.

To correspond with parties throughout the U. S.

Shall give statement in biennial report.

Such report when printed shall not consist of more than six hundred printed pages octavo.

Report of not more than 600 pages.

Five thousand copies thereof shall be printed and bound uniformly similar to the reports of other state officers as now authorized by law. Said reports when published to be disposed of as follows, viz: To the public libraries in the state, to the various trade organizations, agricultural and mechanical societies, and other places where the commissioner may deem proper and best calculated to accomplish the furtherance of the industrial interests of the State.

5,000 copies of report to be printed. Distribution of reports.

Sec. 6. The commissioner shall have power to issue subpoenas for witnesses and examine them under oath and enforce their attendance to the same extent and in the same manner as a justice of the peace; said witnesses to be paid the same fees as are now allowed witnesses before a justice of the peace, the same to be paid by the state.

Power of commissioner.

Sec. 7. This act being deemed of immediate importance shall be in force and take effect from and after its publication

Publication.

in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 8, and *Iowa State Leader* April 5, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 133.

GIVING RAILROAD COMMISSIONERS INCREASED POWER.

S. F. 80.

AN ACT Authorizing Actions Against Railroad Companies, to be Brought in the Name of the State, upon Recommendation of the Board of Railroad Commissioners. [Additional, to Code, Ch. X, Title 5.]

Be it enacted by the General Assembly of the State of Iowa:

Circuit and District court to enforce decrees of R. R. Commissioners.

Proceedings by equitable action and instituted by atty. gen.

Court shall require issue made up at first term.

Order of court.

Violations of decrees punished by fine and imprisonment.

SECTION 1. The circuit and district courts of this state shall have jurisdiction to enforce, by proper decrees, injunctions and orders, the rulings, orders and regulations affecting public right, made or to be made by the board of railroad commissioners, such as are now, or may hereafter be, authorized to be made by them for the future direction and observance of railroads in this state. The proceedings therefor shall be by equitable action in the name of the state of Iowa, and shall be instituted by the attorney general, whenever advised by the board of railroad commissioners that any railway corporation, or person operating a line of road in this state, is violating and refusing to comply with any rule, order or regulation made by such board of railroad commissioners, and applicable to such railroad or person. It shall be the duty of the court in which any such cause shall be pending, to require the issues to be made up at the first term of the court to which such cause is brought, which shall be the trial term, and to give the same precedence over other civil business. If the court shall find that such rule, regulation, or order is reasonable and just, and that in refusing compliance therewith said railway company is failing and omitting the performance of any public duty or obligation, the court shall decree a mandatory and perpetual injunction compelling obedience to, and compliance with, such rule, order, or regulation by said railroad company, or other person, its officers, agents, servants and employees, and may grant such other relief as may be deemed just and proper. All violations of such decree shall render the company, persons, officers, agents, servants and employes who are in any manner instrumental in such violations, guilty of contempt of court, and the court may punish such contempt by fine not exceeding

one thousand dollars for each offense, and may imprison the person guilty of contempt until he shall sufficiently purge himself therefrom. And such decree shall continue and remain in effect and be enforced until the rule, order or regulation shall be modified or vacated by the board of railroad commissioners.

Decree shall remain in force.

SEC. 2. Whenever a decree shall be entered against a railroad company or person under section 1, the court shall render judgment for costs, including a reasonable attorney's fee for counsel representing the state in said case, and said judgment shall be enforced by execution.

Court shall enter judgment for costs.

SEC. 3. This act being deemed of immediate importance, shall take effect, and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in the state of Iowa.

Publication.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 8, and *Iowa State Leader* April 5, 1884.

J. A. T. HULL, *Secretary of State*

CHAPTER 134.

IOWA IMPROVED STOCK BREEDERS ASSOCIATION.

AN ACT to Provide for the Publication of the Annual Proceedings of the Iowa Improved Stock Breeders' Association. S. F. 81.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the annual proceedings of the Iowa State Association of Improved Stock Breeders of which C. F. Clarkson is president and Fitch B. Stacy is secretary, including the accepted essays and addresses, together with the report of discussions, is hereby authorized and directed to be printed by the state, under the supervision of the association, as the reports of the state agricultural and horticultural societies are now published.

Annual proceedings to be published by the state.

SEC. 2. The number of copies to be so published shall be limited to five thousand annually, not exceeding three hundred pages each, all of which shall be bound in pamphlet form. They shall be distributed as follows:

5,000 copies.

No. of pages, and binding.

To the governor, lieutenant governor, secretary of state, auditor of state, state treasurer, each member of the general assembly, the state horticultural society, the state agricultural society, the state library, the Iowa state university and the Iowa state agricultural college, each twenty copies. To each county auditor to be kept in the office, to each public library, to each incorporated college in the state, to each president and secre-

Distribution.

tary of each county and district fair, and to each president and secretary of each dairymens, or stock growers association, two copies; the remainder to be distributed under the direction of the association.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect from and after its publication in the Daily Iowa State Register, and the Daily State Leader, newspapers published in Des Moines.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 8, and in the *Iowa State Leader* April 5, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 135.

IOWA'S REPRESENTATION AT MADISON EDUCATIONAL EXPOSITION.

H. F. 176.

AN ACT to Enable the State of Iowa to be Represented in the National Educational Exposition at Madison, Wisconsin, July 15-18, 1884.

Preamble.
Madison exposition, July 1884.

WHEREAS, It has been decided by the National Educational Association to hold an educational exposition at Madison, Wisconsin, in July 1884, and

Iowa's participation.

WHEREAS, It is the intention of the department of public instruction of Iowa, in accordance with a resolution of the Iowa state teachers' association, to take part in said educational exhibit, and

WHEREAS, It is important that our state shall not suffer in comparison with other states, and that new honors be added to her present grand record by which she is everywhere conceded to occupy a high rank in the sisterhood of states, therefore,

Be it enacted by the General Assembly of the State of Iowa:

\$1,000 appropriated for material.

SECTION 1. There is hereby appropriated the sum of one thousand dollars, or such part thereof as may be necessary, for the purpose of defraying the necessary expenses of the department of public instruction in collecting and preparing materials for said educational exhibit and for defraying expenses of shipping such material to and from Madison, Wisconsin; *provided*, that said material or such part thereof as the superintendent of public instruction may designate shall be returned to the capital of the state of Iowa, to be and become a part of a permanent exhibit, in connection with the department of public instruction.

Material to be returned to the state.

Sec. 2. Said appropriation or such part thereof as may be necessary shall be paid from time to time and in such sums as may be necessary to meet such expenses as they may occur, upon the order of the superintendent of public instruction to the auditor of state accompanied by satisfactory vouchers. Appropriation, how drawn.

Sec. 3. The subject matter of this act being of immediate importance, it shall take effect on and after its publication in the Iowa State Register and State Leader. Publication.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 8, and *Iowa State Leader* April 5, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 136.

APPROPRIATION FOR NEW CAPITOL.

AN ACT Making an Appropriation to Complete and Furnish the New Capitol, and for Paving the Streets, and Grading and Putting Down the Curbing and Side-walks Around the Capitol Square. S. F. 205.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of three hundred and sixty-one thousand five hundred dollars, (\$361,500), for the completion and furnishing the new capitol, according to the plans for the completion of the same, as by law provided, or to be provided. \$389,500 appropriated. \$361,500 to finish building.

Sec. 2. That there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, the sum of twenty-eight thousand dollars for the purpose of paving the streets, and grading and putting down the curbing and side-walks around the capitol square. \$28,000 for streets and side-walks.

Sec. 3. The money hereby appropriated shall be drawn and expended as provided in section four of chapter 110, of the acts of the thirteenth general assembly. "Provided, That not more than one hundred and thirty thousand dollars shall be drawn from the treasury during the year, A. D. 1884; Drawn and expended under chapter 110, 13th G. A. Proviso: \$130,000 in 1884.

Not more than one hundred thousand dollars during the year 1885; and as much of the balance as shall be necessary for the purpose of this act during the year 1886." \$100,000 in 1885. Balance 1886.

Sec. 4. This act being deemed of immediate importance shall take effect and be in force from and after its publication Publication.

in the daily Iowa State Register and the daily Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 8, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 137.

S. F. 397.

AUTHORIZING GOVERNOR TO CONVEY REFORM SCHOOL LANDS.

AN ACT to Authorize the Governor to Convey Eighty Acres of Land now Belonging to the Reform School at Eldora.

Be it enacted by General Assembly of the State of Iowa:

Governor authorized to convey 80 acres.
Description.

SECTION 1. The governor of the state of Iowa is hereby authorized and empowered to convey the north half of the southwest quarter of section thirty-five (35) in township eighty-eight (88) north in range twenty (20) west, and lying in Hardin county, Iowa, and now belonging to the reform school there, *where*[when] the trustees of the Iowa reform school shall request the governor to make the conveyance.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the *Iowa State Register* and *Iowa State Leader*, newspapers published in Des Moines, Iowa.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 8, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 138.

TOWN OF LETTSVILLE LEGALIZED.

AN ACT to Legalize the Incorporation of the Town of Lettsville, in Louisa County, Iowa, the Election of Officers and all Acts Done and Ordinances Passed by the Council of said Town. H. F. 499.

WHEREAS, Under and by virtue of the laws for incorporating towns, proceedings were had for the incorporation of the town of Lettsville; and

WHEREAS, Doubts have arisen as to the legality of said incorporation and it is pretended full compliance with the statute providing for the incorporation of towns was not had; and

WHEREAS, The council of said town of Lettsville did make and adopt laws, rules and ordinances, for the government of said town, and have performed such other duties devolving upon them, including the levy of taxes as authorized by law; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of said town of Lettsville, Louisa county, Iowa, the election of its officers, all laws, rules and ordinances adopted or passed by the council of said town, and all taxes levied, and all official acts of said council and officers not in contravention of the laws of the state, and within the legal limits of the powers of incorporated towns, be and the same are hereby legalized and declared to be valid and binding, the same as though the laws relating to incorporated towns had in all respects been strictly complied with.

SEC. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the daily State Register, and the Wapello Republican, newspapers published at Des Moines and Wapello, Iowa, without expense to the state.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Wapello Republican* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 139.

UNION RAILWAY DEPOT.

H. F. 448. AN ACT for Union Railway Depot. [Additional to code, ch. X, Title 5.]

Be it enacted by the General Assembly of the State of Iowa:

Persons and railway corporations to organize for the purpose of establishing union depots.

SECTION 1. In order to facilitate the public convenience and safety in the transmission of freight and passengers from one railway to another and to prevent unnecessary expense and inconvenience attending the accumulation of a number of stations in one place. Authority is hereby given to any number of persons or any number of railway corporations or both persons and railway corporations to form themselves into a body corporate under the general incorporation laws of this state relating to corporations for pecuniary profit for the purpose of acquiring, establishing constructing and maintaining at any place in this state union station houses or depots for freight or passengers or for both with necessary offices for express, baggage, and postal rooms in the same or separate buildings, railroad *tracts* [tracks] and other appurtenances of such depots. And for that purpose may make and file for record articles of association in the manner provided for such corporations in this state, and any railroad company operating a road in this state or interested in the operation of a road in this state, whether organized under the laws of this state or elsewhere may become stockholder in such corporation in the same manner an individual might. Such articles may provide for the business of the corporation being conducted under by-laws to be adopted by the stock holders in which case a copy of such by-laws shall be posted in the passenger or waiting rooms of the depot and in the office of the company.

May file articles.

Business may be conducted under by-laws.

Power of corporations under this act.

SEC. 2. Every corporation formed under the provisions of this act, shall have power to take and hold for the purposes mentioned in section 1, such real estate as may be deemed necessary by the railroad commissioners for the location erection and construction of their depot and its approaches, which they may acquire by purchase or by condemnation as provided by chapter 4 title 10, code of Iowa 1873, and when condemned and paid for as thereby provided such real estate shall belong to the corporation.

With consent of city council may make necessary connections.

SEC. 3. Such corporation with consent of the city council of any city or town in this state in which said depot is located, shall have the right to lay its tracks to make necessary connection with all railways desiring to use such depot upon the

streets or alleys of said city, and by and with the consent of such city council may erect such depot upon or across any such street or alley, but no railroad track can thus be located nor can such depot, be so erected until after due injury to property abutting upon the streets or alleys upon which such railway track is proposed to be located or such depot is proposed to be erected, has been ascertained and compensation made in the manner provided for taking private property for works of internal improvement in chapter four of title ten of the code, subject to the provisions of section 464 of the code.

SEC. 4. Nothing in this act contained, or in the articles of incorporation or by-laws, of the corporation herein provided for, shall in any manner release the railroad companies using such union depots, tracks or appurtenances from the same liability for all damages by injuries, to persons stock, baggage or freight, or for the loss of baggage or freight, in or about said union depot grounds as if said depot, tracks and appurtenances wholly belonged to and were operated by said railroad companies using the same. Railroads not released from liability for damages.

SEC. 5. This act being deemed of immediate importance shall take effect upon publication in the Iowa State Register, published at Des Moines and the Daily Gate City published at Keokuk. Publication.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 9, and Daily Gate City April 8, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 140.

FOR CARE OF NEW CAPITOL.

AN ACT Providing for the Care and Management of the New Capitol. H. F. 544.
itol.

Be it enacted by the General Assembly of the State of Iowa.

SECTION 1. That after the adjournment of the present general assembly, the capitol buildings and grounds shall be under the exclusive control of the board of capitol commissioners until the building shall have been completed and accepted by the general assembly and until some other provision shall have been made by law for the control and management thereof. Building under exclusive care of capitol commissioners until completed.

Provided, that nothing in this act shall be so construed as to prevent any officer or board occupying rooms in said building from having the entire control thereof. Proviso.

Board of commissioners to make provisions for.

SEC. 2. The said board of commissioners shall make all suitable provisions for the heating, lighting, ventilating, cleaning and care of said building; shall cause the rooms that are furnished to be kept cleaned and in proper order for use at all times and see that all parts of the building are kept in good repair; shall make all necessary provisions for the admittance of visitors to all furnished parts of the building during business hours by furnishing the proper escort therefore, *Provided* the senate chamber and the hall of the house of representatives shall not be used for any purposes whatever except for legislature purposes.

Admit visitors.

Provide: senate and house chambers.

Shall report expense to sup't of construction.

SEC. 3. The said board of commissioners shall at the end of each month cause to be made an itemized report of the expenditure necessary in complying with the provisions of this act and when such report shall have been approved by the superintendent of construction or such other person as may have been appointed by the board of commissioners therefor and by the governor, it shall be filed in the office of the auditor of state and warrant shall be issued on the state treasurer for the amounts due the parties entitled thereto as shown by said report, but such expense shall not be chargeable to the appropriation for completing and furnishing the building.

Report filed with auditor

Report to G. A.

SEC. 4. The board of commissioners shall cause a report to be made to the general assembly on the first day of the meeting thereof, which report shall contain an itemized statement of the expenditures necessary in complying with the provisions of this act, and shall in addition to the above, report what provisions have been made for the care and management of the building during the session of the general assembly, showing the number of men employed, for what purpose and the price to be paid per day, which provision shall continue until changed by order of the two houses of the general assembly.

Publication.

SEC. 5. This act being deemed of immediate importance, shall be in force and take effect from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, April 3, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 9, and *Iowa State Leader* April 8, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 141.

APPROPRIATION FOR PENITENTIARY AT FT. MADISON.

AN ACT Making Appropriations for the Penitentiary at Fort Mad- H. F. 323.
ison.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated for the pen- \$12,075 appro-
itentiary at Fort Madison out of any money not otherwise ap- priated.
propriated the following sums for the purposes named, to-wit;

To complete the steam heating apparatus \$3,000.

To transport convicts and furniture for warden's house \$2,200.

To contingent fund and repairs \$5,000.

To procure iron bedsteads, \$1,500.

To purchase porcelain lined cell buckets \$375.

Not more than one-half of this appropriation shall be drawn One half to be
during the year 1884. drawn in 1884.

Approved, April 3, 1884.

CHAPTER 142.

HOUSES OF ILL-FAME.

AN ACT to Repeal Sections 4013 and 4016 of the Code and to Enact S. F. 56.
Substitutes therefor Relating to Houses of Ill-fame and to Pros-
titution, and to Enact an Additional Provision Relating to Houses
of Ill-fame and Prostitution and Lewdness.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 4013 of the code is hereby repealed
and the following is enacted in lieu thereof:

SEC. 4013. If any person keeps a house of ill-fame,
resorted to for the purpose of prostitution or lewdness,
such person shall be punished by imprisonment in the
penitentiary not less than six months nor more than five
years.

Penalty for
keeping house
of ill-fame.

SEC. 2. That section 4016 of the code is hereby repealed and
the following is enacted in lieu thereof:

SEC. 4016. If any person entice back into a life of
shame any person who has heretofore been guilty of
the crime of prostitution, or who shall inveigle or en-
tice any female before reputed virtuous to a house of

Penalty for en-
ticing females
to house of ill-
fame.

ill-fame, or knowingly conceal or assist or abet in concealing such female, so deluded or enticed for the purpose of prostitution or lewdness, he shall be punished by imprisonment in the penitentiary not less than three nor more than ten years.

Penalty for lewdness.

SEC. 3. If any person for the purpose of prostitution or lewdness resorts to, uses, occupies or inhabits any house of ill-fame or place kept for such purpose or if any person be found at any hotel, boarding house, cigar store or other place leading a life of prostitution and lewdness such person shall be punished by imprisonment in the penitentiary not more than five years.

Evidence on trial.

SEC. 4. The state upon the trial of any person indicted for keeping a house of ill-fame, may, for the purpose of establishing the character of the house kept by defendant, introduce evidence of the general reputation of such house as so kept, and such evidence shall be competent for such purpose.

Approved, April 3, 1884.

CHAPTER 143.

RELATING TO SALE OF INTOXICATING LIQUORS.

H. F. 516½

AN ACT to Amend Chapter 6, Title XI of the Code, Relating to Intoxicating Liquors and to Provide Additional Penalties for Violations of the Provisions of Said Chapter and the Amendments thereto.

Be it enacted by the General Assembly of the State of Iowa:

Code, § 1525 repealed and substitute enacted.

SECTION 1. That section 1525, of the code be and the same is hereby repealed and the following enacted in lieu thereof,

Penalty for manufacturing

SEC. 1525. Every person who shall manufacture any intoxicating liquors as in this chapter prohibited, shall be deemed guilty of a misdemeanor and upon his first conviction for said offense, shall pay a fine of two hundred dollars and costs of prosecution or be imprisoned in the county jail not to exceed six months and on his second and every subsequent conviction for said offense, he shall pay a fine of not less than five hundred dollars nor more than one thousand dollars and costs of prosecution, and be imprisoned in the county jail one year.

First offense.

Second and subsequent convictions.

Code, § 1526 re-enacted and amended.

SEC. 2 That section 1526, of the code of 1873, be and the same is hereby re-enacted and amended by inserting after the word "to" and before the words "buy and sell intoxicating liquors" the words "manufacture or."

SEC. 3. That section 1527 of the code be, and the same is hereby amended by inserting after the words "desires to" and before the words "sell said liquors" in the third line of said section the words "manufacture or." Code, § 1527 amended.

SEC. 4. That section 1528 of the code be, and the same is hereby amended by adding thereto the words: *provided*, that in case of a permit to manufacture intoxicating liquors the penalty of the bond shall be five thousand dollars. Code, § 1528 amended. Penalty of bond \$5,000.

SEC. 5. That section 1531 of the code, be, and the same is hereby amended by inserting in the second line thereof, after the words "may be" the words "manufactured or." Code, § 1531 amended.

SEC. 6. That section 1535 of the code be, and the same is hereby amended by inserting after the words "record of" in the fourth line the words "manufacture or." Code, § 1535 amended.

SEC. 7. That section 1537 of the code be and the same is hereby amended by adding thereto the words: and the provisions of this section shall apply to persons holding a permit to manufacture intoxicating liquors, so far as the same relates to the report; and any such manufacturer shall within the time specified for parties holding a permit to sell, also report the quantity and kind of liquors by him manufactured since the date of his last report, and also the quantity and kinds of liquors sold by him, and for what purpose and to whom sold. Code, § 1537 amended.

SEC. 8. That section 1538 of the code be, and the same is hereby repealed and the following enacted in lieu thereof. Code, § 1538 repealed and substitute enacted.

SEC. 1538. Any person having such permit, who shall sell intoxicating liquors at a greater profit than is herein allowed, shall be liable to treble damages to be recovered by civil action in favor of the party injured. And any person holding a permit, either to manufacture or sell, who shall fail to make monthly returns as herein required, or within five days thereafter, or who shall make a false return, shall forfeit for each offense the sum of one hundred dollars, to be recovered in the name of the state of Iowa, upon the relation of any citizen of the county by civil action on his bond with costs, and one half of the sum recovered shall go to the informer and one half shall go to the school fund of the county. Penalty for selling at greater profit than here allowed. Penalty for failure to make monthly report.

SEC. 9. That section 1539 of the code be and the same is hereby amended by adding thereto the following, to-wit: "One half of the amount so recovered shall go to informer, and the other half shall go to the school fund of the county." Code, § 1539 amended; one half fine goes to informer.

SEC. 10. That section 1540 of the code be repealed and the following enacted in lieu thereof: Code, § 1540 repealed and substitute enacted.

SEC. 1540. If any person not holding such a permit by himself, his clerk, servant or agent shall for himself or any person else, directly or indirectly, or on any pretense, or by any device, sell or in consideration of the purchase of any other property, give to any person

Penalty for selling without a permit.

First offense.

Second and every subsequent offense.

Clerks, agents.

Any number of violations charged in same indictment.

Persons not paying fines, not entitled to benefit of chapter 47, title 25 of code.

Code, § 1542 repealed and substitute enacted.

Owning or keeping with intent to sell.

First offense.

In event of default.

any intoxicating liquors he shall, for the first offense be deemed guilty of a misdemeanor, and on conviction for said first offense shall pay a fine of not less than fifty or more than one hundred dollars and costs of prosecution, and stand committed to the county jail until such fine and costs are paid: for the second and every subsequent offense he shall pay on conviction thereof a fine of not less than three hundred dollars nor more than five hundred dollars and costs of prosecution and be imprisoned in the county jail, not to exceed six months. All clerks, servants, and agents of whatever kind engaged, or employed in the manufacture, sale, or keeping for sale in violation of this chapter, of any intoxicating liquor, shall be charged and convicted in the same manner as principals may be, and shall be subject to the penalties herein provided. Indictments and information for violations under this section may allege any number of violations of its provisions by the same party, but the various allegations must be contained in separate counts, and the person so charged may be convicted and punished for each of the violations so alleged as on separate indictments or informations, but a separate judgment must be entered on each count on which a verdict of guilty is rendered. The second and subsequent convictions mentioned in this section shall be construed to mean convictions on separate indictments or information. And in default of the payment of the fines and cost provided for the first conviction under this section, the person so convicted shall not be entitled to the benefit of chapter forty-seven, title twenty-five of this code, until he shall have been imprisoned sixty days.

SEC. 11. That section 1542 of the code be repealed and the following enacted in lieu thereof:

SEC. 1542. No person shall own, or keep or be in any way concerned, engaged, or employed in owning or keeping any intoxicating liquors with intent to sell the same within this state, or to permit the same to be sold therein in violation of the provisions hereof, and any person who shall so own or keep or be concerned, engaged or employed in owning or keeping such liquors with any such intent, shall be deemed, for the first offense, guilty of a misdemeanor; and on conviction for said first offense shall pay a fine of not less than fifty nor more than one hundred dollars and costs of prosecution, and shall stand committed to the county jail until such fine and costs are paid, and in default of such fine and costs, he shall not be entitled to the benefits of chapter forty-seven, title twenty-five of the code, until he shall have been imprisoned sixty days;

for the second and every subsequent offense he shall pay a fine of not less than three hundred dollars nor more than five hundred, or be imprisoned in the county jail not more than six months, or by both such fine and imprisonment in the discretion of the court, and upon trial of every indictment or information of violations of the provisions of this section, proof of the finding of the liquor named in the indictment or in the information, in the possession of the accused in any place except his private dwelling house, or its dependencies, or in such dwelling house or dependencies, if the same is a tavern, public eating house, grocery or other place of public resort, or in unusual quantities in the private dwelling house or its dependencies of any person keeping a tavern, public eating house, grocery, or other place of public resort in some other place, shall be received and acted upon by the court as presumptive evidence that such liquor was kept or held for sale contrary to the provisions hereof.

Second and subsequent offense.

Presumptive evidence.

SEC. 12. That section 1543 of the code, be and the same is hereby repealed and the following enacted in lieu thereof:

Code, § 1543 repealed and substitute enacted.

SEC. 1543. In cases of violation of the provisions of either of the three preceding sections or of sections fifteen hundred and twenty-five of this chapter, the building or erection of whatever kind, or the ground itself in or upon which such unlawful manufacture or sale, or keeping with intent to sell, use or give away, of any intoxicating liquor is carried on, or continued, or exists, and the furniture, fixtures, vessels, and contents is hereby declared a nuisance and shall be abated as hereinafter provided and whoever shall erect or establish, or continue, or use any building, erection or place for any of the purposes prohibited in said sections shall be deemed guilty of a nuisance, and may be prosecuted and punished accordingly, and upon conviction shall pay a fine of not exceeding one thousand dollars and costs of prosecution, and stand committed until the fine and costs are paid: and the provisions of chapter 47, title 25 of this code, shall not be applicable to persons committed under this section. Any citizen of the county where such nuisance exists, or is kept or maintained, may maintain an action in equity to abate and perpetually enjoin the same, and any person violating the terms of any injunction granted in such proceedings shall be punished as for contempt by a fine of not less than five hundred nor more than one thousand dollars or by imprisonment in the county jail not more than six months, or by both such fine and imprisonment in the discretion of the court.

Building and contents declared a nuisance.

Penalty for owner.

Chapter 47, title 25, not applicable. Any citizen may maintain action.

Penalty for violating injunction.

Code, § 1551 amended, making it the duty of peace officers to give evidence.

SEC. 13. That section 1551 of the code be, and the same is hereby amended by adding thereto the following, "Every peace officer shall give evidence when called upon, of any facts within his knowledge, tending to prove a violation of the provisions of this chapter, but his evidence shall in no case be used against him in any prosecutions against him for a violation of the provisions of this chapter.

Code, § 1553 repealed and substitute enacted.

SEC. 14. That section 1553 of the code be, and the same is hereby repealed and the following enacted in lieu thereof:

Common carriers liable for bringing liquors in the state : exception.

SEC. 1553. If any express company railway company, or any agent, or person in the employ of any express company or railroad company, or if any common carrier or any person in the employ of any common carrier, or if any other person shall knowingly bring within this state for any other person or persons, or corporation, or shall transport between points within the state for any other person or persons or corporation, any intoxicating liquors, without first having been furnished with a certificate from and under the seal of the county auditor of the county to which said liquor is to be transported or is consigned for transportation, certifying that such consignee or person, for or to whom said liquor is to be transported, is authorized to sell such intoxicating liquors in such county, such company corporation, or persons so offending, and each of them, and any agent of such corporation or company so offending shall, upon conviction thereof, be fined in any sum not exceeding one hundred dollars for each offense and shall stand committed to the county jail until such fine and the costs of prosecution are paid, and one half of the fine shall go to the informer and the other half shall go to the school fund of the county; *and provided further*, that the offense herein defined shall be held complete, and shall be held to have been committed in any county of the state through or to which said intoxicating liquors are transported, or in which the same are loaded for transportation; *provided further*, that it shall be the duty of the several county auditors of this state to issue the certificate herein contemplated, to any person having such permit, and the certificate so issued shall be truly dated where issued, and shall specify the date at which the authority or permit expires, as shown by the county records.

Penalty.

One half the fine to go to the informer.

Proviso : offense held to have been committed in any county through which liquors are transported.

Duty of county auditors.

Club houses prohibited.

SEC. 15. Every person who shall, directly or indirectly, keep or maintain, by himself, or by associating or combining with others, or who shall in any manner aid, assist, or abet, in keeping or maintaining any club room, or other place in which intoxicating liquors is received or kept for the purpose of use, gift, barter, or sale or for distribution or division among the

members of any club or association by any means whatever, and every person who shall use, barter sell or give away, or assist or abet another, in bartering, selling, or giving away any intoxicating liquors as received or kept, shall be deemed guilty of a misdemeanor, and upon conviction therefor shall be punished by a fine of not less than one hundred dollars, nor more than five hundred dollars, or by imprisonment in the county jail not less than thirty days nor more than six months. Penalty.

SEC. 16. All statutes and acts and parts of acts inconsistent with the provisions of this chapter as hereby amended are hereby repealed; *provided*, however, that this repeal shall not affect any act done, any right accruing or which has accrued or been established, nor any suit or proceeding had or commenced in any civil cause before the time such repeal takes effect, and no offense committed, nor penalty or forfeiture incurred, and no suit or prosecution pending when the repeal takes effect, for an offense committed, or for the recovery of a penalty or forfeiture incurred, shall be affected by this repeal, and the provisions of section 1555, as amended, and substituted by the act of this general assembly approved March 4, 1884, shall apply and have relation to the provisions of the code as herein amended and all penalties as herein provided, shall be held to apply to intoxicating liquors as defined in said act March 4, 1884. Inconsistent statutes repealed. Proviso. Code, § 1555 as passed by 20th G. A. to remain in force.

Approved, April 3, 1884.

CHAPTER 144.

APPROPRIATION FOR STATE FISH COMMISSION.

AN ACT for an Appropriation for the State Fish Commission.

S. F. 286.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That for the purpose of continuing the work of the state fish commission as provided by the 16th, 17th, 18th, and 19th general assemblies: to provide for the distribution of the salmon trout, siskiwit, California trout, land locked salmon and German carp, now on hand and hereafter to be propagated at the state hatching houses and to continue the propagation and distribution of these and the native fish of Iowa and to distribute such fish as may be donated by the United States fish commission to the state of Iowa and such other work as may be deemed by the governor and the state fish commissioners of importance in introducing valuable varieties of fish into the waters of Iowa. There is hereby appropriated out of any money belonging to the state the sum of five thousand dollars — *provided*, the above amount be under the control of and audited by the executive council. \$5,000 appropriated for the care and propagation of fish. Proviso.

\$300 per annum for rent on hatching house at Spirit Lake.

Publication.

SEC. 2. There is hereby appropriated an additional sum of three hundred dollars per annum to be paid by the executive council as it may become due as rental for the use of the property known as the Spirit Lake hatching house.

SEC. 3. This act being deemed of immediate importance shall be in force and take effect from and after its publication in the Iowa State Register and the Iowa State Leader newspapers published at Des Moines Iowa.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 9, and *Iowa State Leader* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 145.

APPROPRIATION FOR FEEBLE-MINDED.

H. F. 334.

AN ACT Making Appropriation for the Institution for the Feeble-Minded Children at Glenwood, Iowa.

Be it enacted by the General Assembly of the State of Iowa:

\$69,300 appropriated.

SECTION 1. That there is hereby appropriated for the institution for the feeble-minded children, the following sums for the purposes herein mentioned.

\$600 for apparatus.

For school apparatus six hundred dollars, \$600.

\$2,500 for plumbing.

For plumbing both water closets and wash sink for cottages twenty-five hundred dollars \$2,500.

\$4,000, repairs.

For repairs on old building four thousand dollars \$4,000.

\$2,000, laundry.

For furnishing inside of laundry purchasing washers and wringers and constructing dry room two thousand dollars. \$2,000.

\$1,500, boiler.

For purchasing new boiler and fittings for same fifteen hundred dollars. \$1,500.

\$200 smoke-stack.

For enlarging smoke stack two hundred dollars \$200.

\$4,000 for rooms and grounds.

For additional story under gymnasium grading and improvements of grounds four thousand dollars \$4,000.

\$2,500 for painting, etc.

For painting, building and furnishing cottages two thousand five hundred dollars. \$2,500.

\$2,000 for contingent.

For contingent fund, one thousand dollars per annum for two years.

\$50,000 for additional buildings.

There is hereby appropriated fifty thousand dollars (\$50,000) to be used by the trustees of said institution for the purpose of erecting and furnishing additional buildings and water tower, subject to the approval of the executive council *provided*, that not more than one half of the appropriation shall be drawn during the year 1884.

One half in 1884.

SEC. 2. The money herein appropriated shall be drawn as How paid. provided in this act and paid on the order of the trustees of said institution at such times as may be deemed necessary by said trustees.

SEC. 3. This act being deemed of immediate importance Publication. shall be of force after its publication in the Iowa State Register and Iowa State Leader newspapers published at Des Moines.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 9, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 146.

CERTAIN TAXES IN DAVIS COUNTY LEGALIZED.

AN ACT to Legalize the Levy of Certain Taxes in Davis County. S. F. 384.

WHEREAS, The Board of Supervisors of Davis county, at Preamble. their September meeting in the year A. D. 1883, did levy a four and eight-tenths mill tax for county purposes, and

WHEREAS, This amount is allowed only to counties having a population of less than fourteen thousand inhabitants, except to counties having an area exceeding nine hundred square miles, and

WHEREAS, Doubts having arisen as to the legality of said levy; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the proceedings of the board of supervisors Legalized. of Davis county, done and entered of record, in making said levy, be and the same is hereby legalized and made valid, to all intents and purposes, as though said levy had been made in strict compliance with law.

SEC. 2. This act being deemed of immediate importance Publication. shall be in force and effect from and after its publication in the Iowa State Register and the Davis County Republican, newspapers published at Des Moines and Bloomfield, Iowa without expense to the state.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 25, and *Davis County Republican* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 147.

SIDEWALKS ON HIGHWAYS.

S. F. 395.

AN ACT Relating to Sidewalks on Highways. [Additional to Code, Ch. 7, Title 7.]

Be it enacted by the General Assembly of the State of Iowa:

Landowners may construct sidewalks along any public road.

SECTION 1. That it shall be lawful for any owner of land adjoining or abutting on a public road or highway outside the limits of any city or town, to build and construct a sidewalk on and along said highway for his own use and for the use of the public traveling on foot, that said sidewalk shall not exceed four feet in width and shall be located along the side of the highway and may be constructed of any material suitable for a foot walk, *provided*, that said sidewalk shall not be so constructed as to interfere with the proper use and enjoyment of any lands or premises along which it passes, and *provided further*, that the persons building such walk shall keep the same in repair, and shall be liable for all injuries occasioned by his failure to keep the same in repair.

Proviso: shall not interfere with use of lands.

Persons building, liable for injuries.

Penalty for injury of sidewalk.

SEC. 2. Any person who shall destroy, injure, or drive or ride upon a sidewalk, so constructed or heretofore constructed except at highway crossings, shall be deemed guilty of a misdemeanor and shall be fined not less than five dollars for each offense, and shall be liable to the party who has built or maintained said sidewalk for all damages.

Publication.

SEC. 3. This act being deemed of immediate importance, shall take effect and be in force, from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 9, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 148.

TOWN OF DALLAS CENTER LEGALIZED.

AN ACT to Legalize the Incorporation of the Town of Dallas Center, H. F. 533.
in the County of Dallas and State of Iowa, and to Legalize the
Acts of the Town Council and other Officers thereof.

WHEREAS, In attempting to incorporate the town of Dallas Preamble.
Center in the county of Dallas and State of Iowa, there was a
failure to file in the office of the recorder of said county (as
directed by law) a certified copy of all the papers, and record
entries relating to said incorporation, as appeared and still
appears on file and of record in the clerk's office and

WHEREAS, In attempting to incorporate said town there was Failure to give
a failure to give a proper and legal notice by publication of the notice.
same as required by law, and a failure on the part of the per-
sons making and laying out the plat of said town to properly
sign, execute, acknowledge and record the same as required by
law, and

WHEREAS, Doubts have arisen with regard to the legality of
said incorporation, and with regard to the legality and binding
effect of the laws, rules and ordinances adopted and passed by
the council of said town for the government of the same and
also doubts with regard to the legality of the official acts of
other officials of said town, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of said town of Dallas Legalized.
Center, be and the same is hereby legalized, and all the ordi-
nances passed and rules and regulations adopted by the council
of said town and all the official acts of the officers thereunder,
be and the same are hereby declared to be legal and valid in
every respect, as fully and completely as though all certified
papers and records had been filed; the proper notice by publi-
cation had been given and complete and duly signed and
executed plats of said town had been filed and recorded as re-
quired by the then existing laws and acts amendatory thereto.

SEC. 2. This act being deemed of immediate importance Publication.
shall take effect and be in force from and after its publication
in the Iowa State Register, and the Dallas Center Globe, news-
papers published in this state, said publication to be without
expense to the state.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the Iowa
State Register May 6, and in the Dallas Center Globe April 10, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 149.

TOWN OF SPRINGVILLE LEGALIZED.

H. F. 345. AN ACT to Legalize the Incorporation of the Town of Springville Linn County, Iowa, the Election of its Officers, and the Ordinances Passed by the Council of said Town. .

Preamble. WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Springville Linn county Iowa, the election of its officers, and the ordinances passed by the council of said town, therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalized. SECTION 1. That the incorporation of said town of Springville, Linn county, Iowa the election of its officers and all the official acts done and ordinances passed by the council of said town not in contravention with the laws of the state are hereby legalized, and the same are hereby declared to be valid and binding the same as though the law had in all respects been strictly complied with.

Publication. SEC. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the State Register a newspaper published at Des Moines Iowa and the Springville Independent published at Springville Iowa said publication to be without expense to the State.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 8, and in the *Springville Independent* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 150.

TOWN OF KELLERTON LEGALIZED.

H. F. 529. AN ACT to Legalize the Incorporation and the Official Proceedings of the Town of Kellerton, in the County of Ringgold, State of Iowa.

Preamble. WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Kellerton in the county of Ringgold state of Iowa, and in the election of its officers and the ordinances passed by the town council of said town; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the incorporation of said town of Keller-
ton in Ringgold county Iowa, the election of its officers, and all
the official acts done and ordinances passed by the town council
of said town not in contravention with the laws of the state of
Iowa are hereby legalized and the same are made valid as
though the law had in all respects been strictly complied with.

Legalized.

SEC. 2. This act being deemed of immediate importance,
shall be in force and take effect from and after its publication
in the State Register and State Leader newspapers published
in Des Moines, Iowa, without expense to the State.

Publication.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa
State Register* April 30, and *Iowa State Leader* April 17, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 151.

RELATING TO PARKS.

AN ACT Relating to Parks in Cities and Towns and to Authorize
the Election of Commissioners, and Levy of Special Tax There-
for. [Additional to Code, Ch. 10, Title IV.]

S. F. 89.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That cities acting under special charters and
cities and incorporated towns may provide by ordinance for the
election of three park commissioners and the terms thereof
shall be three, four and five years, respectively and their suc-
cessors shall be elected for the full term of five years, and such
park commissioners shall reside in such city or town.

Cities acting
under special
charters and
incorporated
towns may
elect three
park commis-
sioners.

SEC. 2. Said park commissioners shall have exclusive con-
trol of such parks and shall manage, improve, and supervise the
same.

Park commis-
sioners have
exclusive con-
trol.

SEC. 3. The councils of such cities, and incorporated towns
may by resolution submit to the qualified electors of such city
or town, at a regular or special election, the question whether
there shall be levied upon the assessed property thereof a tax
not exceeding two mills on the dollar, for the purpose of pur-
chasing real estate for parks and the improvement of parks, or
for either or both of said purposes.

Questions of
taxation for
purchase of
ground sub-
mitted to the
people.

SEC. 4. Said councils shall, in the resolution ordering such
election, specify the rate of taxation proposed and the number
of years the same shall be levied, and if a majority of the votes
cast at such election shall be in favor of such taxation, said

Council shall
specify rate of
taxation.

- Shall levy tax when authorized. council shall levy the tax so authorized, which shall be collected and paid over to the treasurer of such city as other taxes thereof are collected, which shall be known as "Park Fund," and shall be paid on the order of the commissioners and to be expended for the purposes herein provided and for no other purpose whatever.
- Paid on order of commissioners. SEC. 5. Said commissioners may use said fund for improving such parks or for purchasing additional grounds or laying out and improving avenues thereto, and do all things necessary to preserve such parks, and they may appoint one or more park policemen, and pay such police force out of said fund; said commissioners shall keep a full account of their disbursements, and all orders drawn on said fund shall be signed by at least two of said commissioners.
- Funds used for purchase of grounds or improvements. SEC. 6. Said commissioners shall each give a bond to the use of such city in the penal sum of five thousand dollars, before they shall be permitted to enter upon such duty, which bonds shall be approved by the auditor, recorder or clerk, of such city or town and by him retained in his office.
- Commissioners shall keep a full account. SEC. 7. That it shall be deemed a misdemeanor for any person to cut, break or deface any tree or shrub growing in any such park or parks, or avenues thereto, except by authority of such commissioners.
- Commissioners shall give bonds to be approved. SEC. 8. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.
- Cutting, etc., a misdemeanor. Approved, April 5, 1884.
- Publication.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 11, and *Iowa State Leader* April 9, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 152.

ORDINANCES OF OSAGE LEGALIZED.

S. F. 387.

AN ACT Legalizing the Acts of the Council of the City of Osage in the County of Mitchell and state of Iowa and Legalizing the Ordinances Passed and Adopted for the Government of said City.

Preamble.

WHEREAS, The town of Osage, in Mitchell county, Iowa, incorporated under the laws of Iowa and through its board of trustees, passed and adopted ordinances and performed such other acts as properly devolved upon them by law; and,

WHEREAS, Said incorporated town, afterward organized as a city of the second class and by its council passed and adopted

ordinances for the government of the said city and performed such other acts as they were by law authorized to do; and,

WHEREAS, In certain cases, the records of said acts and ordinances fail to show what members of the council were present at the meeting when such ordinances were passed and adopted; that the rule was suspended by a three-fourths vote of the council, and that in certain cases the ayes and nays were called, on the passage of ordinances, therefore

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the records and ordinances of the city of **Legalized.**
Osage, being a city of the second class in the county of Mitchell and state of Iowa and the acts of the council of said city, not in contravention of law be and the same are hereby legalized and declared to be as valid and binding as though all the requirements of law, had in all respects been complied with.

SEC. 2. This act to take effect and be in force from and after **Publication.**
its publication in the Iowa State Register, a newspaper published at Des Moines Iowa, and the Mitchell County Press, a newspaper published at Osage, Iowa, without expense to the state.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 8, and *Mitchell County Press* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 153.

CHANGING NAME OF REFORM TO INDUSTRIAL SCHOOLS.

AN ACT to Change the Name of the Reform Schools to Industrial S. F. 378.
Schools. [Amendment of Code, Ch. 5, Title XII.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the reform schools of this state shall be **Name of reform school's changed to industrial schools.**
hereafter known as industrial schools instead of reform schools and the trustees of said schools shall be known as the board of trustees of the industrial schools.

SEC. 2. This act being deemed of immediate importance **Publication.**
shall be in force from and after its publication in the Iowa

State Register and Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 9, and in the *Iowa State Leader* April 10, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 154.

CONSTRUCTION OF SEWERS.

S. F. 73. AN ACT to Amend Chapter 54, of the 16th General Assembly, Relating to the Construction of Sewers.

Be it enacted by the General Assembly of the State of Iowa:

Sec. 7, chapter 54, 16 G. A., repealed.

SECTION 1. That section seven (7) of of chapter 54 of the 16th general assembly of the state of Iowa, approved March 8th, 1876, be and the same is hereby repealed.

Publication.

SEC. 2. This act being deemed of immediate importance, it shall take effect from and after its publication in the Des Moines State Register, published at Des Moines, and the Daily Gate City a newspaper published in Keokuk, Iowa.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 11, and in the *Keokuk Daily Gate City* April 10, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 155.

LEGALIZING TAX LEVY FOR 1881, 1882 AND 1883 IN LUCAS COUNTY.

S. F. 393

AN ACT to Legalize the Levies of Taxes for Ordinary County Revenue made by the Board of Supervisors of Lucas County, Iowa, for the years 1881, 1882, and 1883, and to Legalize all Acts Done and Collections of Taxes Made Under Said Levies.

Preamble.

WHEREAS, The board of supervisors of Lucas county Iowa, did, at its regular September sessions in the years 1881, 1882 and 1883, levy the following taxes for ordinary county revenue, to-wit: for the year 1881, four and one half mills on a dollar,

for the year 1882, four and one tenth mills on a dollar, and for the year 1883 five mills on a dollar; and,

WHEREAS, The population of said Lucas county during said years exceeded fourteen thousand inhabitants; and,

WHEREAS, Doubts exist as to the validity of said levies of taxes; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the said levies of taxes for ordinary county revenue, made by the board of supervisors of Lucas county, Iowa, for the years 1881, 1882 and 1883 be and the same are hereby declared to be legal and valid; and all acts, collections and sales for the collection of any of said taxes, are hereby confirmed and declared to be legal and binding to the same extent and as fully as if said levies had in all respects been in strict compliance with, and according to law. Legalized.

SEC. 2. That this act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines Iowa, and in the Chariton Patriot, a newspaper published at Chariton, Lucas county, Iowa; such publication to be without expense to the state. Publication.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 30, and in the *Chariton Patriot* April 16, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 156.

ACTION OF SUPERVISORS OF JACKSON COUNTY LEGALIZED.

AN ACT to Legalize the Action of the Board of Supervisors of Jackson County, Iowa, in Relation to the Erection of Proper Buildings for the Care of Their Poor and Incurable Insane. S. F. 208.

WHEREAS, The board of supervisors of Jackson county, Iowa, did during the years, 1882 and 1883, let certain contracts for the erection of proper buildings for the care of their poor and incurable insane, and, Preamble.

WHEREAS, Doubts have arisen as to whether all moneys paid out by said board for said buildings have been paid in strict conformity with law; and,

WHEREAS, Said board of supervisors did exceed the amounts allowed by law for the erection of said buildings; therefore,

Be it enacted by the General Assembly of the State of Iowa:

Legalized.

SECTION 1. That all the acts of the board of supervisors, of Jackson county, Iowa, relative to the erection of said buildings, for the care of their poor and incurable insane during said years, 1882 and 1883, be and the same are hereby legalized and shall have the same force and effect as though all the terms of the law had been fully and strictly complied with.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the *Iowa State Register* and *Jackson Sentinel*, newspapers published at Des Moines, Iowa and Maquoketa, Iowa, without expense to the State.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 15, and *Jackson Sentinel* April 17, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 157.

INCORPORATION OF TOWN OF ESSEX LEGALIZED.

B. F. 372.

AN ACT to Legalize the Incorporation of the Town of Essex and the Corporate Acts and ordinances Thereof.

Preamble.

WHEREAS, In 1875 legal steps were taken under the laws of the state of Iowa to incorporate the town of Essex in Page county under the corporate name of the "Town of Essex" and the circuit court of Page county, Iowa, at its term held in 1875, granted the decree prayed for asking that said town be incorporated under the name of the "Town of Essex"; and,

WHEREAS, Said town of Essex has levied and collected taxes and fines, and bought and sold property, and done all acts usually performed by incorporated towns; and,

WHEREAS, Said town of Essex did on the 15th day of April, the 22d day of April and the 2d day of May in the year 1881; and did on the 13th day of June and 10th day of August, and 14th day of November 1882; and on the 8th day of May 1883, enact and adopt ordinances for the control and government of said town; and

WHEREAS, No transcript of record and papers of incorporation was filed with secretary of state as required by law; and,

WHEREAS, Doubts have arisen as to the legality of all steps taken in said incorporation of said town, and as to its corporate acts, and enactment and adoption of said ordinances; therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That its incorporation and corporate acts and enactment and adoption of said ordinances with all alterations and amendments thereto adopted and enacted by it and all subsequent acts done by it in its said corporate capacity, be and the same are hereby legalized to the same extent to all intents and purposes as though the law had been complied with in its original incorporation and in its enactment and adoption of said ordinances and amendments thereto and alterations thereof as though the transcript of record and articles and papers of incorporation had been filed with the secretary of state. Legalized.

SEC. 2. This act being deemed of immediate importance shall be of force from and after its publication in the Iowa State Register and Essex Index, newspapers published at Des Moines and Essex, Iowa, respectively, without expense to the state. Publication.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 11, and *Essex Index* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 158.

RELATING TO EXTENSION OF CITY LIMITS.

AN ACT to Amend Section 4, Chapter 47, of the Acts of the Sixteenth General Assembly, Relating to Extension of City Limits. S. F. 290.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 4 of said chapter be, and the same is hereby amended by striking out the following words: "*Provided*, that the provisions of this act shall not apply to cities organized under special charter," and inserting in lieu thereof the following: "The provisions of this chapter shall apply to cities organized and acting under special charters." Sec. 4, Chap. 47, amended by making act applicable to cities acting under special charters.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the daily *Iowa State Register* and daily *Iowa State Leader*, newspapers published at Des Moines, Iowa. Publication.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 11, and in the *Iowa State Leader* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 159.

RELATING TO TAXES IN AID OF RAILROADS.

H. F. 398.

AN ACT to Repeal Chapter 123 of the Laws of the Sixteenth General Assembly and Chapter 87, and 173, of the Laws of the Seventeenth General Assembly and Chapter 192 of the Laws of the Eighteenth General Assembly and Chapter 102 of the Laws of the Nineteenth General Assembly in Relation to Taxes in Aid of Railroads, and to Enact a Substitute therefor.

Be it enacted by the General Assembly of the State of Iowa:

Chap. 123, 16
G. A.; Chaps
87 and 173, 17
G. A.; Chap.
192, 18 G. A.;
Chap. 102, 19 G.
A. amended.

SECTION 1. That chapter 123 of laws of the sixteenth general assembly and chapter 87 and 173 of the laws of the seventeenth general assembly and chapter 192 of the laws of the eighteenth general assembly and chapter 102 of the laws of the nineteenth general assembly be and the same are hereby repealed and the following is enacted instead thereof.

Taxes not to
exceed 5 per
centum may
be voted.

SEC. 2. That taxes not to exceed five per centum on the assessed value of any township, incorporated town or city may be voted to aid any railroad company which is or may become incorporated under the laws of the state of Iowa, to aid in the construction of a projected railroad within this state as herein-after provided.

Duties of
trustees or
council on
presentation
of petition.

SEC. 3. Whenever a petition shall be presented to the council or trustees of any incorporated town or city, or the trustees of any township signed by a majority of the resident freehold, taxpayers of such township, incorporated city or town asking that the question of aiding any railroad company incorporated under the laws of the state of Iowa in the construction of a projected railroad within this state be submitted to the voters thereof it shall be the duty of the trustees or council of such incorporated town or city or trustees of such township to immediately give notice of a special election by publication in some newspaper published in said incorporated town, city or township if any be published therein, and if not then in some newspaper published in the county if any such there be and also by posting copies of said notice in five public places in such township incorporated city or town at least ten days before said election which notice shall specify the time and place of holding said election, the name of the company and the line of the road proposed to be aided, the rate per centum of the tax to be levied whether one-half of said tax shall be collected the first year, and one-half the following year or the whole thereof to be collected in one year, the amount of work required to be done and when and where the same shall be done, to what point said railroad shall be fully completed and any other conditions which shall

Notice shall
specify.

be performed before such tax or any part thereof shall become due, collectible and payable, and in no case shall such tax become due, collectible or payable until such railroad is fully completed according to the conditions in said notice, at such election the question of taxation shall be submitted the form of the ballots shall be "for taxation" and "against taxation" and if a majority of the votes polled be "for taxation" then the recorder of the incorporated town, city or township clerk or clerk of election shall forthwith certify to the county auditor the result of said election, the rate per centum of tax thus voted the year or years during which the same is to be collected, the name of the company to which voted, and the time, terms, and conditions upon which the same when collected is to be paid to the railroad company under the conditions and stipulations in said notice together with an exact copy of the notice under which the election was held, which the county auditor shall at once cause to be recorded in the office of the recorder of deeds of the county and the expense thereof and of publishing said notices and all the expenses of said election shall be paid by the railroad company to which it is proposed to vote said tax. When such certificates shall have been made and recorded the board of supervisors of the county shall at the time of levying the ordinary taxes next following levy such taxes as are voted under the provisions of this act as shown by said certificate and cause the same to be placed on the tax lists of the proper township, incorporated city or town indicating in their order thereupon when and in what proportion the same are to be collected and upon what conditions the same are to be paid to the railroad company a certified copy of which order shall accompany the tax lists. Said taxes shall be collected at the time or times specified in said order in the same manner and subject to the same laws after they are collectible as other taxes or as may be stated in the petition and notices for the election.

Form of ballot,

Duty of recorder or clerk.

Expense to be paid by railroad company.

Duty of board of supervisors.

Collection of taxes.

Notice must conform to petition.

Sec. 4. The stipulations and conditions contained in the said notices must conform to those set forth in the petition asking the election and the aggregate amount of tax to be voted or levied under the provisions of this act in any township incorporated town or city shall not exceed five per centum of the assessed value of the property therein respectively.

Sec. 5. The moneys collected under the provisions of this act shall be paid out by the county treasurer to the treasurer of the railroad company for whom the same was voted upon the orders of the president or managing director thereof at any time after the trustees of such township or trustees or council of such incorporated town or city voting said tax or a majority of them shall have certified to the county treasurer that the conditions required of the railroad company and set forth in the notice for the special election at which the tax was voted

Money to be paid out: how and when.

Duties of trustees and council.

Duty of county treasurer.

Treasurer to issue certificate to tax payer.

Certificates assignable.

Railroad company shall issue shares of stock.

First mortgage bonds.

Board of directors liable to stockholders: when.

have been complied with and said township trustees or trustees or council of such incorporated town or city shall make said certificate when the said conditions have been complied with sufficiently to entitle the said railroad company, to the amount of such orders or when the said conditions are fully complied with and performed on the part of the railroad company, but if the costs and expenses of holding said election and of recording said certificates shall not have been paid by the railroad company then the county treasurer shall first deduct from the moneys so collected the amount of said costs and expenses and pay the same over to the parties entitled thereto.

SEC. 6. It shall be the duty of the county treasurer when required in addition to a tax receipt to issue to each tax payer on the payment of any taxes voted under the provisions of this act a certificate showing the amount of tax so paid the name of the railroad company entitled thereto and when the same was paid and the treasurer shall be entitled to charge and receive the sum of twenty-five cents for each certificate so issued. Said certificates are hereby made assignable and when presented by any person holding the legal title thereto to the president, managing director, treasurer or secretary of the railroad company receiving the taxes paid as shown by such certificate in amount showing the sum of one hundred dollars or more of taxes to have been paid for said railroad company, said railroad company shall issue or cause to be issued to said person the amount of stock of the company desiring the benefit from said taxes to the amount of said certificate or certificates and if the taxes paid as shown by said certificate or certificates amount in the aggregate to more or less than any certain number of shares of said stock then the holder of said certificates shall be entitled to receive the full number of shares of stock covered by said certificates and may make up and tender in money the balance of any share of said stock when the certificates held by him are not equal in amount to one full share of such stock, the stock for such purpose to be estimated at its par value. Whenever it shall be proposed in the petition and notice calling said election to issue first mortgages, bonds, not exceeding the sum of eight thousand dollars per mile for a railroad of three feet gauge and not exceeding the sum of sixteen thousand dollars per mile for the ordinary four feet eight and one half inch gauge in lieu of stock as herein provided it shall be lawful to issue said bonds of the denomination of one hundred dollars in the same manner as is provided for the issue of stock and in such case the petition and notice shall state the amount of bonds per mile to be issued the rate of interest and the time of payment of the interest and principal of said bonds.

SEC. 7. The board of directors of any railroad company receiving taxes voted in aid thereof under the provisions of this act, or those members thereof or either of them who shall vote to bond, mortgage or in any manner encumber said road to an

amount exceeding the sum of eight thousand dollars per mile for a railroad of three feet gauge or exceeding the sum of sixteen thousand dollars per mile for the ordinary four feet eight and one half inch gauge not including in either case any debt for ordinary operating expenses shall be liable to the stockholders or either of them for double the amount estimated of its par value of the stock by him or her held if the same should be rendered of less value or lost thereby.

SEC. 8. Should the taxes voted in aid of any railroad under the provisions of this act remain in the county treasury for more than one year after the same have been collected the right to them by the railroad company shall be considered forfeited and the persons who paid the said taxes shall be entitled to receive back from the county treasurer their pro-rata shares thereof remaining and in all such cases where any taxes have been voted or levied upon the real or personal property in any township city or town in any county in this state to aid in the construction of any railroad as hereinbefore provided and the railroad in aid of which said taxes were voted or levied has not been built or completed or operated into or through such township, city or town it shall be the duty of the board of supervisors of the county where said taxes have been voted and levied and still remain on the tax books to give the railroad company to which the tax was voted at least thirty days notice in writing to be served like original notices of their intention to abate and cancel such taxes and thereupon to cause the same to be canceled and stricken from the tax books of the county which cancellation shall remove all liens created by the levy of said taxes, but the foregoing provisions shall in no manner affect any actions which may now be pending for the recovery of any taxes heretofore voted in aid of any railroads, and in all cases where the railroad company to whom any taxes may have been or may hereafter be voted, neglects or refuses to receive such taxes or to require or permit the same to be collected and certificates therefor to be issued for the period of one year after such taxes become due and collectible and in all cases where any taxes have been heretofore voted in aid of any railroad and the conditions upon which the same were voted have not in fact been complied with and the time in which said conditions were to be fulfilled has expired all such taxes are hereby declared forfeited and canceled and the county officers of the county in which any such taxes shall have been levied and entered upon the tax books shall enter cancellation thereof upon the proper county records and in all cases where any taxes to aid in the construction of any railroad may hereafter be voted upon the inducement or promise offered on the part of said railroad company or any duly authorized agent thereof for any rebate or exemption from said tax or any part thereof or any agreed price to be paid for the stock that may be issued in lieu of said tax or a division of said tax or any portion or percentage thereof

Taxes remaining in county treasury more than one year, forfeited.

Duty of board of supervisors, when road is not built.

Taxes declared forfeited.

with any of the voters or tax payers as an inducement to procure said tax to be voted all such taxes so procured to be voted are and shall be absolutely void.

Taxes may be paid in labor or supplies.

SEC. 9. Nothing contained in this act shall preclude any tax payer who may contract with a railroad company for which taxes shall have been or may hereafter be voted under the provisions of this act to pay his tax thus voted or any part thereof in labor upon the line of said railroad or in material for its construction or supplies furnished or money paid for the construction of the road in pursuance of the terms and conditions stipulated in the notices of election in lieu of a payment to the county treasurer upon presenting to the county treasurer a receipt from said railroad company or its duly authorized agent specifying the amount of such payment the same shall be credited by the county treasurer on his tax in aid of said railroad with the effect in all respects as though the same was paid in money to the said county treasurer and when such receipts have been presented and thus credited by the county treasurer they shall have the same force and validity in his settlement with the board of supervisors as the orders from the railroad company provided for in section four of this act and provided laborers shall have lien upon said tax so voted in aid of a railroad company for the amount due them for labor performed in the construction of said railroad.

Publication.

SEC. 19 [10]. This act being deemed of immediate importance shall be in force and take effect from and after its publication in the Iowa State Register and Iowa State Leader newspapers published at Des Moines Iowa.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 9, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 160.

APPROPRIATION FOR GIRLS' REFORM SCHOOL.

H. F. 327.

AN ACT Making Appropriations to the Girls' Department of the Iowa Reform School.

Be it enacted by the General Assembly of the State of Iowa:

\$24,938 appropriated.

SECTION 1. That there is hereby appropriated out of any funds of the state treasury not otherwise appropriated for the girls' department of the Iowa state reform school, the following sums for the purposes named:

For the erection of a family building the better to classify the children, the sum of ten thousand dollars.	\$10,000 for family building.
For furnishing the same, one thousand dollars.	\$1,000 for furnishing.
For water supply and pump one thousand five hundred dollars.	\$500 for water supply.
For heating the several buildings of the institution by steam from central boiler, four thousand three hundred and eighty-eight dollars.	\$4,388 for heating.
For boiler house with upper story for hospital two thousand dollars.	\$2,000 for boiler-house, etc.
For the purchase of forty acres of land two thousand four hundred dollars.	\$2,400 for purchase of grounds.
For cow stable and out buildings one thousand dollars.	\$1,000 for cow stable.
For contingent fund seven hundred and fifty dollars.	\$750 for contingent.
For repair fund seven hundred and fifty dollars.	\$750 for repairs.
For additional cows five hundred dollars.	\$500 for cows.
For school desks, beds, bedding and furnishing superintendent's building erected since last general assembly, one thousand dollars.	\$1,000 for furnishing.
For fencing, three hundred dollars.	\$300 for fence.
For library, school books and periodicals five hundred dollars.	\$500 for library, etc.
For fruit and ornamental trees fifty dollars.	\$50 for trees.
For cooking range, two hundred dollars.	\$200—range.
For bake oven, one hundred dollars.	\$100—bake-oven.
<i>Provided</i> , That not more than one half of this appropriation shall be drawn during the year 1884.	Proviso : one-half in 1884.
Sec. 2. The money hereby appropriated shall be drawn and paid on the order of the trustees of the Iowa reform school at such times as may by them be deemed necessary.	How drawn.
Sec. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines Iowa.	Publication.
Approved, April 5, 1884.	

I hereby certify that the foregoing act was published in the *Iowa State Register* April 11, and *Iowa State Leader* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 161.

TO REIMBURSE SAM'L CHANDLER AND DANIEL FARRELL.

S. F. 113. AN ACT to Reimburse Samuel Chandler, Sheriff of Fremont County and Daniel Farrell, Sheriff of Mills County for Money Expended in Arresting Polk Wells, Wm. Norris and Wilson, the Riverton Bank Robbers.

Be it enacted by the General Assembly of the State of Iowa:

\$1,500 appropriated to repay money expended in capturing Polk Wells and others.

SECTION 1. That there is hereby appropriated out of money not otherwise appropriated the sum of fifteen hundred (\$1500.00) dollars to reimburse Samuel Chandler and Daniel Farrell for money expended in arresting Polk Wells, William Norris and Wilson, the Riverton bank robbers and to compensate said persons for loss of time in making said arrests.

Publication.

SEC. 2. This act shall take effect from and after its publication in the Iowa State Register and the Iowa State Leader.

Approved, April 5, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 9, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 162.

MONUMENTS TO DECEASED SOLDIERS.

H. F. 422. AN ACT to Provide for the Erection of Monuments to Deceased Soldiers of the Late War.

Be it enacted by the General Assembly of the State of Iowa:

Board of supervisors authorized to appropriate \$3,000, for a soldiers monument.

SECTION 1. That the board of supervisors of any county in this state are hereby authorized to appropriate from the county funds, any sum of money not to exceed three thousand dollars, for the purpose of erecting on the court house square, public park at the county seat, or elsewhere in the county as the grand army posts of said county may direct, a soldiers monument, on which shall be inscribed the names of all deceased soldiers and all who may hereafter die, who enlisted or entered the service from the county where such appropriation may be made, and also the names of such other deceased soldiers as the grand army posts of said county shall direct.

Approved, April 5, 1884.

CHAPTER 163.

TO PREVENT ACCIDENTS AT RAILWAY CROSSINGS.

AN ACT to Prevent Accidents at Railroad Crossings.

S. F. 293.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. All trains run upon any railroad in this state which intersects or crosses or is intersected or crossed by any other railroad upon the same level, shall be brought to a full stop, at a distance not less than two hundred feet, nor more than eight hundred feet from the point of intersection or crossing of such road, before such intersection or crossing is passed by any such train.

Trains shall be brought to a full stop at crossings.

Distance.

SEC. 2. Every engineer violating the provisions of the preceding section shall for each offense forfeit one hundred dollars to be recovered in an action in the name of the state of Iowa, for the benefit of the school fund, and the corporation on whose road such offense is committed shall forfeit for each offense so committed the sum of two hundred dollars to be recovered in like manner.

Penalty: \$100 for school fund.

Road to forfeit \$200.

Approved, April 5, 1884.

CHAPTER 164.

FOR THE PRESERVATION OF QUAIL.

AN ACT for the Protection and Preservation of Quail.

S. F. 318.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That it shall be unlawful for any person or persons within this state, to shoot or kill, to catch or attempt to catch, in any snare, trap or net, any quail from and after the first day of October 1884, for and during the period of two years from said date, except for the preservation of the same during the winter months.

Unlawful to destroy quail for two years from October 1st, 1884.

SEC. 2. The same penalty, as it now exists, in section 7, chapter 156, of the laws of 1878 shall be held to apply to any violation of this act.

Penalty.

Approved, April 5, 1884.

CHAPTER 165.

PUBLISHING NAMES OF EX-SOLDIERS AND MARINES.

S. F. 74.

AN ACT to Provide for the Publication of Names of Ex-Soldiers, Sailors, and Marines, Residing in Iowa.

Be it enacted by the General Assembly of the State of Iowa:

Assessors shall make list of persons who served in army or navy in war of 1812, or war of the rebellion.

What designated.

Duty of county auditor.

Adjutant general shall publish said lists.

Distribution.

\$2,000 appropriated.

SECTION 1. The assessor in each township shall make and deliver to the county auditor of their respective counties at the time of making their annual assessment in the year of 1885, a corrected list of all persons who served in the United States army, navy, or marine corps, during the war of 1812, the Mexican war, and the war of the rebellion, designating the rank, company, regiment, battery, or vessel, in which they served and their present residence, town, and county, which several lists shall be returned with the assessor's books to the county auditor, who shall on or before the first day of June, 1885, certify to the adjutant general a true copy of said lists alphabetically arranged.

SEC. 2. The adjutant general on receipt of said lists from the county auditors, shall proceed to consolidate said lists alphabetically, and publish three thousand copies in book form as a roster of the ex-soldiers, sailors, and marines now residents of Iowa, three copies of which shall be furnished each post of the grand army of the republic in the state of Iowa, one hundred copies to the state library for exchange with other libraries, one copy to the office of each county auditor in the state, the remaining books to be retained by the adjutant-general for distribution.

SEC. 3. There is hereby appropriated the sum of two thousand dollars or so much thereof as may be necessary for the purposes named in this act, and all warrants against said appropriation shall be drawn by the auditor of state upon the state treasurer upon the certificate of adjutant-general.

Approved, April 5, 1884.

CHAPTER 166.

APPROPRIATION FOR AGRICULTURAL COLLEGE.

AN ACT Making Appropriations for the Iowa Agricultural College. H. F. 181.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated to the Iowa agricultural college out of any moneys in the treasury not otherwise appropriated, the sums for the purposes herein named to-wit:

- | | |
|---|--|
| First. For building to be occupied by the mechanical and civil engineering departments with proper fixtures, seven thousand five hundred dollars (\$7,500.00.) | \$7,500 for building for mechanical, etc., department. |
| Second. For two buildings to be occupied by the school of Veterinary Science, for recitation museum and hospital purposes, with proper out-buildings, fixtures and enclosures. Also to contain rooms to be occupied by the sanitary department of the college, ten thousand dollars (\$10,000.00.) | \$10,000 for two buildings for veterinary science. |
| Third. For gasometer and repairs of gas works or electric lights, thirty-five hundred dollars (\$3,500.00.) | \$3,500 for gasometer. |
| Fourth. For house and barn on north farm, fifteen hundred dollars (\$1,500.00.) | \$1,500 for house and barn. |
| Fifth. For pump house and water supply eight hundred dollars (\$800.00.) | \$800 for pump-house. |
| Sixth. For purchase of house occupied by Professor Budd, and addition to same twenty-eight hundred dollars (\$2,800.00.) | \$2,800 for house. |
| Seventh. For building to contain fire proof vault and office of treasurer, secretary and president, three thousand dollars (\$3,000.00.) | \$3,000 for building. |
| Eighth. For one house to be used as a professors' residence with proper out-buildings, three thousand dollars (\$3,000.00.) | \$3,000 for house. |
| SEC. 2. That any sum remaining after the specific object for which it was appropriated shall have been completed, may be used so far as necessary for any of the other items, subject however, to the discretion of the executive council; <i>provided</i> that not more than one half of this appropriation shall be drawn from the treasury during the year 1884. | Unexpended balances.
Proviso: one half in 1884. |
| SEC. 3. That the trustees shall at the close of each month, present to the auditor of state, a certified exhibit of all amounts due for labor done or material furnished during said month; and the auditor shall thereupon deliver to the treasurer of the college, a warrant upon the state treasurer for the amount and no warrant shall issue except upon such exhibit. | Monthly report of trustees.
Duty of auditor of state. |
| SEC. 4. That the board of trustees shall take vouchers in duplicate of all moneys under this appropriation, one of which shall be filed in the office of the auditor of state. | Vouchers in duplicate. |

Approved, April 5, 1884.

CHAPTER 167.

APPROPRIATION FOR PENITENTIARY AT ANAMOSA.

H. F. 411. AN ACT to appropriate Funds to Carry on the Work at the Additional Penitentiary at Anamosa.

Be it enacted by the General Assembly of the State of Iowa:

\$75,100
appropriated.

SECTION 1. That there be, and is hereby appropriated out of any funds of the state treasury, not otherwise appropriated, for the additional penitentiary at Anamosa, or so much thereof as may be necessary for the several objects hereinafter named, to-wit:

\$65,000 for
continuing
work.

For continuing the work on walls, towers, department for criminal insane and department for female convicts, \$65,000.00.

For the purchase of land south of the prison, and lying between the prison wall and the C. N. W. R. Wy., \$3,000.00.

For additional electric lights, \$3,100.00.

For two new boilers to furnish power and heat, \$1,500.00.

For additional fire hose, \$500.00.

For transportation of discharged convicts, \$1,500.00.

For rewards for escaped convicts, \$500.00.

How
expended.

SEC. 2. This money shall be expended under the direction of the warden, who shall superintend the work in accordance with plans submitted to, and approved by the executive council and the architect. After the work on any of the specified items is completed any balance of money unexpended for such purpose, shall be applied to the work on general construction, *provided* that none of the money appropriated for the transportation of discharged convicts and reward for escaped convicts shall be used for any other purpose; *provided* that not more than one-half of this appropriation shall be drawn during the year 1884.

Unexpended
balances.

Proviso:
one half in
1884.

Approved, April 5, 1884.

CHAPTER 168.

RELATIVE TO PRACTICE OF LAW.

AN ACT to Regulate Admission to Practice as Attorneys and S. F. 277.
Counselors in the Courts of this State. [Repealing Sections 208,
209 and 210 of the Code.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. The power to admit persons to practice as attorneys and counselors in the courts of this state, or any of them, is hereby vested exclusively in the supreme court. Power to admit, vested in supreme court.

SEC. 2. Every applicant for such admission must be at least twenty-one years of age, of good moral character, and an inhabitant of this state, and must have actually and in good faith pursued a regular course of study of the law for at least two full years, either in the office of a member of the bar of this state, residing therein, and in regular practice, or in some reputable law school in the United States, or partly in such office and partly in such law-school: *provided* that in reckoning such period of study, the school year of any such law-school consisting of not less than thirty-six weeks, exclusive of vacations, shall be considered equivalent to a full year. Qualification of applicants.

SEC. 3. Every such applicant shall also be examined by the court, or by a committee of not less than three members of the bar, appointed by the court, as to his learning and skill in the law; and the court must be satisfied, before admitting to practice that the applicant has actually and in good faith devoted the time hereinbefore required to the study of law, and possesses the requisite learning and skill therein. Examination.

SEC. 4. Such examination shall be held in open court: *provided*, that the graduates of the law department of the state university may be examined at the university, in Iowa City, by a committee of not less than three (3) members of the bar, appointed by the supreme court for that purpose; and on production of his diploma from said law department, and a certificate by such committee that they have examined such applicant, and are of opinion that he possesses the learning and skill requisite for practice of the law, any such graduate may be exempted by the court from any further examination. How examined. Proviso: Graduates of State University.

SEC. 5. Any person becoming a resident of this state, after having been admitted to the bar of any other of the United States, in which he has previously resided, may in the discretion of the court, be admitted to practice in this state without examination or proof of period of study as hereinbefore provided, on proof of the other qualifications by this act required, Attorneys from other states.

and on satisfactory proof that he has practiced law regularly for not less than one year, in the state from which he comes; after having been duly admitted to the bar according to the laws of such state.

Oath of persons admitted.

SEC. 6. All persons on being admitted to the bar, shall take an oath, or affirmation, to support the constitution of the United States and of the state of Iowa, and to faithfully discharge the duties of an attorney and counselor of this state, according to the best of their ability.

Supreme court may prescribe rules.

SEC. 7. The supreme court may by general rules prescribe the mode in which examinations under this act shall be conducted, and in which the qualifications required as to age, residence, character, and term of study shall be proved, and may make any further rules, not inconsistent with this act, for the purpose of carrying out its object and intent.

Attorneys from other states, may appear and conduct trial.

SEC. 8. Any member of the bar of another state, actually engaged in any cause or matter pending in any court of this state, may be permitted by such court to appear in and conduct such cause or matter while retaining his residence in another state, without being subject to the foregoing provisions of this act.

Code, §§ 208, 209 and 210, repealed.

SEC. 9. Sections 208, 209, and 210, of the code, are hereby repealed, but nothing herein contained shall affect or impair the right of any person heretofore admitted to practice in any of the courts of this state to continue so to practice.

Approved, April 5, 1884.

CHAPTER 169.

RELIEF S. B. BEDER.

H. F. 230.

AN ACT for the Relief of S. B. Beder.

Preamble.

WHEREAS, By order of the state board of immigration of the state of Iowa. In the year 1872 or thereabouts S. B. Beder, then of Chicago Ill. did translate and print 4000, copies of a Swedish pamphlet and 6000, copies of a Norwegian pamphlet, and delivered to the order of said board of commissioners, said pamphlets, and has received from the state no compensation therefor. Therefore,

Be it enacted by the General Assembly of the State of Iowa:

\$1,000 appropriated.

SECTION 1. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of one thousand (\$1000) dollars for such translating, printing and binding such pamphlets.

SEC. 2. This act being deemed by the general assembly of immediate importance, shall be in force and take effect from and after its publication in the Iowa State "Register" and Iowa State Leader newspapers published at Des Moines Iowa. Approved, April 7, 1884. Publication.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 8, 1884.
J. A. T. HULL, *Secretary of State.*

CHAPTER 170.

TO AUTHORIZE ISSUANCE OF PATENT TO CERTAIN LAND.

AN ACT Authorizing the Secretary of State to Issue a Patent for the Southwest Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) Township 79 and Range 19. H. F. 532.

WHEREAS, On the 19th day of January 1855 Theophilus Bethel did purchase the southwest quarter of the southwest quarter section 31 township 79, range 19 being a tract of forty acres, and formerly a part of the lands belonging to the state university and Preamble.
S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ 31, 79, 19.

WHEREAS, Final payment was made by Theophilus Bethel on said land June 19th 1860 and Final pay-
ment.

WHEREAS, The land records as kept by the treasurer of the state university show that said land was sold on the 19th day of January 1855, and that final payment was made on said land June 17th 1860; but said records fail to show by whom the said final payment was made and Record of Tr.
of state uni-
versity.

WHEREAS, The records of the state land office show that no patent for said land was ever issued therefore, Records of
state land
office.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. The secretary of state is hereby authorized and directed to issue a patent to Theophilus Bethel for the southwest quarter of the southwest quarter of section No. thirty-one (31) township seventy-nine (79) range nineteen (19). Patent to be
issued to
Theophilus
Bethel.

SEC. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Monroe Mirror, a paper published at Monroe Iowa but without expense to the state. Publication.

Approved, April 7, 1884

I hereby certify that the foregoing act was published in the *Iowa State Register* April 16, and *Monroe Mirror* April 17, 1884.
J. A. T. HULL, *Secretary of State.*

CHAPTER 171.

LEGALIZING DISTRICT TOWNSHIP OF MAINE.

H. F. 520.

AN ACT to Legalize the Action of the Board of Directors of the District Township of Maine, Linn County, Iowa, in Including in the Independent District of Central City Certain Territory Belonging to the Independent Districts of Mill Rose and Rollins.

Preamble.

WHEREAS, The board of directors of the district township of Maine, county of Linn, and state of Iowa, did on the third Monday in March, 1883, in pursuance to a number of petitioners, residents of Central City, in said township, order an election to be held in the school house in subdistrict No. 2 on the seventh day of April 1883, for the purpose of forming an independent district, the boundaries of which were fully defined by said board, said independent district to be called the Independent District of Central City; and

WHEREAS, The boundaries so established for said independent district included the following territory in the district township of Maine, to-wit: the west $\frac{1}{2}$ of section two (2), all of section three (3), all of section four (4), the east $\frac{1}{2}$ of northeast of section five (5) the north $\frac{1}{2}$ of northeast of section nine (9) the west half of section eleven (11) except lot (1); lots six (6) and seven (7) in section ten (10) and lot one (1) in section fourteen (14) township eighty-five (85) range six (6) also the following territory in the independent district of Mill Rose in Jackson township, all of section thirty-four (34), all of section thirty-three (33) east of the Wapsie river; also the west half of the southwest of section thirty-five (35) lying in the independent district of Rollins in Jackson township (86) range 6 and

WHEREAS, At said election the vote was unanimous for said separate organization and

WHEREAS, Doubts have arisen as to the legality of the action of said board in including in the independent district of Central City the above described territory situated in the independent districts of Mill Rose and Rollins in Jackson township, therefore

Be it enacted by the General Assembly of the State of Iowa:

Legalized.

SECTION 1. That the action of the board of directors in including said territory of the independent districts of Mill Rose and Rollins in the independent district of Central City be and the same is hereby legalized.

Publication.

SEC. 2. This act being deemed of immediate importance shall be in force and effect from and after its publication in the Iowa State Register and Springville Independent, newspapers

published in Des Moines and Springville Iowa, *provided* that said publication is made without expense to the state.

Approved, April 7, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* May 6, and *Springville Independent* April 17, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 172.

RELATING TO INCORPORATION OF TOWN OF MALCOM.

AN ACT to Amend Section 1, of Chapter 20 of the Laws of the H. F. 333. Eighteenth General Assembly.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 1, of chapter 20 of the laws of the eighteenth general assembly be and the same is hereby amended by striking out from said section beginning in the fifth line thereof, the words, "Except so much thereof as is contained in ordinances number 10 passed April 14, 1879," and said section and chapter as thus amended is hereby re-enacted. Sec. 1, chap. 20, amended,

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published at Des Moines, Iowa; said publication to be without expense to state. Publication.

Approved, April 7, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 15, and *Iowa State Leader* April 10, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 173.

STATE BOARD OF HEALTH AND VITAL STATISTICS.

AN ACT to Amend Sections Ten and Twelve of Chapter 151 Laws of H. F. 228. the Eighteenth General Assembly.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section ten, chapter 151, laws of the eighteenth general assembly be, and the same is hereby amended by striking out the word "quarterly" in the eighth line of said section- Sec. 10, chap. 151, 18th G. A. amended; draw monthly.

tion and inserting the word "monthly" in lieu thereof; and that section twelve, of said chapter 151 be and the same is hereby amended by inserting after the word "paid" in the sixth line the word "monthly."

Sec. 12, same, amended.

Publication.

SEC. 2. This act being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register, and State Leader newspapers published at Des Moines Iowa.

Approved, April 7, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register and Iowa State Leader April 10, 1884.

J. A. T. HULL, Secretary of State.

CHAPTER 174.

APPROPRIATION FOR COTTAGE FOR THE INSANE AT INDEPENDENCE.

H. F. 549.

AN ACT Making an Appropriation for Building a Cottage of a Capacity Sufficient to Accommodate One Hundred Patients, Adjacent to the Iowa Hospital for the Insane at Independence.

Be it enacted by the General Assembly of the State of Iowa:

\$25,000 appropriated for a cottage for the insane.

SECTION 1. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of twenty-five thousand dollars, for the purpose of building a good and substantial brick cottage on the grounds adjacent to the Iowa hospital for the insane at Independence, of a capacity sufficient to accommodate one hundred patients.

Duty of trustees.

SEC. 2. The trustees of said hospital shall on the taking effect of this act, immediately hold a meeting, and at said meeting they shall obtain plans, and at once proceed to the erection of said cottage, which shall be made ready for occupation at the earliest day practicable.

May employ a superintendent.

SEC. 3. The trustees shall have power to employ a competent superintendent to superintend the erection of said cottage at a compensation not to exceed five dollars per day for the time in which he is actually employed.

How drawn and paid out.

SEC. 4. The money hereby appropriated shall be drawn from the state treasury in sums not to exceed five thousand dollars on the order of the trustees of said hospital, and shall be paid out by the treasurer of said hospital on estimates made by the superintendent, and approved by the trustees. Duplicate vouchers shall be taken for all moneys paid out, one of which shall be filed with the auditor of state.

Publication.

SEC. 5. This act being deemed of immediate importance shall take effect and be in force from and after its publication

in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, April 7, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 11, and in the *Iowa State Leader* April 10, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 175.

REFUNDING OUTSTANDING BONDED INDEBTEDNESS.

AN ACT to Amend Chapter 58, Acts of the Seventeenth General Assembly. S. F. 285.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 1, of chapter 58, acts of the 17th general assembly be amended by striking out of the fifth and sixth lines the words, "heretofore issued and outstanding at the time of the passage of this act," and insert in lieu thereof, the words "now outstanding" and strike out the word "eight" in the twelfth line and insert in lieu thereof the word "six."

Sec. 1, chap. 58, 17th G. A. amended.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines.

Publication.

Approved, April 7, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 11, and in the *Iowa State Leader* April 10, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 176.

APPROPRIATION FOR BENEDICT HOME.

AN ACT for an Appropriation for the Benedict Home.

S. F. 288.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of five thousand dollars to be expended in the judgment of the executive council, for the enlargement and support of a refuge for fallen women of Iowa, known as the Benedict Home, and situ-

\$5,000 appropriated.

ated just north of the city limits of Des Moines Polk County Iowa.

Approved, April 7, 1884.

CHAPTER 177.

AUTHORIZING PATENTS TO CERTAIN LANDS IN DECATUR COUNTY.

H. F. 551	AN ACT to Authorize the Auditor of State to Issue Certificates of Purchase to Certain Owners of Certain Tracts of School Land in Decatur County, Iowa.
Preamble. Description.	WHEREAS , The east half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) and the southeast quarter ($\frac{1}{4}$) of the northeast quarter ($\frac{1}{4}$) of section thirty-six (36) in township seventy (70) range twenty-five (25) west, was sold by Decatur county to one Victor Doze on the 16th day of January 1852 and the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) and the northwest quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of section fourteen (14) township sixty-eight (68) range twenty-four (24) in said county and state was by said Decatur county sold to one Andrew Adair on the 23d day of September, 1853, all of said lands having been sold to said named persons, by said county as then provided by law, and the same having been fully paid for, and
Victor Doze.	
Further description.	WHEREAS , The records of said sales having been destroyed by fire before certificates were issued, but not until after the same had been fully paid for; and,
Andrew Adair.	WHEREAS , Said lands have been owned and occupied by the said Adairs and the grantees from the date of said purchase up to the present time, and the taxes having been duly levied thereon each year since said respective purchases and duly paid by the respective owners and,
Fully paid for.	WHEREAS , Said Andrew Adair now owns and occupies the north half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of section fourteen (14) township sixty-eight (68) range twenty-four (24) and one George J. Hutchinson owns and occupies the northwest quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section fourteen (14) and one John Adair owns and occupies the south half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of said section fourteen (14) in said township sixty-eight (68) range twenty-four (24): and one Ethan A. Carpenter owns the southeast quarter ($\frac{1}{4}$) of the northeast quarter ($\frac{1}{4}$) and the north thirty-five (35) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of section thirty-six (36) township seventy (70) range twenty-five (25) in said county and state; and one Newton Judd owns the south five (5) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) and also the north half ($\frac{1}{2}$) of the south-
Destroyed by fire.	
Owned and occupied by grantees.	
Part occupied by Andrew Adair.	
By George J. Hutchinson.	
By John Adair.	
By Ethan A. Carpenter.	
By Newton Judd.	

east quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of section thirty-six (36) of the Willis A. Knight owns the south ten (10) acres of southeast quarter ($\frac{1}{4}$) and one southeast quarter ($\frac{1}{4}$) and also the west half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section thirty-six (36) township and range; and John W. Honn owns the east half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast $\frac{1}{4}$ of said last named, section, township and range therefore,

By Willis A. Knight.

By John W. Honn.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the auditor of state be and is hereby authorized and directed to issue certificates of purchase as follows: Auditor of state to issue certificates.

To Andrew Adair a certificate for the north half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of section (14) township sixty-eight (68) range twenty-four (24). To Andrew Adair.

To George J. Hutchinson for the northwest quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section township and range. To George J. Hutchinson.

To John A. Adair for the south half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of said section township and range. To John A. Adair.

To Ethan A. Carpenter for the southeast quarter ($\frac{1}{4}$) of the northeast quarter ($\frac{1}{4}$) and the north thirty-five (35) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of section thirty-six (36) in township seventy (70) range twenty-five (25) in said Decatur county Iowa. To Ethan A. Carpenter.

To Newton Judd, a certificate for the south five (5) acres off of the northeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) and the north half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section thirty-six (36) in said township, county and state. To Newton Judd.

Also to Willis A. Knight a certificate for the south ten (10) acres off of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) and the west half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast quarter ($\frac{1}{4}$) of said section, township county and state; and to John W. Honn, a certificate for the east half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the south half ($\frac{1}{2}$) of the southeast quarter ($\frac{1}{4}$) of the southeast $\frac{1}{4}$ of said last named section. To Willis A. Knight.

To John W. Honn.

Approved, April 7, 1884.

CHAPTER 178.

BURIAL OF SOLDIERS AND SAILORS.

S. F. 394.

AN ACT to Provide for the Burial of Honorably Discharged Soldiers, Sailors or Marines, Who May Hereafter Die Without Leaving Means Sufficient to Defray Funeral Expenses, and to Provide Head-stones to Mark Their Graves.

Be it enacted by the General Assembly of the State of Iowa:

Boards of supervisors to designate person to attend to burial of honorably discharged soldiers or sailors.

SECTION 1. It shall be the duty of the board of supervisors in each of the counties of this state, to designate some suitable person in each township, whose duty it shall be to cause to be decently interred, the body of any honorably discharged soldier, sailor or marine, who served in the army or navy of the United States during the late war, who may hereafter die without leaving sufficient means to defray funeral expenses.

Not to be in pauper cemetery.

Such burial shall not be made in any cemetery or burial ground used exclusively for the burial of the pauper dead.

Proviso: not to exceed \$35 each.

Provided, The expenses of such burial shall not exceed the sum of thirty-five dollars, and *provided further,* that in case surviving relatives of the deceased, shall desire to conduct the funeral, and are unable or unwilling to pay the charges, therefor, they shall be permitted so to do, and the expenses shall be paid as herein provided.

Surviving relatives.

Head-stone for grave.

SEC. 2. The grave of any such deceased soldier, sailor or marine, shall be marked by a head-stone containing the name of the deceased and the organization to which he belonged or in which he served.

Proviso: cost not to exceed \$15.

Provided, Such head-stone shall not cost more than the sum of fifteen dollars, and shall be of such design and material as may be approved by the board of supervisors.

Paid by county.

SEC. 3. The expenses of such burial and headstone shall be paid by the county in which such soldier, sailor or marine shall have died. And the board of supervisors of such county is hereby authorized and directed to audit the account and pay the said expenses, in similar manner as other accounts against such county are audited and paid.

Approved, April 7, 1884.

CHAPTER 179.

TO PROTECT SUB-CONTRACTORS.

AN ACT to Protect Subcontractors for Labor Performed, and Material Furnished for Public Buildings and Improvements. [Additional to Ch. 100 of the Acts of the 16th General Assembly.] S. F. 400. -

Be it enacted by the General Assembly of the State of Iowa.

SECTION 1. Every mechanic, laborer or other person who as subcontractor shall perform labor upon, or furnish materials for the construction of any public building or bridge or other improvement not belonging to the state, shall have a valid claim against the public corporation constructing such building, bridge, or other improvement for the value of such services and material, in an amount not in excess of the contract price to be paid for the building, bridge or other improvement nor shall any such corporation be required to pay any such claim, at any time before, or in any manner different from that provided in the principal contract. Who may have a lien.

SEC. 2. Such claim shall be made by filing with the public officer through whose order the payment is to be made, an itemized and sworn statement of the demand within thirty days after the performance of the last labor, or the furnishing of the last portion of the material, and claims shall have priority in the order in which they shall be filed. How lien shall be made.

SEC. 3. Any party in interest may cause the adjudication as to the amount, validity, priority and mode and time of payment, of such claim by equitable proceedings in any court having jurisdiction. In such case the court may assess a reasonable sum to be taxed as attorney's fees against the party failing in such action in favor of such corporation. How adjudicated.

SEC. 4. The contractor may at any time release such claim by filing with the treasurer of such corporation a bond, to such corporation, for the benefit of such claimants in sufficient penalty with sureties to be approved by such treasurer, conditioned for the payment of any sum which may be found due such claimant. And such contractor may prevent the filing of such claim by filing in like manner a bond conditioned for the payment of persons who may be entitled to file such claims. Suit may be brought on said bond by any claimant within one year after the cause of action accrues, and judgment shall be rendered against the principal and sureties for any amount due said claimant. Contractor may release claim by filing bond. May prevent filing claim, by filing bond.

Approved, April 7, 1884.

CHAPTER 180.

APPORTIONING THE STATE INTO REPRESENTATIVE DISTRICTS.

H. F. 537.

AN ACT to Apportion the State into Representative Districts and Declaring the Ratio of Representation.

Be it enacted by the General Assembly of the State of Iowa:

Ratio.

SECTION 1. That one representative for every sixteen thousand eight hundred and fifty inhabitants is hereby constituted the ratio of apportionments and that each representative district shall be as hereinafter described.

2 Lee.

SEC. 2. Lee county shall be the first district and entitled to two representatives. 34,859.

2 Des Moines.

SEC. 3. Des Moines county shall be the second district and entitled to two representatives. 33,099.

Henry.

SEC. 4. Henry county shall be the third district and entitled to one representative. 20,986.

Jefferson.

SEC. 5. Jefferson county shall be the fourth district and entitled to one representative. 17,469.

Van Buren.

SEC. 6. Van Buren county shall be the fifth district and entitled to one representative. 17,643.

2 Wapello.

SEC. 7. Wapello county shall be the sixth district and entitled to two representatives. 25,285.

Davis.

SEC. 8. Davis county shall be the seventh district and entitled to one representative. 16,468.

Monroe.

SEC. 9. Monroe county shall be the eighth district and entitled to one representative. 13,719.

Appanoose.

SEC. 10. Appanoose county shall be the ninth district and entitled to one representative. 16,636.

Lucas.

SEC. 11. Lucas county shall be the tenth district and entitled to one representative. 14,530.

Wayne.

SEC. 12. Wayne county shall be the eleventh district and entitled to one representative. 16,127.

Clark.

SEC. 13. Clark county shall be the twelfth district and entitled to one representative. 11,513.

Decatur..

SEC. 14. Decatur county shall be the thirteenth district and entitled to one representative. 15,336.

Union.

SEC. 15. Union county shall be the fourteenth district and entitled to one representative. 14,980.

Ringgold.

SEC. 16. Ringgold county shall be the fifteenth district and entitled to one representative. 12,085.

Adams.

SEC. 17. Adams county shall be the sixteenth district and entitled to one representative. 11,888.

Taylor.

SEC. 18. Taylor county shall be the seventeenth district and entitled to one representative. 15,635.

SEC. 19. Montgomery county shall be the eighteenth district and entitled to one representative. 15,895. Montgomery.

SEC. 20. Page county shall be the nineteenth district and entitled to one representative. 19,667. Page.

SEC. 21. Mills county shall be the twentieth district and entitled to one representative. 14,137. Mills.

SEC. 22. Fremont county shall be the twenty-first district and entitled to one representative. 17,652. Fremont.

SEC. 23. Pottawattamie county shall be the twenty-second district and entitled to two representatives. 39,850. Pottawattamie.

SEC. 24. Cass county shall be the twenty-third district and entitled to one representative. 16,943. Cass.

SEC. 25. Adair county shall be the twenty-fourth district and entitled to one representative. 11,667. Adair.

SEC. 26. Madison county shall be the twenty-fifth district and entitled to one representative. 17,224. Madison.

SEC. 27. Warren county shall be the twenty-sixth district and entitled to one representative. 19,578. Warren.

SEC. 28. Marion county shall be the twenty-seventh district and entitled to one representative. 25,111. Marion.

SEC. 29. Mahaska county shall be the twenty-eighth district and entitled to one representative. 25,202. Mahaska.

SEC. 30. Keokuk county shall be the twenty-ninth district and entitled to one representative. 21,258. Keokuk.

SEC. 31. Washington county shall be the thirtieth district and entitled to one representative. 20,374. Washington.

SEC. 32. Louisa county shall be the thirty-first district and entitled to one representative. 13,142. Louisa.

SEC. 33. Muscatine county shall be the thirty-second district and entitled to one representative. 23,170. Muscatine.

SEC. 34. Scott county shall be the thirty-third district and entitled to two representatives. 41,266. Scott.

SEC. 35. Cedar county shall be the thirty-fourth district and entitled to one representative. 18,936. Cedar.

SEC. 36. Johnson county shall be the thirty-fifth district and entitled to two representatives. 25,429. Johnson.

SEC. 37. Iowa county shall be the thirty-sixth district and entitled to one representative. 19,221. Iowa.

SEC. 38. Poweshiek county shall be the 37th district and entitled to one representative. 18,936. Poweshiek.

SEC. 39. Jasper county shall be the 38th district and entitled to two representatives. 25,963. Jasper.

SEC. 40. Polk county shall be the 39th district and entitled to two representatives. 42,395. Polk.

SEC. 41. Dallas county shall be the 40th district and entitled to one representative. 18,746. Dallas.

SEC. 42. Guthrie county shall be the 41st district and entitled to one representative. 14,394. Guthrie.

SEC. 43. Harrison county shall be the 42d district and entitled to one representative. 16,649. Harrison.

- Boone. SEC. 44. Boone county shall be the 43d district and entitled to one representative. 20,838.
- Story. SEC. 45. Story county shall be the 44th district and entitled to one representative. 16,906.
- Marshall. SEC. 46. Marshall county shall be the 45th district and entitled to one representative. 23,752.
- Tama. SEC. 47. Tama county shall be the 46th district and entitled to one representative, 21,585.
- Benton. SEC. 48. Benton county shall be the 47th district and entitled to one representative. 24,888.
- 2 Linn. SEC. 49. Linn county shall be the 48th district and entitled to two representatives. 37,237.
- Jones. SEC. 50. Jones county shall be the 49th district and entitled to one representative. 21,052.
- 2 Clinton. SEC. 51. Clinton county shall be the 50th district and entitled to two representatives. 36,763.
- Jackson. SEC. 52. Jackson county shall be the 51st district and entitled to one representative. 23,771.
- 2 Dubuque. SEC. 53. Dubuque county shall be the 52d district and entitled to two representative[s]. 42,996.
- Delaware. SEC. 54. Delaware county shall be the 53d district and entitled to one representative. 17,950.
- Buchanan. SEC. 55. Buchanan county shall be the 54th district and entitled to one representative. 18,546.
- Black Hawk. SEC. 56. Black Hawk county shall be the 55th district and entitled to one representative. 23,913.
- Grundy. SEC. 57. Grundy county shall be the 56th district and entitled to one representative. 12,639.
- Hardin. SEC. 58. Hardin county shall be the 57th district and entitled to one representative. 17,807.
- Hamilton. SEC. 59. Hamilton county shall be the 58th district and entitled to one representative. 11,252.
- Webster. SEC. 60. Webster county shall be the 59th district and entitled to one representative. 15,951.
- Woodbury. SEC. 61. Woodbury county shall be the 60th district and entitled to one representative. 14,496.
- Butler. SEC. 62. Butler county shall be the 61st district and entitled to one representative. 14,293.
- Bremer. SEC. 63. Bremer county shall be the 62d district and entitled to one representative. 14,081.
- Fayette. SEC. 64. Fayette county shall be the 63d district and entitled to one representative. 22,258.
- 2 Clayton. SEC. 65. Clayton county shall be the sixty-fourth district and entitled to two representatives. 28,829.
- Allamakee. SEC. 66. Allamakee county shall be the sixty-fifth district and entitled to one representative. 19,791.
- Winneshek. SEC. 67. Winneshek county shall be the sixty-sixth district and entitled to one representative. 23,938.
- Howard. SEC. 68. Howard county shall be the sixty-seventh district and entitled to one representative. 10,837.

SEC. 69. Chickasaw county shall be the sixty-eighth district Chickasaw. and entitled to one representative. 14,534.

SEC. 70. Mitchell county shall be the sixty-ninth district Mitchell. and entitled to one representative. 14,363.

SEC. 71. Floyd county shall be the seventieth district and Floyd. entitled to one representative. 14,677.

SEC. 72. Plymouth county shall be the seventy-first district Plymouth. and entitled to one representative. 8,568.

SEC. 73. Sioux, Lyon and Osceola counties shall be the sev- Sioux, Lyon and Osceola. enty-second district and entitled to one representative. 9,613.

SEC. 74. Monona county shall be the seventy-third district Monona. and entitled to one representative. 9,055.

SEC. 75. Crawford county shall be the seventy-fourth district Crawford. and entitled to one representative. 12,413.

SEC. 76. Ida and Buena Vista counties shall be the seventy- Ida and Buena Vista. fifth district and entitled to one representative. 11,919.

SEC. 77. Cherokee and Clay counties shall be the seventy- Cherokee and Clay. sixth district and entitled to one representative. 12,488.

SEC. 78. Sac county shall be the seventy-seventh district and Sac. entitled to one representative. 8,774.

SEC. 79. Calhoun and Pocahontas counties shall be the 78 Calhoun and Pocahontas. district and entitled to one representative. 9,308.

SEC. 80. Greene county shall be the 79th district and enti- Greene. tled to one representative. 12,727.

SEC. 81. Carroll county shall be the 80th district and enti- Carroll. tled to one representative. 12,351.

SEC. 82. Shelby county shall be the 81st district and enti- Shelby. tled to one representative. 12,696.

SEC. 83. Audubon county shall be the 82d district and enti- Audubon. tled to one representative. 7,488.

SEC. 84. O'Brien and Dickinson counties shall be the 83d O'Brien and Dickinson. district and entitled to one representative. 6,056.

SEC. 85. Palo Alto, Emmet and Kossuth counties shall be Palo Alto, Emmet and Kossuth. the 84th district and entitled to one representative- 11,859.

SEC. 86. Humboldt and Wright counties shall be the 85th Humboldt and Wright. district and entitled to one representative. 10,906.

SEC. 87. Winnebago, Hancock and Worth counties shall be Winnebago, Hancock and Worth. the 86th district and entitled to one representative. 16,323.

SEC. 88. Cerro Gordo county shall be the 87th district and Cerro Gordo. entitled to one representative. 11,461.

SEC. 89. Franklin county shall be the 88th district and enti- Franklin. tled to one representative. 10,249.

Approved, April 7, 1884.

CHAPTER 181.

SUBDIVIDING 4TH JUDICIAL CIRCUIT.

H. F. 20.

AN ACT in Relation to the Fourth Judicial Circuit of the State; Subdividing the Same; Providing for the Election of Circuit Judges Therein, and Defining their Powers and Duties. [Additional to Ch. 56, of the Acts of the 16th General Assembly.]

Be it enacted by the General Assembly of the State of Iowa:

Fourth judicial circuit divided.

SECTION 1. That the fourth judicial circuit of the state of Iowa, comprising the same territory as is embraced in the fourth judicial district, is hereby divided into two circuits which shall be known as the first and second circuits of said fourth judicial district, and shall be constituted as follows:

First circuit.

The first circuit of said judicial district shall be composed of the counties of Lyon, O'Brien, Sioux, Osceola and Plymouth.

Second circuit.

The second circuit of said judicial district shall be composed of the counties of Woodbury, Monona and Harrison and Cherokee.

Judge elected in 1884.

SEC. 2. At the general election to be held in the year A. D. 1884 and every fourth year thereafter, there shall be elected in each of said judicial circuits, as aforesaid, by the qualified electors thereof a circuit judge for each of said circuits who shall be a resident of the circuit for which he shall be elected and notice of the holding of said election shall be included in the proclamation of the governor relating to such general election.

Must be a resident of the circuit.

Present judge to continue in office until January, 1885.

SEC. 3. That the present circuit judge of the said fourth judicial circuit, as constituted prior to the passage of this act, shall continue to be, and to exercise the powers and discharge the duties of, circuit judge and hold the circuit court in each and all of the counties above named until the first day of January A. D. 1885 and until his successors, shall be duly qualified, after which the judges elected for the said circuits respectively, shall each have and exercise, within the counties constituting their respective circuits, all the rights, powers, jurisdiction and authority, which now are, or by law shall be, conferred upon the circuit court and circuit judges of the state, and all provisions of law now applicable to the circuit court and circuit judges, shall apply to the said circuit courts and judges of said first and second circuits of said fourth judicial district.

Records continued.

SEC. 4. That the records and books heretofore kept and used for the business of the circuit court in the respective counties within said circuits, shall be continued and used in the respective counties for the same purpose under the provisions of this act.

SEC. 5. The term of office of each of the circuit judges provided for by this act shall commence on the first day of January 1885, and continue for four years and until their successors are elected and qualified in accordance with the laws of the state relating to the election and qualification and term of office of circuit judges, who shall hold their office for a like term of four years. Term of office.

Approved, April 7, 1884.

CHAPTER 182.

COUNTY TAX LEVY.

AN ACT to Amend Chapter 28 of the Acts of the 15th General Assembly Amending Section 796 of the Code of 1873. H. F. 273.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 1 of chapter 28 of the acts of the 15th general assembly as amended by the 18th general assembly be further amended by adding thereto the following: and *provided further* that the board of supervisors in any county to which these provisions do not apply, may at their discretion order a vote of the electors of said county at any general election, and the electors of such county may by a majority vote thereof authorize the said board of supervisors to levy such tax. Sec. 1, Chap. 28, 15th G. A. amended; submitting to vote.

Approved, April 7, 1884.

CHAPTER 183.

NON-NEGOTIABLE INSTRUMENTS AND ACCOUNTS.

AN ACT Amending Sections 2086 and 2087 of the Code of 1873, Relating to the Assignment of Non-negotiable Instruments and Accounts. H. F. 36.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 2086 of the code of 1873 be and the same is hereby amended by striking out the words "suit is commenced thereon" in the last line of said section and inserting in lieu thereof the words notice of the assignment thereof is given in writing to the maker of such instrument. Code, § 2086 amended.

SEC. 2. That section 2087 of the code of 1873 be and the same is hereby amended by inserting after and as a part of said Code, § 2087 amended: accounts.

section the words "before notice of such assignment is given in writing by the assignee to the debtor.

Approved, April 7, 1884.

CHAPTER 184.

H. F. 55. **AN ACT** in Relation to Attorney's Fees in Partition Cases of Real Estate. [Additional to Code, Ch. 3, Title XX.]

Be it enacted by the General Assembly of the State of Iowa:

Where no defense: attorney fee shall not exceed that allowed in section 2.
Fee allowed.

SECTION 1. That in all actions for partition of real estate where there is no defense made no greater attorney fee shall be allowed by the court to be taxed for and as attorney fees in such action for partition than provided in section two hereof.

SEC. 2. For the first two hundred dollars or less in value of the property to be partitioned ten per cent, for the excess of two hundred dollars to five hundred dollars five per cent and for the excess over five hundred to one thousand dollars three per cent for all excess over one thousand one per cent.

Approved, April 7, 1884.

CHAPTER 185.

TO REGULATE SALE OF COAL OIL.

S. F. 305. **AN ACT** to Provide for the Inspection and to regulate the Sale of Petroleum and its Products, and to Repeal Chapter 172 of the Acts of the Seventeenth General Assembly and Section 3901 of the Code.

Be it enacted by the General Assembly of the State of Iowa:

Governor with consent of senate to appoint state inspector of oils.

SECTION 1. That the governor, by and with the advice and consent of the senate, shall appoint a suitable person, resident of the state, who is not interested in manufacturing, dealing in, or vending any illuminating oils manufactured from petroleum, as State Inspector of Oils, whose term of office shall commence on the first day of April of each even-numbered year, and continue for the term of two years and until his successor is appointed and qualified. It shall be the duty of such state inspector, by himself or his deputies, hereinafter provided for, to examine and test the quality of all such oils offered for sale by any manufacturer, vender, or dealer; and if upon such testing or examination the oils shall meet the requirements hereinafter

Term.

Duty of inspector and deputies.

specified, he shall fix his brand or device, "*Approved, flash test—degrees*" (inserting the number of degrees), with the date, over his official signature, upon the package, barrel or cask containing the same. And it shall be lawful for the state inspector, or his deputies, to enter into or upon the premises of any manufacturer, vender or dealer of said oils, and if they shall find or discover any kerosene oil, or any other product of petroleum kept for illuminating purposes, that has not been inspected and branded according to the provisions of this act, they shall proceed to inspect and brand the same. It shall be lawful for any manufacturer, vender or dealer to sell the oil so tested and approved as an illuminator; but if the oil or other product of petroleum so tested shall not meet said requirements, he shall mark in plain letters on said package, barrel or cask, over his official signature, the words; "*Rejected for illuminating purposes; flash test—degrees*," (inserting the number of degrees). And it shall be unlawful for the owner thereof to sell such oil or other product of petroleum for illuminating purposes. And if any person shall sell or offer for sale any of such rejected oil or other product of petroleum for such purpose, he shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be subject to a penalty not exceeding three hundred dollars.

May enter upon premises of manufacturer or dealer.

When rejected.

Unlawful to sell rejected oil.

Penalty.

SEC. 2. The state inspector provided for in this act, is authorized to appoint a suitable number of deputies, which deputies are empowered to perform the duties of inspection, and shall be liable to the same penalties as the state inspector; *provided*, that the state inspector may remove any of said deputies for reasonable cause. It shall be the duty of the inspector and his deputies to provide themselves at their own expense with the necessary instruments and apparatus for testing the quality of said illuminating oils, and when called upon for that purpose to promptly inspect all oils hereinbefore mentioned, and to reject for illuminating purposes, all oils which will emit a combustible vapor at a temperature of one hundred degrees standard Fahrenheit thermometer, closed test, *provided* the quantity of oil used in the flash test shall not be less than one-half pint. The oil tester adopted and recommended by the Iowa state board of health, shall be used by the inspector and his deputies in all tests made by them. And said board shall prepare rules and regulations as to the manner of inspection in the use of the oil tester adopted, which rules and regulations shall be in effect and binding upon the inspector and deputies appointed under this act.

May appoint deputies.

Duty of inspector.

Board of health to adopt tester.

SEC. 3. The state inspector before he enters upon the discharge of the duties of his office shall take the oath or affirmation provided by law, and file the same in the office of the secretary of state, and execute a bond to the state of Iowa in a penal sum not less than twenty thousand dollars with sureties thereto, to be approved by the secretary of state, who shall justify as provided by law, and in addition thereto state under oath that they are not interested, directly or indirectly, in manufacturing, deal-

Inspector to take oath and give bond.

ing in or vending any illuminating oils manufactured from petroleum; such bond to be conditioned for the faithful performance of the duties imposed upon him by this act, and which shall be for the use of all persons aggrieved by the acts of said inspector, or his deputies, and the same shall be filed with the secretary of state. Every deputy inspector before entering upon the discharge of his duties, shall take a like oath or affirmation prescribed herein for the state inspector, and execute to the state a bond in the penal sum of five thousand dollars with like conditions and for like purposes, and with sureties thereto who shall justify and have like qualifications as herein provided for the sureties for state inspector and such sureties shall be approved by the clerk of the district court of the county in which such deputy inspector resides, and said bond and oath shall be filed in the office of such clerk and such deputy inspector shall before entering upon the discharge of his duties forward said clerk's certificate of such filing to the state inspector and to the secretary of state to be placed on file.

Filed with secretary of state. Deputies to give bond to be filed with clerk of district court.

Inspection to be made in the state.

Fees.

Proviso.

Record of oil inspected.

Report to auditor of state.

Sec. 4. All inspections herein provided for shall be made within the state of Iowa, and the inspector or deputy inspector shall be entitled to demand and receive for his services from the owner or party calling on him, or for whom he shall perform the inspection, the sum of forty cents for a single barrel, package or cask; twenty-five cents each when the lot exceeds one but does not exceed ten in number; fifteen cents each when the lot exceeds ten but does not exceed twenty in number; ten cents each when the lot exceeds twenty but does not exceed one hundred in number and five cents each for all lots exceeding one hundred barrels; but nothing herein shall preclude the inspection of oil in tanks used for transportation on railroads or in storage, *provided*, the inspector or deputy so inspecting the same shall see and know that the identical oil inspected in such tank is placed in the package, barrel or cask upon which the brand or device herein provided for shall be placed and his fees therefor shall be four dollars for each tank. All fees accruing for inspection shall be a lien upon the oil so inspected.

Sec. 5. It shall be the duty of the state inspector and every deputy inspector to keep a true and accurate record of all oils so inspected and branded by him which record shall state the date of inspection, the number of gallons rejected the number of gallons approved, the number of gallons inspected, the number and kind of barrels, casks or packages, the name of the person for whom inspected and the amount of money received for such inspection and such record shall be open to the inspection of all persons interested and every deputy inspector shall return a true copy of such record at the beginning of each month to the state inspector. It shall be the duty of the state inspector to make and deliver to the state auditor for the fiscal period ending the thirtieth day of June, 1885, and every two years thereafter a report of the inspections made by himself and deputies for such period, containing the information and

items required in this act to be made of record, and the same shall be laid before the general assembly. Report to G. A.

SEC. 6. If any person or persons, whether manufacturer vendee or dealer shall sell or attempt to sell to any person in this state any illuminating oil, the product of petroleum, whether manufactured in this state or not, which has not been inspected as provided in this act, he shall be deemed guilty of a misdemeanor and subject to a penalty in any sum not exceeding three hundred dollars, and if any manufacturer, vendee or dealer in either or any of said illuminating oils shall falsely brand the package, cask or barrel containing the same, as provided in this act, or shall refill packages, casks or barrels having the inspector's brand thereon without erasing such brand, having the oil inspected and such packages, casks or barrels re-branded he shall be guilty of a misdemeanor and shall be subject to a penalty not exceeding three hundred dollars or be imprisoned in the county jail not exceeding six months or both in the discretion of the court. Penalty for selling oil not inspected.
For falsely branding or re-filling.

SEC. 7. Any person selling or dealing in illuminating oils produced from petroleum who shall sell or dispose of any empty kerosene barrel, cask, or package before thoroughly cancelling, removing or effacing the inspection brand on the same, shall be guilty of a misdemeanor, and on conviction thereof, shall pay a fine of one dollar for each barrel, cask or package thus sold or disposed of; and any person who shall knowingly use any illuminating oil, the product of petroleum for illuminating purposes before the same has been approved by the state inspector of oils, or his deputy, shall be guilty of a misdemeanor, and, on conviction thereof shall pay a fine in any sum not exceeding ten dollars, for each offense. Empty barrels.
Penalty for using oil not approved of.

SEC. 8. No person shall adulterate with parafine or other substance, for the purpose of sale or for use, any coal or kerosene oils, to be used for lights, in such a manner as to render them dangerous to use; nor shall any person knowingly sell or offer for sale, or knowingly use any coal or kerosene oil, or any products of petroleum for illuminating purposes which by reason of being adulterated or for any other reason, will emit a combustible vapor at a temperature less than one hundred degrees of standard Fahrenheit's thermometer, tested as provided in this act: *provided* that the gas or vapor from said oils may be used for illuminating purposes when the oils from which said gas or vapor is generated are contained in closed reservoirs outside the building illuminated or lighted by said gas. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be punished by imprisonment in the county jail not more than one year, or by fine not exceeding five hundred dollars or by both such fine and imprisonment in the discretion of the court: *provided further*, that nothing in this act shall be so construed as to prevent the sale for and use in street lamps of lighter products of petroleum, such as gasoline, benzine, benzole, naphtha Adulteration.
Proviso.
Penalty.
Proviso.

or to prevent the use of machines or generators constructed on the principle of the "Davy safety lamp."

Persons offending to be prosecuted.

SEC. 9. It shall be the duty of the state inspector, and of any deputy inspector, who shall know of the violation of any of the provisions of this act, to prosecute before a court of competent jurisdiction any person so offending. And in case the state inspector, or any deputy inspector, having knowledge of the violation of any of the provisions of this act, shall neglect to prosecute as required herein, he shall be deemed guilty of a misdemeanor and punished accordingly, and, upon conviction, shall be removed from office.

Penalty for failure to prosecute.

Oil which will ignite at 300° prohibited as freight, etc.

SEC. 10. No oil, nor fluid, whether composed wholly or in part of petroleum or its products, or of other substances or material, which will ignite and burn at a temperature of three hundred degrees of the standard Fahrenheit thermometer, open test shall be carried as freight, nor shall the same be burned in any lamp, or vessel, or stationary fixture of any kind, in any passenger, baggage, mail or express car on any railroad, nor on any passenger boat moved by steam-power, nor in any street railway car, stage coach, omnibus or other public conveyance in which passengers are carried, within this state. A violation of any of the provisions of this section shall be deemed a misdemeanor, and the offender shall on conviction thereof be fined not less than one hundred dollars, nor more than one thousand dollars, and shall be liable for all damages resulting therefrom.

Penalty.

Penalty for false branding.

SEC. 11. If any inspector or deputy shall falsely brand or mark any barrel, cask or package, or be guilty of any fraud, deceit, misconduct or culpable negligence in the discharge of his official duties, or shall deal in, or have any pecuniary interest, directly or indirectly in any oils or fluids used or sold for illuminating purposes, while holding such office he shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not exceeding one hundred dollars, or imprisoned not exceeding thirty days, and be liable to the party injured for all damages resulting therefrom.

Removal from office.

SEC. 12. It shall be the duty of the governor to remove from office, and to appoint a competent person in the place of any inspector who is unfaithful in the duties of his office.

Penalty for selling oil below test.

SEC. 13. Any person who shall knowingly or negligently sell, or cause to be sold, any of the oils mentioned in this act, for illuminating purposes, except for the purposes herein authorized, which are below the standard and test required in this act, shall be liable to any one purchasing said oil, or to any person injured thereby, for all damages resulting from any explosion of said oil.

State board of health to make rules.

SEC. 14. Within sixty days after the passage of this act, the state board of health shall make and provide the necessary rules and regulations for the inspection of illuminating oil as contemplated in this act, and on application, shall furnish the inspector and his deputies with the same.

SEC. 15. Chapter 172 of the acts of the seventeenth general Repeal.
assembly and section 3901 of the code are hereby repealed.

SEC. 16. This act being deemed of immediate importance, Publication.
shall take effect and be in force from and after its publication
in the Iowa State Register and Iowa State Leader newspapers
published at Des Moines Iowa.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa
State Register* April 17, and *Iowa State Leader* April 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 186.

DRAINS, LEVEES AND CHANGES, IN WATER COURSES.

AN ACT in Relation to Ditches, Drains, Levees, Embankments S. F. 280.
and Changes in Water Courses, and Amendatory to Chapter 2,
Title X, of the Code.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Ditches or drains may be located and con-
structed within the limits of any public highway, and on either
or both sides thereof, and levees or embankments upon and
along the same; *provided*, they are so constructed as not to pre-
vent public travel thereon. The engineer or commissioner ap-
pointed to locate ditches, drains, levees, or embankments, may
recommend the establishment of a public highway upon and
along the route of the same, and the board of supervisors may
establish the same on such recommendation in the same man-
ner as on the report of a highway commissioner. All levees
built by taxation under the drainage laws shall be under the
control of the board of supervisors of the county in which they
are situated, and the board shall have the power to grant the
right of way thereon to any railway company that will main-
tain the same while used for railway purposes: *provided*, the
steps for condemnation and payment therefor, contained in
chapter 4, title 10, of the code, shall first be taken by said com-
pany, *provided further*, that nothing in this section shall be con-
strued so as to require such ditches or levees to be kept up at
the expense of the county.

Ditches or
drains in pub-
lic highway.
Levees and
embankments.
Proviso.

Engineer can
recommend
public high-
way, when.
Board of su-
pervisors may
establish.

What levees
are under con-
trol of board of
supervisors.

Proviso :
Chap. 4, Title
10, compiled
with.

Proviso : not
kept at ex-
pense of
county.

SEC. 2. Whenever the petition of one hundred legal voters
of the county, setting forth that any body or district of land
in said county, described by metes and bounds, or otherwise, is
subject to overflow, or too wet for cultivation: and that in the
opinion of petitioners the public health, convenience or wel-
fare, will be promoted by draining or leveeing the same, and

100 voters pe-
tition on over-
flowed lands.

Bond filed with auditor he shall appoint an engineer. Duty of engineer.

Report of proceedings.

Board of supervisors to determine amount to be levied each year.

Bonds and rate of interest.

Where cost exceeds estimate.

No bond to run longer than 15 years.

Land may be divided.

Denomination of bonds.

Not to exceed 50 per cent of value of land.

Tax to pay bonds as herein provided, levied each year. How collected.

Proviso:

Publication.

also a bond, conditioned as required by section 1208 of the code, shall be filed with the county auditor. He shall appoint a competent engineer or commissioner, who shall proceed to examine said district of lands, and if he deem it advisable to survey and locate such ditches, drains, levees, embankments and changes in the direction of water courses as may be necessary for the reclamation of such lands or any part thereof, and he shall make substantially the same report and the same proceedings shall be had as now provided by law for the location and construction of ditches, drains and changes in water courses, and two or more counties may unite in such work of reclamation in the manner now provided by law.

SEC. 3. If the board of supervisors shall be of opinion that the estimated cost of reclamation of such district of lands is greater than should be levied and collected in a single year from the lands benefited, they may determine what proportion of the same should be levied and collected each year, and they may issue drainage bonds of the county bearing not more than eight per cent annual interest, and payable in the proportion and at the times when such taxes so apportioned will have been collected and may devote the same at par to the payment of such work as it progresses, or may sell the same at not less than par, and devote the proceeds to such payment; and should the cost of such work exceed the estimate, a new apportionment of taxes may be made, and other bonds issued and used in like manner; but, in no case shall any such bonds run longer than fifteen years, and at least ten per cent in amount of those issued on the first estimate shall be payable annually. The board of supervisors may divide the land to be benefited into drainage districts which shall be accurately described and numbered, and such drainage bonds shall be in sums of not less than fifty dollars each, and shall be numbered consecutively and issued as other county bonds are, and shall specify that *that* they are drainage bonds, and designate by its number the drainage district on account of which they are issued. And in no case shall the amount of bonds issued exceed fifty per cent of the value of the lands in such drainage districts as shown by the last assessment for taxation.

SEC. 4. It shall be the duty of the board of supervisors to levy each year on the lands benefited a tax sufficient to pay the interest on such bonds and so much of the principal as falls due in the succeeding year, and such tax shall be collected in the same manner as other county taxes, and shall be carried to the credit of the drainage district on account of which the bonds are issued, and shall be used to pay the principal and interest of said bonds as the same falls due: *provided*, that any surplus may be devoted to payment of works of reclamation in said district or repairs thereof.

SEC. 5. This act being deemed of immediate importance shall be in force from and after its publication in the Iowa State

Register and State Leader, newspapers published at Des Moines, Iowa.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 19, and *Iowa State Leader* April 18, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 187.

CHANGING NAME OF ADDITIONAL PENITENTIARY.

AN ACT to Change the Name of the Additional Penitentiary at Anamosa; Provide for a Matron for the Female Convicts Thereof; To Authorize the Purchase of Certain Lands; To Provide for the House Rent of the Deputy Warden and to Sell a Piece of Land Known as the Old State Quarry. [Additional to Ch. 2, Title XXVI, of the Code.] H. F. 415.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the name of the additional penitentiary at Anamosa be and is hereby changed to penitentiary at Anamosa. Name changed.

SEC. 2. That the warden is hereby authorized to appoint and remove at his discretion a matron for the women's department at a salary of seventy-five dollars per month. Said matron shall have exclusive charge of the women's department under the general direction of the warden. She shall keep a regular time table of the female convict labor and record the same in a book to be kept for that purpose, and shall moreover keep a record of all the business under her control, and return an account thereof, together with an account, of the female convict labor to the clerk at the close of each day. Warden authorized to appoint a matron: salary.
Power and duty of matron.

SEC. 3. There is hereby allowed the sum of ten dollars per month as house rent for the deputy warden until the residence for the warden is completed in accordance with plans and specifications adopted for the penitentiary when he shall occupy the present residence of the warden. \$10 per month house rent for deputy.

SEC. 4. The warden is hereby authorized to purchase, with the approval of the executive council, a strip of land south of the penitentiary and lying between the penitentiary wall and the track of the C. N. W. R. W'y for the use and benefit of said penitentiary at a sum not to exceed \$3,000.00. Warden to purchase land.

SEC. 5. The warden is hereby authorized to sell with the approval of the executive council the land known as the Old State Quarry, and the proceeds of said sale shall go into the general construction fund of said penitentiary. Warden authorized to sell old quarry.

SEC. 6. The same to take effect and be in force from and Publication.

after its publication in the Iowa State Register and Iowa State Leader.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the Iowa State Register April 17, and Iowa State Leader April 16, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 188.

IN RELATION TO DRAINAGE.

Sub for H. F. AN ACT to Regulate and Provide for the Construction of Tile and
16 and 105. Other Underground Drains Through the Lands of Another.
[Amendatory of ch. 2, Title X, of the Code.]

Be it enacted by the General Assembly of the State of Iowa:

Application
for drain to be
filed with
township clerk

SECTION 1. That whenever any person shall desire to construct any tile or other underground drain through the land of another, and shall be unable to agree with the owner or owners of such land as to the same, he may file with the clerk of the township where said land is situated an application therefor, giving a description of the land or lands through which he may desire to construct same, and the township clerk shall forthwith notify the township trustees of said township of said application, who shall fix a time and place for the hearing of same, which time shall not be more than twenty days distant, and they shall cause said clerk to notify the applicant and land owner of the time and place of said hearing at least five days before the time fixed for the hearing of same, which notice shall be in writing, signed by said clerk, and shall be served on said applicant and land owner, if within the county, and if not, then upon his agent for said land, if within the county, in the same manner as is now provided by law for the service of original notices, and in case that neither said party nor his agent are residents within said county, then the same shall be served by posting written notices in three public places in said township, one of which shall be upon said land, at least ten days before said hearing.

Duty of clerk.

How served.

How tried.

SEC. 2. That upon the day fixed for hearing, if said trustees are satisfied that the provisions of the prior section have been complied with, they may proceed to hear and determine the same, and shall have power to adjourn from time to time until same is completed; *provided*, that no adjournment shall be for more than fifteen days.

Trustees may
fix entrance
and outlet of
drain, etc.

SEC. 3. The said trustees may fix the point or points of entrance and exit or outlet of said tile or other underground drain

on said land, the general course of same through said land, the size and depth of same, when the same shall be constructed, how kept in repair, what connections may be made with same, what compensation, if any, shall be made therefor, and any other question arising in connection with same; and they shall reduce their findings to writing, which shall be filed with the clerk of said township, who shall record it in full in his book of records of said township, and said finding and decision shall be final, except as to the amount of damages, if any, which shall be awarded.

Findings shall be in writing.

Final, except as to damages.

SEC. 4. Wherever any water course or natural drainage line crosses the boundary line between two adjoining land owners and both parties desire to drain the land along such water course or natural drainage line, but are unable to agree upon the conditions as to the juncture or connection of the lines of tile or other drainage at the boundary line aforesaid, then and in such case the township trustees shall have full authority to hear and determine all questions arising relative thereto between such land owners and to render such judgment thereupon as shall to them seem just.

Water-courses and natural drainage lines.

SEC. 5. Any person shall have the right to go upon any public highway to construct an outlet to a drain, provided he shall leave the highway in as good condition as it was before the drain was constructed, to be determined by the supervisor of highways in the district where the work is done.

Can go upon public highways.

SEC. 6. That whenever any railroad crosses the land of any person or persons who desire to drain their land for any of the purposes set forth in section 1 of this act, the party or parties desiring such drain or drains shall notify the railroad company by leaving a written notice with the nearest station agent, stating in such notice the starting point, route and termination of such drain or drains, and if the railroad company refuse or neglect for the space of thirty days to dig across their right of way a drain of equal depth and size of the one dug by the party who wishes to drain his land, then the party who desires to drain the land may proceed to dig such drain and the railroad company shall be liable for the cost of the construction of such drain, to be collected in any court having jurisdiction.

When railroad is concerned it shall be notified.

SEC. 7. Either party may appeal to the circuit court of the county from so much of said finding and order as relates to the amount of damages which may be awarded, within the same time, and in the same manner as to bond, conditions of bond and notice of appeal as is now provided by law in cases of appeal from assessment of damages on location of highways; *provided*, however, that said appeal shall not delay the construction of said tile or other underground drain if the applicant shall in case the land owner appeal[s] deposit with the township clerk for the use of said land owner the amount of damages awarded by the trustees, and in case the applicant appeals that he shall first file the appeal bond provided by law.

Right of appeal.

In case of appeal, duty of clerk.

SEC. 8. In case of appeal the township clerk shall certify to the circuit court a transcript of the proceedings before said trustees, which shall be filed in said court with the appeal bond, the party appealing paying for said transcript and the docketing of said appeal as in other cases, and upon appeal the party claiming damages shall be plaintiff and the applicant defendant, and upon appeal the same shall in all respects, as far as applicable, be governed by same rules as appeals from assessments for damages for location of highway on appeal.

Applicant to pay costs and damages.

SEC. 9. The applicant shall pay the costs of the trustees' clerk and serving of notices on the hearing before the trustees, and in case no appeal is taken, shall pay all damages awarded before entering on the construction of said tile or other drain through the lands of the other.

Dispute as to repairs.

SEC. 10. In case any dispute shall arise as to the repair of any tile or other underground drain, the same shall be determined by said trustees in same manner as in the original construction of same.

Publication.

SEC. 11. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers printed at Des Moines, Iowa.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 189.

VETERINARY SURGEON.

H. F. 222.

AN ACT for the Appointment of a State Veterinary Surgeon and Defining his Duties.

Be it enacted by the General Assembly of the State of Iowa:

Governor to appoint.
Term of office.

SECTION 1. The governor shall appoint a state veterinary surgeon who shall hold his office for the term of three years unless sooner removed by the governor; he shall be a graduate of some regular and established veterinary college and shall be skilled in veterinary science; he shall be a member of the state board of health, which membership shall be in addition to that now provided by law. When actually engaged in the discharge

Qualification.

of his official duties he shall receive from the state treasury as his compensation the sum of five dollars per day and his actual expenses, which shall be presented under oath and covered by written vouchers before receiving the same.

Compensation.

SEC. 2. He shall have general supervision of all contagious and infectious diseases among domestic animals within or that may be in transit through the state and he is empowered to establish quarantine against animals thus diseased or that have been exposed to others thus diseased, whether within or without the state, and may with the concurrence of the state board of health, make rules and regulations such as he may deem necessary for the prevention, against the spread, and for the suppression of said disease or diseases, which rules and regulations, after the concurrence of the governor and executive council, shall be published and enforced, and in doing said things or any of them, he shall have power to call on any one or more peace officers whose duty it shall be to give him all assistance in their power.

Powers of.

Rules to be approved by executive council.

May call on peace officers.

SEC. 3. Any person who willfully hinders, obstructs or resists said veterinary surgeon or his assistants, or any peace officer acting under him or them when engaged in the duties or exercising the powers herein conferred, shall be guilty of a misdemeanor and punished accordingly.

Penalty for interfering with.

SEC. 4. Said veterinary surgeon shall on or before the 30th of June of each year, make a full and detailed report of all and singular his doings since his last report to the governor, including his compensation and expenses, and the report shall not exceed one hundred and fifty pages of printed matter.

Annual report.

SEC. 5. Whenever the majority of any board of supervisors, city council, trustees of an incorporated town or township trustees, whether in session or not, shall in writing notify the governor of the prevalence of, or probable danger from, any of said diseases; he shall notify the state veterinary surgeon who shall at once repair to the place designated in said notice and take such action as the exigencies may demand, and the governor may in case of emergency appoint a substitute or assistants with equal powers and compensation.

Persons who may demand his service.

SEC. 6. Whenever in the opinion of the state veterinary surgeon the public safety demands the destruction of any stock under the provisions of this act he shall unless the owner or owners consent to such destruction, notify the governor, who may appoint two competent veterinary surgeons as advisors, and no stock shall be destroyed except upon the written order of the state veterinary surgeon countersigned by them and approved by the governor and the owners of all stock destroyed under the provisions of this act except as hereinafter provided shall be entitled to receive a reasonable compensation therefor, but not more than its actual value in its condition when condemned, which shall be ascertained and fixed by the state veterinary surgeon and the nearest justice of the peace who if unable to agree shall jointly select another justice of the peace as umpire and their judgment shall be final when the value of the stock does not exceed one hundred dollars, but in all other cases either party shall have the right of appeal to the circuit court but such appeal shall not delay the destruction of the dis-

May order the destruction of stock.

Stock killed to be paid for.

Who shall determine its value.

Right of appeal.

Report in writing value of stock.	eased animals. The state veterinary surgeon, shall, as soon thereafter as may be, file his written report thereof with the governor, who shall, if found correct, endorse his finding thereon, whereupon the auditor of state shall issue his warrant therefor upon the treasurer of state who shall pay the same out of any moneys at his disposal under the provisions of this act; <i>provided</i> , that no compensation shall be allowed for any stock destroyed while in transit through or across this state, and that the word stock, as herein used, shall be held to include only neat cattle and horses.
How paid for.	
Proviso.	
May co-operate with government of the U. S.	SEC. 7. The governor of the state, with the state veterinary surgeon may co-operate with the government of the United States for the objects of this act and the governor is hereby authorized to receive and receipt for any moneys receivable by this state under the provisions of any act of congress which may at any time be in force upon this subject and to pay the same into the state treasury to be used according to the act of congress and the provisions of this act as nearly as may be.
\$10,000 appropriated.	SEC. 8. There is hereby appropriated out of any moneys not otherwise appropriated the sum of ten thousand dollars for use in 1884 and 1885, and three thousand dollars annually thereafter, or so much thereof as may be necessary for the uses and purposes herein set forth.
Compensation to others when called to act.	SEC. 9. Any person, except the veterinary surgeons, called upon under the provisions of this act shall be allowed and receive two dollars per day while actually employed.
Publication.	SEC. 10. This act being deemed of immediate importance shall be in force from and after its publication in the Iowa State Register and State Leader, newspapers published at Des Moines Iowa.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 19, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 190.

DEPOT GROUNDS.

S. F. 181.

AN ACT to Authorize Railway Corporations to Condemn Lands for Additional Depot Grounds. [Additional to Code, Ch. 5, Title X, of Railways.]

Be it enacted by the General Assembly of the State of Iowa:

Railway corporations may condemn lands for depot grounds.

SECTION 1. Any railway corporation owning or operating a completed railway in the state of Iowa, shall have power to condemn lands for necessary additional depot grounds in the

same manner as is provided by law for the condemnation of the right of way. *Provided*, that before any proceedings shall be instituted to condemn such additional grounds the railway company shall apply to the railway commissioners, who shall give notice to the land owner and examine into the matter and report by certificate to the clerk of the circuit court in the city in which the land is situated the amount and description of the additional lands necessary for the reasonable transaction of the business, present and prospective of such railway company. Whereupon said railway company shall have power to condemn the lands so certified by the commissioners.

Proviso:
Shall apply to
railway com-
missioners.

SEC. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa.

Publication.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 191.

STATE LIBRARY.

AN ACT Making an Appropriation for the State Library and Providing Assistants for the Librarian and for the Compensation of the Librarian and Assistants. [Amendatory of Section 1899 of the Code, and Sec. 1, Ch. 138, of Acts of the 19th G. A.] S. F. 204.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be and hereby is appropriated out of any money in the treasury not otherwise appropriated, the sum of six thousand dollars, to be expended by the board of trustees of the library in the purchase of miscellaneous books to improve the character and supply omissions in the miscellaneous divisions of the library; said amount to be drawn when and in such sums as said board of trustees may order and paid upon warrants issued by the auditor upon the treasurer.

\$6,000 appro-
priated for
library.

SEC. 2. That the librarian be and is hereby authorized to employ the following aid and assistance and employes in the library, and at the compensation specified:—

\$1,500 per an-
num for assist-
ants and mes-
senger.

One first assistant, at \$500. per annum.

One second assistant, at \$500. per annum.

One messenger, at \$300. per annum.

and that to meet and pay said salaries, also to provide for extra help and assistance in re-arranging the library when the upper galleries are completed, there is hereby appropriated out of any

How drawn. money not otherwise appropriated the further sum of \$1,500.00 per year for the next two years, to be drawn upon the order of the board of trustees of the library and paid upon warrants drawn by the auditor upon the treasurer.

Part of code, §1899 repealed. SEC. 3. That the provision in section 1899 of the code, allowing and appropriating \$500.00 per annum for an assistant to the librarian be and the same is hereby repealed.

Salary of librarian. SEC. 4. The salary of the state librarian shall be twelve hundred dollars per annum payable as salaries of other state officers, and there is hereby appropriated out of any money in the treasury not otherwise appropriated, the sum of twelve hundred dollars annually, for the payment of said salary.

Publication. SEC. 5. This act being deemed by the general assembly to be of immediate importance shall take effect from and after its publication in the Iowa State Leader and the Iowa State Register, newspapers published at Des Moines, Iowa.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 192.

POWERS AND DUTIES OF MAYORS.

H. F. 499. AN ACT in Relation to Powers and Duties of Mayors of Cities of First and Second Class. [Additional to Code, Ch. 10, Title IV.]

Be it enacted by the General Assembly of the State of Iowa:

In cities of 8,000 inhabitants mayor to sign ordinances, etc. SECTION 1. That the mayor of every city of the first and second class except of less than eight thousand inhabitants by the last census report in this state shall sign every ordinance or resolution passed by any city of the first or second class before such ordinance or resolution shall take effect or be in force.

In case of refusal to sign, shall call meeting within 14 days. SEC. 2. If the mayor of any city of the first and second class only as above excepted shall refuse to sign any ordinance or resolution after it has been passed by the council of such city he shall call a meeting of such city council within fourteen (14) days after the passage of such ordinance or resolution and shall return the ordinance or resolution to them with his reasons for refusing to sign the same.

Council may by two-thirds vote pass same. SEC. 3. Upon the return of the ordinance or resolution by the mayor to the city council they may pass the same upon a call of the yeas and nays by not less than two-thirds vote of all the members of said council over the mayor's veto and the

clerk or recorder of such city shall certify on said ordinance that the same was passed by a two-thirds vote of the council and sign it officially as clerk or city recorder.

SEC. 4. But if any ordinance fails to obtain at least a two-thirds majority of all the council elected of such city after being vetoed by the mayor then such ordinance or resolution shall be void and of no effect. Falling of two-thirds, lost.

SEC. 5. This act being deemed of immediate importance will take effect upon its publication in the State Register and Iowa State Leader newspapers being published in the city of Des Moines Iowa. Publication.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 193.

ENDOWMENT FUND OF THE AGRICULTURAL COLLEGE.

AN ACT to Provide for the Investment of the Endowment Fund of the Iowa State Agricultural College and Farm. [Amendatory of Code, Ch. 3, Title XII.] S. F. 84.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the board of trustees of the Iowa state agricultural college and farm, be, and they are hereby charged and intrusted with the management and investment of the endowment fund of said college, derived from the sale of the lands granted to the state of Iowa by an act of congress entitled, "An Act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and mechanic arts," approved July 2d, 1862. Such investment may be in the stocks of the United States, or of the states, or some other safe stocks yielding not less than five per centum of the par value of said stocks, as provided by act of congress granting said lands. Management and investment of endowment fund vested in trustees.

Before the purchase of any such stocks shall be made the proposed investment shall be submitted to and approved by the state executive council. Approved by executive council.

SEC. 2. Said board of trustees are also authorized to loan said fund upon approved real estate security in accordance with the following rules and regulations: Funds: how loaned.

FIRST. Each loan shall be for a term not exceeding ten years, at a rate of interest to be fixed by said board not exceeding ten per centum, and not less than six per cent per annum, payable annually. First.

- Second.** SECOND. Each loan shall be secured by a mortgage paramount to all other liens upon improved farm lands in the state of Iowa, and shall not exceed forty per cent of the cash value of the mortgaged premises, exclusive of buildings.
- Third.** THIRD. Principal and interest shall be payable to the order of said board at the office of the state treasurer at Des Moines, Iowa, and the notes and mortgages shall provide for the payment, by the borrower, of all expenses, attorneys' fees and costs, which shall be incurred in collecting the principal and interest of such loans, or any part thereof, by reason of the default of such borrower.
- Fourth.** FOURTH. A register containing a complete abstract of such loan, and showing its actual condition shall be kept by the secretary of said board, and shall be at all times open to inspection. The attorney general, under the direction of the executive council, shall prepare all blanks, forms and instructions necessary to carry into effect the provisions of this section, and to keep the funds loaned as herein provided secure and unimpaired.
- Trustees authorized to appoint a financial agent.** SEC. 3. That for the purpose of carrying into effect the provisions of this act, the said trustees are authorized to appoint a financial agent, to receive applications and negotiate loans in accordance with the conditions herein contained. The trustees shall require any agent appointed, under this act, before entering upon the discharge of his duties, to give bond with approved sureties in a penal sum to be determined by said board of trustees, which shall be at least double the amount of funds liable to come into his hands at any time, and shall be for the use and benefit of said Iowa state agricultural college and farm, and actions for breach of the conditions hereof may be brought in the name of said board of trustees. The appointment of such agent, and the bond given by him, shall be subject to approval by the state executive council. Such agent shall hold his office during the pleasure of the board of trustees.
- To give bond.**
- Approval by executive council.**
- Duty of the secretary.** SEC. 4. The secretary of the board of trustees shall semi-annually report to the executive council, and to the board of trustees at every meeting, all loans made under this act, giving a description of the security taken and the value thereof, the name of the borrower, length of time, and amount of loan and rate of interest.
- Foreclosure of mortgages.** SEC. 5. Foreclosure of mortgages taken under this act may be made in the name of the board of trustees of the Iowa state agricultural college and farm, and in case of sale on execution under such foreclosure the mortgaged premises may be bid off in the name of the state of Iowa, and if deed therefor be made, said premises shall be held by the state in trust for the benefit of said agricultural college. Such land shall be subject to lease or sale the same as other land belonging to the college.
- Compensation of agent.** SEC. 6. The agent provided for by section three of this act shall receive compensation to be fixed by said board of trustees

at a rate not exceeding the sum of two thousand dollars per annum, and all necessary expenses while necessarily away from his office, in the discharge of his official duties, to be paid as other officers, out of the treasury of the state.

SEC. 7. Moneys collected from delinquents shall be paid at once into the state treasury. The principal of the fund shall be kept by the treasurer of state and shall be drawn out for the purpose of investment as hereinbefore provided upon the order of the board of trustees subject to such restrictions as may be imposed by the attorney general and the state executive council.

Money to be paid into state treasury and principal kept by treasurer of state.

How drawn out.

The treasurer of state shall make monthly reports to the secretary of the board of trustees showing all payments of principal and interest and shall remit to the treasurer of the college all interest then in his hands, as shown by such reports.

Monthly report of treasurer.

SEC. 8. All acts and parts of acts conflicting with the provisions of this act are hereby repealed.

Repealing clause.

SEC. 9. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.

Publication.

Approved, April 14, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 18, 1884.

J. A. T. HULL, *Secretary of State.*

CHAPTER 194.

TAXES.

AN ACT to Repeal Sections 857, 865, and 866 of the Code, and Enact Substitutes Therefor Providing for Semi-annual Collection of Taxes; Also to Amend Sections 871, 873, 883 and 914 of the Code, and Section 1, of Chapter 79 of the Acts of the Sixteenth General Assembly.

S. F. 13.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That sections 857, 865 and 866 of the code be repealed, and the following enacted in lieu thereof, to-wit:

Code, sections 857, 865 and 866 repealed.

SEC. 857. No demand of taxes shall be necessary, but it shall be the duty of every person subject to taxation to attend at the office of the treasurer, unless otherwise provided, at some time between the first Monday in January and the first day of March following, and pay his taxes in full; or, he may pay the one-half thereof before the first day of March succeeding the levy and the remaining half thereof before the first

Taxes; when due.

Proviso. First install- ment.	Second install- ment.	Proviso.	Apportioned.	Collection by distress and sale.	Delinquent taxes; a lien drawing inter- est.	Personal prop- erty, tax on how collected.	Penalty on delinquent taxes.	Proviso.	Proviso.
<p>day of September following; <i>provided</i>, that in all cases where the half of any taxes has not been paid before the first day of April succeeding the levy thereof, the whole amount of taxes charged against such entry shall become delinquent from the first day of March following such levy; and in case the second installment of any taxes be not paid before the first day of October succeeding its maturity, penalty shall be computed on such installment from the first day of September designating the maturity of such installment; <i>provided also</i>, that in all cases where taxes are paid by installment as herein provided, each of such payments, except road taxes, shall be apportioned among the several funds for which taxes have been assessed, in their proper proportions. And if any one neglect to pay his taxes at or before maturity, as herein provided, the treasurer may make the same by distress and sale of his personal property not exempt from taxation, and the tax-list alone shall be sufficient warrant therefor.</p> <p>SEC. 865. All taxes due and unpaid on the first day of March or the first day of September, shall become delinquent and draw interest as hereinafter provided; and taxes upon real property are hereby made a perpetual lien thereon against all persons except the United States and this state; and taxes due from any person upon personal property shall be a lien upon any real property owned by such person, or to which he may acquire a title; and the treasurer is authorized and directed to collect the delinquent taxes by the sale of any property upon which the taxes are levied, or any other personal or real property belonging to the person to whom the taxes are assessed.</p> <p>SEC. 866. The treasurer shall continue to receive taxes after they become delinquent until collected by distress and sale; and if the one-half of the taxes charged against any entry on the tax-book in the hands of a county treasurer, be not paid before the first day of April after the same has been charged; or if the remaining half of such taxes, has not been paid before the first day of October after its maturity, he shall collect in addition to the tax of each tax-payer so delinquent, as penalty for non-payment, interest, on such delinquent taxes, at the rate of one per cent per month thereafter until paid; <i>provided</i>, that in all cases where the half of any taxes has not been paid before the first day of April after the same has been charged on the tax-books, penalty as above, shall be collected on the whole amount of taxes charged against such entry from the first of March succeeding the levy; and <i>provided also</i>, that the penalty prescribed by this section</p>									

shall not apply upon taxes levied by any court to pay judgment on city or county indebtedness, but upon such taxes no other penalty than the interest, which such judgment draws, shall be collected; and *provided further*, nothing in this chapter shall be construed to alter the present rules governing the collection of road taxes, save that all such tax collected by the county treasurer shall be included in the first installment, and *provided further*, that the penalties provided by this section shall not apply to or be collected upon any taxes levied in aid of the construction of any railroad in this state.

Proviso.

SEC. 2. That section 871 of the code be amended by striking out the word "October" where it occurs in the first line of said section and in lieu thereof inserting the word "December." Code, sec. 871 amended.

SEC. 3. That section 873 of the code be amended by striking out the word "September" wherever it occurs in said section and inserting in lieu thereof, the word "November." Code, sec. 873 amended.

SEC. 4. That section 883 of the code be amended by striking out the word October, where it occurs in the tenth line of said section and inserting in lieu thereof the word "December." Code, sec. 883 amended.

SEC. 5. That section 914 of the code be amended by striking out the word "March" where it occurs in the seventh and eighth lines thereof and inserting the word "April;" also, that said section be further amended by striking out the word "November" where it occurs in the ninth line of said section and inserting in lieu thereof the word "December," also by striking out the words "first day of November" where they occur in the tenth line of said section and in lieu thereof inserting the words "tenth day of December."

SEC. 6. That section 1 of chapter 79 of the acts of the sixteenth general assembly, be amended by striking out the word "October" where it occurs in the second line of said section and inserting in lieu thereof the word "December." Acts 16th G. A., sec. 1, ch. 79, amended.

SEC. 7. All acts and parts of acts, so far as inconsistent with this act, are hereby repealed. Repealing clause.

SEC. 8. This act shall take effect and be in force on and after the second Monday in November, A. D. 1884. Time of taking effect.

Approved, April 14, 1884.

CHAPTER 195.

BODIES OF DECEASED PERSONS.

S. F. 242.

AN ACT to Repeal Section 4018, Chapter 9, Title 24, of the Code, and to Enact a Substitute therefor.

Be it enacted by the General Assembly of the State of Iowa:

Code, § 4018 amended.

SECTION 1. That section 4018, chapter 9, title 24 of the code be and the same is hereby repealed and the following enacted as a substitute therefor:

What bodies of deceased persons may be delivered to medical schools or physicians.

Section 4018. Any coroner or undertaker or the superintendent or managing officer of any public asylum, hospital, poor house or penitentiary shall deliver to any medical college or school or any physician in this state for the purpose of medical and surgical study, the body or remains of any deceased person except when such body has been interred, but no such body shall be so delivered without the consent of the relatives or friends of such deceased person if any such are known, nor when such deceased person expressed a desire during his last sickness that his body should be interred. If the body of any person is so delivered and the same shall be subsequently claimed by any relative or friend of such deceased person, such body shall be given up to such relative or friend. Any person who delivers or receives any body or remains having knowledge that any of the foregoing provisions have been violated shall upon conviction thereof be punished as provided in the foregoing section.

Penalty.

Approved, April 14, 1884.

CHAPTER 196.

SOLDIERS' HOME.

H. F. 542.

AN ACT Making Appropriation to Aid in Building and Establishing an Additional Soldiers' Home in the State of Iowa.

Preamble. Appropriation by congress.

WHEREAS, A bill appropriating two hundred and fifty thousand dollars for the purchase of suitable grounds, and erecting thereon a soldiers' home in the West, is now pending in the united states congress, and is likely to become a law, and

WHEREAS, It would be of great benefit to the state to have such home located in the state of Iowa, therefore,

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated out of the funds in the treasury of the state not otherwise appropriated, the sum of fifty thousand (\$50,000) dollars or so much thereof as may be necessary to be expended in locating and in building said home, *provided* said soldiers' home shall be located in the state of Iowa, by the general government, and provided further that said amount, so appropriated, shall not be paid in greater sums than ten thousand (\$10,000) dollars in any one year. That the money provided by this act shall be under the supervision of the executive council, and the governor shall, by and with the advice and consent of the executive council, pay out said money in accordance with the provisions of this act.

\$50,000 appropriated for the home.

Proviso: that it be located in Iowa.

How paid.

Approved, April 14, 1884.

CHAPTER 197.

PUBLICATION OF PROCEEDING OF BOARDS OF SUPERVISORS.

AN ACT Repealing Section 304, and Amending Section 307, of Chapter 2, Title IV, of Code, on Publishing Proceedings of County Boards of Supervisors. H. F. 76.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 304, chapter 2, title iv of code be and the same is hereby repealed. Code, § 304 repealed.

SEC. 2. That section 307, chapter and title aforesaid shall be amended so as to read as follows: the board of supervisors shall at its January session of each year, select two newspapers published within the county or one if there be but one published therein having the largest number of bona fide yearly subscribers within the county, which circulation shall be determined as follows; in case of contest the applicants shall each deposit with the county auditor on or before a day named by the board of supervisors, a certified statement subscribed and sworn to before some competent officer, giving the names of the several post-offices and the number and the names of the bona fide yearly subscribers, receiving their papers through each of said offices living within the county, such statements to be in sealed envelopes and opened by the county auditor upon direction by the board of supervisors to do so and the two applicants thus showing the greatest number of bona fide yearly subscribers living within the county shall be the county official

Code, § 307 amended.

Newspapers selected to publish proceedings.

What published.

papers in which all the proceedings of the county board of supervisors, the schedule of bills allowed and the reports of the county treasurer including a schedule of the receipts and expenditure shall be published at the expense of the county during the ensuing year, and the cost of such publication shall not exceed one-third the rate allowed by law for legal advertisements and

Proviso :
counties of
10,000 inhabi-
tants shall
publish also in
papers printed
in foreign
languages.

Provided, that in counties having ten thousand inhabitants or more, a newspaper printed in each foreign language if published within the county may also be selected in which such proceedings shall be published under the same limitation as to compensation and the county auditor shall furnish all such papers selected a copy of such proceedings for that purpose and furthermore

Proviso :
two county
seats.

Provided that in counties having two county seats each district shall be regarded as a county for that purpose. In case charges of fraud are made by an aggrieved publisher the board shall seek other evidence of circulation and the aggrieved publisher shall have the right of appeal to the circuit court for redress of grievance.

Right of
appeal.

Said appeal shall be taken as in ordinary actions and in case of appeal, neither publisher to the contest shall receive pay for publishing such proceedings until the case is disposed of in the circuit court.

How taken.

Approved, April 14, 1884.

CHAPTER 198.

PROVIDING FOR TERMS OF CIRCUIT COURT AT AVOCA.

H. F. 59.

AN ACT Providing for Holding Terms of the Circuit Court at Avoca in the County of Pottawattamie in the Thirteenth Judicial District of the State of Iowa, and Defining the Territorial Jurisdiction of said Court and Restricting that of the Corresponding Court to be held at Council Bluffs in said County of Pottawattamie. [Additional to Code, Title III, Ch. 5.]

Be it enacted by the General Assembly of the State of Iowa:

Circuit court
to be held at
Avoca after
January 1, 1885.

SECTION 1. That from and after the first day of January A. D. 1885 there shall be held at the town of Avoca in the county of Pottawattamie the same number of terms of the circuit court as now is or hereafter may be provided by law to be held in each of the respective county seats of the state, *provided* that the authorities of the said town of Avoca shall provide and maintain free of charge the necessary rooms for holding court at said town.

Judges to sit
times.

SEC. 2. It shall be the duty of the judges of the district

and circuit courts of the judicial district including said county of Pottawattamie to fix the times for holding said terms of said court at Avoca aforesaid for the year 1885 and thereafter, the times for holding the said terms of said court at the town of Avoca shall be fixed as now is or may hereafter be provided by law for fixing the times of holding the term of said court at the respective county seats of the state of Iowa.

SEC. 3. That from and after the first day of January A. D. 1885 the said circuit court to be held at Avoca shall have original and exclusive jurisdiction as now provided by section one hundred and sixty-two of the code of Iowa of 1873 or as may be hereafter provided by law regulating the jurisdiction of said court of all civil causes including appeals and writs of error from inferior courts and other tribunals and guardianship and probate matters arising in the territory in said Pottawattamie county east of the west line of range forty. Jurisdiction.

SEC. 4. Jurors to serve in the court at Avoca shall be drawn from the inhabitants living in the territory in said county east of the west line of range forty as provided by chapter ten, title three of the code of Iowa of 1873 or may be hereafter provided by law, and jurors to serve in the circuit court held at Council Bluffs shall be drawn from the inhabitants living in the territory in said county west of the west line of range forty in the same manner. Jurors.

SEC. 5. It shall be the duty of the clerk of the courts of Pottawattamie county to keep an office at Avoca and perform all the duties of clerk of the circuit court at Avoca, either by himself or deputy one of whom shall reside at Avoca. And upon the rendition of any judgment by the court held at Avoca it shall be the duty of the clerk of said court to file a transcript thereof in the office of the clerk of the circuit court in Council Bluffs, but no execution shall issue for the collection or enforcement of any such judgment, except from the office at Avoca. Clerk to keep an office at Avoca.

SEC. 6. It shall be the duty of the sheriff of Pottawattamie county to keep an office at Avoca and perform all the duties of sheriff of the circuit court at Avoca either by himself or deputy one of whom shall reside at Avoca and that the mileage to be charged for the serving of any processes or papers returnable to the terms of the court established by this act shall be computed from the place of holding such court. Duty of sheriff.

SEC. 7. No suit or other process or proceeding returnable at or pending or commenced prior to the first day of January A. D. 1885, in the circuit court at Council Bluffs shall be in any manner affected by this act. Suits, prior to 1885, not affected.

SEC. 8. All laws now or hereafter in force regulating or in any manner affecting or changing the courts of record of this state shall be construed to apply to the court established by this act, so far as the same may be applicable. All laws applicable.

SEC. 9. All acts or parts of acts inconsistent herewith are hereby repealed. Repealing clause.

Approved, April 14, 1884.

CHAPTER 199.

FOR PURCHASE OF LAND FOR THE STATE AGRICULTURAL SOCIETY.

S. F. 271.

AN ACT Providing for the Purchase of Land for the Use of the Iowa State Agricultural Society.

Be it enacted by the General Assembly of the State of Iowa:

\$50,000 appropriated to purchase ground on which to hold the state fair.

SECTION 1. That for the purpose of enabling the state to purchase a tract of land of not less than two hundred, and not more than four hundred acres upon which the Iowa state agricultural society may hold its fairs, and for such other uses and purposes as said society may have occasion and see proper to make of the same in the interest of such society, and necessary to the development of agricultural, horticultural, stock-raising and mechanical interests of the state, there is hereby appropriated out of any moneys in the treasury, not otherwise appropriated the sum of \$50,000, or as much thereof as shall be needed to purchase said grounds; *provided*, that not more than one-half of the purchase money shall be drawn from the treasury in the year 1884, and that no part of the remainder thereof shall be drawn from the treasury prior to the month of June 1885, and that no part of said appropriation shall be paid as aforesaid until an amount not less than this appropriation be donated in cash or property by the city or locality where said Iowa state agricultural society shall locate its fairs.

Proviso: when drawn.

No part of appropriation available until an equal amount is donated by the locality.

Attorney-general to examine title.

Iowa state agricultural society to select the land. Title to vest in state.

No liens to be created without consent of state.

Proviso: may lease said ground.

That the Iowa state agricultural society shall upon the purchase of any land under the provisions of this act, notify the attorney-general of the state, who shall examine the title to said lands, and when the same is approved by him shall make, or cause to be made a complete abstract of the title thereof and file the same with the governor of the state.

SEC. 2. The land purchased under the provisions of this act shall be selected by the Iowa state agricultural society and shall be conveyed to, and held by, the state of Iowa. The conveyance shall be made to the state before the money hereby appropriated is drawn from the treasury. The Iowa state agricultural society shall have the use of said land as hereinbefore provided. No lien nor incumbrance whatever shall be created upon the premises to be purchased as aforesaid without the consent of the state; *provided*, that nothing herein contained shall be construed to prohibit the leasing of any portion of said grounds by said society for stalls, stands, restaurants, or boarding house sites, or for any business or purpose, which by said society may be considered proper to conduct in connection with said fairs, not otherwise prohibited by law.

Sec. 3. That the money herein appropriated shall be paid on the warrant of the auditor of state by the treasurer of the state on the orders of the Iowa state agricultural society signed by the president and secretary thereof and at such times and in such sums, only, as it may be made to appear to the executive council of the state, or to a majority thereof, that the same is required in payment for land so purchased for the purposes and in the manner contemplated by this act.

Appropriation, how paid.

Sec. 4. In the event that said society should abandon the using of the premises herein provided for and cease to use the same for purposes hereinbefore enumerated, then and in that case, it shall be lawful for the state to take possession of said premises and make such disposition of the same as the general assembly shall deem proper.

In case of abandonment.

Approved, April 14, 1884.

CHAPTER 200.

IMPROVEMENT OF HIGHWAYS.

AN ACT to Promote the Improvement of Highways. [Additional to Code, Title VII, Ch. 2; and Superseding Sec. 986.] H. F. 543.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That the board of supervisors of each county may at the time of levying taxes for other purposes, levy a tax of not more than one mill on the dollar of the assessed value of the taxable property in their county, which tax shall be collected at the same time and in the same manner as other taxes are collected and shall be known as the county road fund, and shall be paid out only on the order of the board of supervisors for work done on the highways of the county, in such places as the board shall determine, and the county treasurer shall receive the same compensation for collecting this tax as he does for collecting corporation taxes; *provided*, that the amount levied by the board of township trustees under section 969 of the code together with the amount thus levied shall not be in excess of five (5) mills.

One-mill tax authorized in each county.

Paid out for work on highways.

Proviso: total tax not to exceed 5 mills.

Sec. 2. The board of supervisors shall, at their regular meeting in April of each year, determine from the auditor's and treasurer's books, the amount of money collected and credited to said road tax fund. They shall, also, determine the manner in which said tax shall be expended, whether by contract or otherwise.

Sec. 3. That section 986 be and the same is hereby repealed, and following enacted in lieu thereof:

Code, § 986 repealed.

Compensation of road supervisor.

How paid.

Receive a certificate: when.

Township trustees may consolidate road districts.

Proviso.

Tax may be ordered paid in money.

When organized into one highway district.

Work may be by contract.

Proviso.

Expenditure of tax.

Noxious weeds to be cut twice a year.

SEC. 986. The supervisor shall be allowed the sum of two dollars per day for each day's labor, including the time necessarily spent in notifying the hands and making out his return, which sum shall be paid out of the highway fund, after deducting his two days' work. When there is no money in the hands of the clerk with which to pay the said supervisor, he shall be entitled to receive a certificate for the amount of labor performed, which certificate shall be received in payment of his own highway tax for any succeeding year.

SEC. 4. The board of township trustees, may, at their regular meeting in April, 1884, or at any regular April meeting thereafter, on petition of a majority of the voters of said township consolidate the several road district[s] in the township into one highway district; *provided*, however, that nothing herein contained shall be construed to prevent the trustees from again subdividing the township into subdistricts and returning to the present plan of road work, at any regular April meeting, after two years trial of the plan provided by this act.

SEC. 5. The trustees may order the township highway tax for the succeeding year paid in money and have the same collected by the county treasurer the same as other taxes.

SEC. 6. In all cases where the township shall have organized into one highway district, as contemplated in section 4 of this act, the board of township trustees shall order and direct the expenditure of all the highway funds and labor belonging or owing to the township; and to this end the trustees may let by contract to the lowest responsible bidder (should they deem him competent to the proper performance of such work) any part, or all of the work on the highways for that year, in the township, or they may appoint a township superintendent of highways, with one or more assistants, should they deem it best so to do, to superintend all or any part of such work, subject always to the direction of the township trustees; *provided only*, the said trustees shall not incur any indebtedness for such purposes, unless the same has been, or shall at the time be, provided for by an authorized levy.

SEC. 7. The trustees shall cause both the property and poll road tax belonging to the township, to be equitably and judiciously expended for highway purposes in the township highway district, and shall cause the highways to be kept in as good condition as the means at their command will admit of.

SEC. 8. The trustees shall cause the noxious weeds growing on the highways in their township, to be cut twice a year, if deemed necessary to exterminate the same, and have them cut at such times as to prevent their growing to seed; and for this purpose, the trustees may allow any land owner a reasonable compensation for destroying such weeds on the highways abutting his lands and have him credited for the same on his road tax for that year.

SEC. 9. The trustees shall fix the term of office and per diem of the superintendent of highways and his assistants, should such be employed; *provided*, the superintendent shall not be hired for more than one year at a time and his per diem shall not exceed three dollars; and that the contract shall be conditioned so that the trustees may dispense with his services at any time, when in their judgment it shall be for the best interests of the township so to do.

Trustees to fix term of office and per diem of superintendent. Proviso.

SEC. 10. The trustees shall cause at least seventy-five per cent of the township highway tax to be properly expended for highway purposes by the fifteenth day of July each year.

75 per cent of tax to be expended.

SEC. 11. In all cases where the one highway district plan shall be adopted, the highway funds belonging to the several road districts in the township, prior to the change, shall be placed to the credit of the general township highway fund, and all claims for work done or material furnished for road purposes, and unsettled for prior to the change, shall be paid out of such funds.

Funds of the several districts to be placed to credit of general township.

SEC. 12. The trustees shall require the township clerk, contractor, and superintendent, contemplated in this act, each to qualify, as other township officers, and to execute a bond with approved sureties, for twice the amount of money likely to come into their hands, respectively, by reason of this act.

Township clerk, contractor and superintendent, to qualify and give bond.

SEC. 13. The trustees shall receive the same compensation per day for time necessarily spent in looking after the highways, as they do for other township business; the county treasurer shall receive the per cent for collecting the highway taxes contemplated in this act, that he does for collecting corporation taxes; and the township clerk shall receive two per cent of all the money coming into his hands by reason of this act, and by him paid out for road purposes.

Compensation of trustees, of county treasurer, of township clerk.

SEC. 14. Nine hours' faithful service for a man, or man and team, shall be required for a day's work on the road; *provided*, that except on extraordinary occasions no person shall be required to go more than three miles from his place of residence to work on the roads; and for the purposes of this act, the residence of a man with a family shall be construed to be where his family reside[s], and for a single man it shall be at the place where he is at work.

Nine hours constitute a day's work. Proviso.

SEC. 15. The powers, duties, and accountability imposed on highway supervisors, so far as consistent with this act, shall apply with equal force to contractors, superintendents and assistants contemplated in this act.

Law as to highway supervisors shall apply to contractors.

SEC. 16. In all cases where the one highway district for the township shall have been adopted, it shall be competent for the township trustees to designate when the same shall take effect as to the working of the roads.

Trustees to designate when township system takes effect.

SEC. 17. Sections four (4) to fifteen (15) inclusive, of this act shall apply and be in force only in such townships as adopt the one highway district plan provided for in this act.

Secs. 4 to 15 hereof apply when.

Repealing
clause.

SEC. 18. All acts and parts of acts so far as inconsistent with this act are hereby repealed.
Approved, April 14, 1884.

CHAPTER 201.

ADDITIONAL HOSPITAL FOR THE INSANE.

H. F. 492.

AN ACT to Make Farther Provision for the Care of Insane Persons.
[Additional to Code, Title XI, Ch. 2]

Be it enacted by the General Assembly of the State of Iowa:

An additional
hospital for
the insane
provided for.

SECTION 1. That there shall be erected and permanently established at the place to be selected as hereinafter provided, an additional hospital for the support, care and treatment of the insane of the state.

Governor to
appoint com-
missioners to
locate and
build same.

SEC. 2. That the governor of the state shall as speedily after the taking effect of this act as practicable appoint, by and with consent of the executive council, three suitable persons, residents of the state of Iowa, who shall constitute a board of commissioners for the purpose of selecting the location and site, adopting plans and erecting an additional hospital for the insane of the state provided for in this act. The persons so appointed shall be subject to removal by the governor, and in case of a vacancy, by death, resignation or otherwise, the governor shall fill such vacancy by appointment.

Removal.

Located in
southwestern
Iowa.

SEC. 3. The board of commissioners provided for in section two (2) hereof shall as speedily after their appointment as practicable, determine the location of, and purchase the site for such additional hospital for the insane which location shall be in the southwestern portion of the state and shall be selected with reference to its healthfulness and accessibility. The site for such hospital shall consist of not less than three hundred and twenty acres of land and shall be [so] selected as to secure an abundant supply of good water and an opportunity for proper and efficient drainage, and no gratuity or donation shall be received as an inducement to such location.

No. of acres,
water and
drainage.

Deeds to be to
the state.

SEC. 4. That the deeds for the conveyance of such site shall be executed to the state of Iowa, convey an absolute title in fee simple and be accompanied by an abstract of the title to the land therein described, showing perfect title in the grantor or grantors at the time of the execution of such deed or deeds

and when so executed and delivered shall be deposited with the auditor of state and the state treasurer shall then pay on the warrant of the auditor to the grantor or grantors such sum of money as the said board of commissioners shall certify they have agreed to pay for said land.

Deposited with state auditor.
How paid for.

Sec. 5. That said board of commissioners shall, as soon as practicable, procure and adopt plans, specifications and estimates for buildings to be erected as such hospital, and shall adopt the plan known as the cottage plan, and all buildings so erected shall be substantially fire proof. The exterior of the buildings shall be plain and of brick.

Plans and estimates for building.

Sec. 6. That as soon as the plans for such building or buildings are settled and adopted and the drawings and specifications therefor have been completed and procured, said board of commissioners shall invite bids or proposals for the material, labor and construction of said buildings by advertisement to be published for thirty days in four daily papers published in the state, one of which shall be published in the city of Des Moines; and the said board of commissioners shall have power to prescribe such rules and forms for the making and securing of bids or proposals as they shall deem best; but no contract involving the expenditure of more than the sum [of] ten thousand dollars (\$10,000) shall be made by said board of commissioners without first inviting such bids; and all contracts shall be let to the lowest bidder complying with the rules and forms prescribed by said board of commissioners.

Material.

When bids are to be received.

Board to make rules for bidders.

Contracts let to lowest bidder.

Sec. 7. That the said board of commissioners shall employ a competent architect and superintendent of construction who may, in the discretion of said board, be the same person, and who shall receive such compensation as the said board shall by agreement determine.

Architect and superintendent.

Sec. 8. The accounts of expenditures in the construction of the buildings shall be certified to by the superintendent and audited and approved by the board of commissioners, and then paid by warrants of the state auditor, drawn in favor of the party to whom payment is due in the usual manner, and the board is authorized to advance and pay on contracts, before the same are completely performed, not exceeding seventy-five per cent on estimates of material delivered or labor performed.

Expenditure, how paid.

Sec. 9. Before entering upon his duties each commissioner shall take and sign an oath and execute a bond in the penal sum of ten thousand dollars for the use of the state of Iowa, to be approved by the executive council and filed in the office of the secretary of state conditioned for the faithful performance of his duties and the honest and faithful disbursement of and accounting for all moneys which may come into his hands under the provisions of this act.

Commissioners to give bonds in sum of \$10,000.

Sec. 10. The commissioners shall each receive the sum of five dollars per day for the time actually employed in the dis-

Compensation of commissioners.

charge of their duties, and their actual traveling expenses; and for time and expense they shall render bill under oath.

Secretary.

SEC. 11. That the said board of commissioners shall appoint a secretary from their number who shall keep a record of all the proceedings of said board, and an account of all expenditures.

\$150,000 appropriated.

SEC. 12. That there be and there is hereby appropriated out of any moneys in the treasury, not otherwise appropriated, for the purposes of this act, the sum of one hundred and fifty thousand dollars, *provided* that not more than one-half of the amount shall be expended in the year 1884.

Proviso.

When completed, governor to be notified etc.

SEC. 13. When said buildings or any of them shall be completed and ready for use, the commissioners shall notify the governor of the state thereof, and he shall at once take steps to organize the same by the appointment of a board of five trustees, who shall hold their office until the next session of the legislature, and whose qualification and duties shall be the same as now provided by law for the trustees of the other insane hospitals in the state of Iowa, and the laws of the state governing the other hospitals; and the admission of patients thereto, so far as applicable, shall apply to and govern the hospital herein provided for.

Laws now in force, applicable.

Publication.]

SEC. 14. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, April 21, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader* April 23, 1884.

CHAPTER 202.

APPROPRIATION FOR FARMERS' PROTECTIVE ASSOCIATION.

AN ACT to Appropriate Funds to Aid the Farmers' Protective Association of Iowa in Litigation Relating to Patents on Barbed Wire. S. F. 299.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be, and is hereby appropriated, out of any funds, not otherwise appropriated the sum of five thousand (\$5,000) dollars, or so much thereof, as may be needed, to aid the Farmers' Protective Association of Iowa, in defending in actions now pending, or which may hereafter be brought in the state of Iowa on account of alleged infringements of patents on barbed wire, and for the purpose of testing the validity of said patents. \$5,000 appropriated to aid in defending actions for infringement of patents.

SEC. 2. That whenever the executive committee of said association shall certify in writing to the auditor of state, that they are in need of funds for the purposes herein set forth, and shall enter into good and sufficient bond for the faithful disbursement of and accounting for said funds, then the said auditor shall issue his warrant upon the state treasurer for the amount asked for, which amount shall not in the aggregate, exceed the amount hereby appropriated, and the state treasurer shall pay such warrant upon presentation. How drawn.

Approved, April 26, 1884.

CHAPTER 203.

LEGALIZING CONVEYANCES.

H. F. 276. AN ACT Legalizing Conveyances.

Be it enacted by the General Assembly of the State of Iowa:

Acknowledgments legalized: when.

SECTION 1. That all deeds and conveyances of lands lying and being within this state heretofore executed and which said deeds have been acknowledged or proved according to and in compliance with the laws and usages of the state, territory or country in which said deeds or conveyances were acknowledged and proved are hereby declared effectual and valid in law to all intents and purposes as though the same acknowledgements had been taken or proof of execution made within this state and in pursuance of the acts and laws thereof and such deeds so acknowledged or proved as aforesaid shall be admitted to be legally recorded in the respective counties in which such lands may be anything in the acts and laws of this state to the contrary notwithstanding and all deeds and conveyances of lands situated within this state which have been acknowledged or proved in any other state, territory or country according to and in compliance with the laws and usages of such state, territory, or country and which deeds and conveyances have been recorded within this state be and the same are hereby confirmed and declared effectual and valid in law to all intents and purposes as though the said deeds or conveyances so acknowledged or proved and recorded had prior to being recorded been acknowledged or proved within this state.

Admitted to record.

Applies to deeds, mortgages and conveyances.

SEC. 2. This act shall apply to all deeds, mortgages and conveyances made, filed, recorded and proved as contemplated in section one (1) of this act prior to the first day of January 1884.

Approved, April 26, 1884.

JOINT RESOLUTIONS

PASSED BY THE TWENTIETH GENERAL ASSEMBLY.

NUMBER 1.

MEMORIAL AND JOINT RESOLUTION of the General Assembly of the State of Iowa to the Senate and House of Representatives of the United States in Congress Assembled in Regard to an Investigation of the Matters Pertaining to the Fox Indians of Iowa.

To the Hon. the Senate and House of Representatives of the United States of America:

The General Assembly of the State of Iowa, beg leave to state. That prior to the year A. D. 1804, the Sac and Fox tribe of Indians of the Mississippi were the owners in common of large tracts of land including great portions of what is now known as the state of Iowa.

That by virtue of certain treaties made by them with the United States in said year, and in years subsequent thereto, they ceded said lands, to the United States, and the moneys arising from the sale thereof were invested by the general government for the use and benefit of said Sac and Fox Indians, and that the fund so invested amounts annually to the sum of fifty-four thousand (54,000) dollars, as will more fully appear, from the Report of the Hon. the Indian Commissioner, for the year A. D. 1881.

That by virtue of certain treaties, made by and between Sac and Fox Indians, and the United States, the said Indians were removed, located and settled in the state of Kansas, and afterward removed and settled in the Indian Territory, but before their removal to the last named place, and as early as the year A. D. 1855 a majority of the Fox tribe, not being satisfied with the country, and their relations with the Sacs not being as pleasant as desirable, returned to Tama county Iowa, where they have since resided and with their own money have purchased large tracts of valuable lands, which are held in trust for them, by the governor of the state of Iowa.

That by an apportionment made by Congress in the year A. D. 1860, the annuities due and coming to the Sac and Fox tribe of Indians, it was ordered that the Indians in Iowa should receive the sum of eleven thousand one hundred seventy-four and 66-100 (11,174 66-100) dollars, and the balance of said fifty-four thousand (54,000) dollars, was paid to the Indians in the Indian Territory.

That there are now in Iowa three hundred and sixty (360) Indians all of the Fox tribe, and of the same tribe there are twenty (20) in the Indian Territory.

There are of the Sac tribe of Indians only four hundred and twenty (420) all in the Indian Territory.

That the Fox tribe of Indians in Iowa understand and believe, that said apportionment was made under a misapprehension of the facts, and under a belief that most of said joint tribes of Indians were in the Indian Territory.

That the said Fox tribe of Indians have asked the Indian Commissioner to adjust the matter equitably, and pay them the amount justly due them, as their proportion of said fund, but he informs them that under existing laws, he is powerless and can do nothing while the law of 1860 is in force.

WHEREFORE, The general assembly of the state of Iowa, hereby respectfully ask congress, to pass such laws, in relation thereto as shall give to each tribe such portion of said annuities, as shall be equitable and just and we especially ask that the members thereof from this state may use their influence for the accomplishment of the same.

Resolved, That the secretary of state is directed to forward a copy of this memorial and joint resolution to the president of the United States senate, and the speaker of the house of representatives with the request that they be laid before both houses composing the congress.

Approved, February 16, 1884.

NUMBER 2.

IN RELATION TO DEATH OF GENERAL JAMES I. GILBERT.

Resolved by the General Assembly of the State of Iowa:

That we hereby express our sense of a public loss in the death of General James I. Gilbert, who was one of Iowa's most gallant soldiers, and for many years was one of her honored citizens.

That we place on public record a tribute to his generous and high-minded nature, his moral worth, his lofty sentiments of patriotism, and his brave leadership upon the battle fields of the country, for the preservation of the unity and integrity of our government.

That this resolution be spread upon the journals of the two houses, and that an engrossed copy thereof be forwarded to the bereaved family of the deceased, as a token of our sympathy and condolence in their irreparable loss.

Approved, February 21, 1884.

NUMBER 3.

RELATIVE TO THE HENNEPIN CANAL.

MEMORIAL AND JOINT RESOLUTION, Relative to the Construction of a Canal from the Mississippi River to the Illinois River at Hennepin, in the State of Illinois.

WHEREAS, The question of cheap transportation by an uninterrupted water-route between the Mississippi river and the Atlantic seaboard, by way of the great lakes, has long been one of all-absorbing interest to the people of the food-producing states of the Northwest; and,

WHEREAS, The general assembly of Iowa has repeatedly memorialized congress for the construction of such water-route; and expressly did, by memorial and joint resolution, approved February 24, 1876, urge upon congress, the construction of the same from some point on the Mississippi river, between the mouth of Rock river and Clinton, Iowa, to the the Illinois river at Hennepin; and

WHEREAS, At a convention representing the people of the Mississippi valley and the Northwest, held at the city of Davenport, Iowa May 25 1881 it was resolved and unanimously declared—

First. That the congress of the United States should devise by law and sustain by liberal and efficient appropriations a system of cheap transportation by water-routes, connecting the Mississippi river and its tributaries, with the Eastern Atlantic seaboard and the Gulf of Mexico.

Second. That it has been the policy of congress, and the desire of the people of the Northwest for many years, to inaugurate and complete a system of water-channel improvement having the Mississippi for its base, that to give greater efficiency to this policy there should be constructed from the Mississippi river, on the most feasible route to the Illinois river at Hennepin and thence to the lake at Chicago, a canal adequate to the present and future transportation needs of that great port of internal improvement is an imperative necessity for a relief from excessive freight rates on the produce and commerce of the country, and that the work so long needed should immediately be commenced; and

WHEREAS, The congress of the United States, by act of Aug. 2 1882, authorized the secretary of war to cause a survey to be made for the purpose of ascertaining the most practicable route for such proposed canal which survey has been made and an official report thereof transmitted to the congress; and

WHEREAS, The President of the United States, on the eighth day of January 1884, sent to congress his special message with respect to the construction of said Hennepin canal, and accompanying said message, with copies of the act of the general assembly of Illinois, ceding to the United States the Illinois and Michigan canal, and other documents in which special message the President says:—

I submit the communication of the governor of the state of Illinois, with a copy of the act of the general assembly of the state

tendering to the United States the cession of the Illinois and Michigan canal upon condition that it be enlarged and maintained as a national water-way for commercial purposes. The proposed cession is an element of the subject congress had under consideration in directing by the act of Aug. 2 1882 a survey for a canal from a point on the Illinois river, at or near the town of Hennepin, by the most practicable route to the Mississippi river at or above the city of Rock Island, the canal to be not less than seventy feet wide at the water-line, and not less than seven feet depth of water, with a capacity for vessels at least two hundred and eighty tons, and also for a survey of the Illinois and Michigan canal, and the estimated cost of enlarging it to the dimensions of the proposed canal between Hennepin and the Mississippi river. The surveys ordered in the above act have been completed and the report upon them included in the last annual report of the secretary of war, and a copy is herewith submitted. It appears from these papers that the estimated yield of corn, wheat, and oats, for 1882, in the state[s] of Illinois, Wisconsin, Iowa, Minnesota, Kansas, and Nebraska, was more than 1,000,000,000 bushels. It is claimed that if a cheap water transportation route, which is now continuous from the Atlantic ocean to Chicago is extended to the upper Mississippi by such a canal, great benefit in the reduction of freight charges would result to the people of the upper Mississippi valley, whose productions I have only partly noted, not only on their own shipments, but upon the articles of commerce used by them which are now taken from Eastern States by water only [as] far as Chicago. As the matter is of great interest, especially to the citizens of that part of the country, I commend the general subject to your consideration.

CHESTER A. ARTHUR.

Executive Mansion Jan. 8, 1884.

WHEREAS, It appears by the official report of Major W. H. H. Ben-
yard of the United States Engineers by whom such survey was made that
three routes were surveyed, to-wit., the *Marquis d' Osier route*, *Watertown
route*, and *Rock Island route*; now therefore,

Be it resolved by the General Assembly of the State of Iowa:

That our senators and representatives in congress requested to vote for and use their active influence to effect such legislation by congress as will secure the construction at an early day of said canal upon such route as may be the most feasible and practicable and so designated by the secretary of war, and which will be for the best interests of the people at large, and to vote a liberal appropriation therefor, to the end that said canal may be completed and opened to the commerce of the country at the earliest possible date.

Resolved, That the secretary of state be, and he is hereby instructed to forthwith transmit a copy hereof to each of our senators and representatives in congress.

Approved, February 21, 1884.

NUMBER 4.

IN RELATION TO INTER-STATE COMMERCE.

JOINT RESOLUTION.

Be it resolved by the General Assembly of the State of Iowa, the Senate and House concurring:

That the interests of the people of Iowa and of the country require that the national congress assume the power granted in the federal constitution, of regulating commerce between the states, by the prompt enactment of laws regulating and controlling the transportation of freight and passengers on all lines of railroads within the United States engaged in interstate commerce.

That by such laws, discrimination in charges for said transportation, shall be prevented, and whereby such charges shall be limited to the payment of a fair rate of income on the actual cost in money of the standard coin value, of the several lines of railway.

Be it further resolved, That our senators and representatives in congress be, and are hereby requested to assist by their votes and influence, in securing the enactment of such just laws as will accomplish this end.

Resolved, That the secretary of state be instructed to send to each of Iowa's senators and representatives in congress, a copy of this resolution, signed by the president of the senate and speaker of the house.

Approved, March 3, 1884.

NUMBER 5.

JUDGMENTS IN FEDERAL COURTS.

JOINT RESOLUTION in Relation to Liens of Judgments in Federal Courts.

Be it resolved by the General Assembly of the State of Iowa:

That our senators and representatives in congress be and they are hereby requested to use all proper efforts to secure the enactment of a law by congress providing that judgments in the federal courts shall not be a lien upon the property in any other counties than those in which such judgments may be recovered unless a transcript of such judgments shall be filed in the proper office in the county where such judgments are sought to be made a lien.

Resolved, That the secretary of state be and he is hereby instructed to transmit a copy of the foregoing resolution to each of our senators and representatives in congress.

Approved, March 3, 1884.

NUMBER 6.

JOINT RESOLUTION in Relation to Liens of Judgments Rendered by the United States Courts.

Be it resolved by the General Assembly of the State of Iowa:

That the Representatives of Iowa in both branches of the national congress, are hereby respectfully requested and urged, to use their best efforts, to secure the enactment by the federal congress, of a law requiring the filing of Transcripts of judgments rendered in the United States courts in the office of the clerk of the district court of the county where real estate, affected thereby is located, before such judgment shall attach as a lien.

Resolved, That the secretary of state is instructed to transmit to each of our senators and representatives in congress a copy of the foregoing resolution.

Approved, March 3, 1884.

NUMBER 7.

PLEURO-PNEUMONIA IN CATTLE.

MEMORIAL AND JOINT RESOLUTION of the General Assembly of the State of Iowa, Relating to the Prevention and Suppression of Pleuro-Pneumonia in Neat Cattle.

WHEREAS, The disease in neat cattle known as pleuro-pneumonia, or lung plague, has been shown by the experience of foreign nations to be a virulent poison of the most contagious character; and,

WHEREAS, It has destroyed the business of cattle production, and desolated the cattle interests in Australia, the Cape of Good Hope, and other British possessions as well as in many European nations from which it has not been excluded by the most stringent police regulations; and,

WHEREAS, This disease is known to have gained a foothold in several of the states east of the Alleghany mountains, and to-day, threatens, through the commerce in cattle between the eastern and western states, not only the cattle ranges of the western territories, but the millions of capital involved in the stock business of the west; therefore

Resolved, That our senators in congress be instructed and our representatives in congress be requested to do their utmost to secure legislation to prevent and suppress pleuro-pneumonia in neat cattle in the United States,

and especially to prevent its spreading from districts now infected to the cattle-producing fields and ranges of the west.

Resolved, That the secretary of state be requested to furnish a copy of this memorial to each of the senators and representatives of the state of Iowa.

Approved, March 6, 1884.

NUMBER 8.

HOME FOR DISABLED SOLDIERS.

JOINT RESOLUTION in Relation to a Branch Home for Disabled Volunteer Soldiers.

WHEREAS, the Hon. W. B. Allison has a bill now pending in congress, for the location and erection of a branch home for disabled volunteer soldiers, at some suitable point, in either the states of Iowa, Arkansas, Colorado, Kansas, Minnesota, Missouri or Nebraska, to cost two hundred and fifty thousand dollars; and,

WHEREAS, It is desirable for Iowa to secure said institution for disabled volunteer soldiers and sailors; therefore,

Be it resolved by the House of Representatives, the Senate concurring:

That a committee of five—three from the house and two from the senate—be appointed to confer with the board of managers of the home for disabled volunteer soldiers, and if possible secure the location of said branch home in Iowa.

Approved, March 14, 1884.

NUMBER 9.

RAILROAD LAND-GRANTS.

JOINT RESOLUTION in Regard to Grants of Public Lands to Railroads.

Be it resolved by the General Assembly of the State of Iowa:

FIRST. That in view of the rapid absorption of the public lands of the United States fit for settlement, we do hereby earnestly request our senators and representatives in congress to use their influence so that where grants of public land have been made directly to any corporation to aid in building railroads, and the terms of said grants have not been substantially complied with, steps may be immediately taken to have the unearned por-

tion of such lands revert to the United States that the same may be thrown open to settlement.

SECOND. That the secretary of state be and he is hereby instructed to transmit a copy of the foregoing resolution to each of our senators and representatives in congress.

Approved, March 27, 1884.

NUMBER 10.

PORTRAITS OF DECEASED GOVERNORS FOR NEW CAPITOL.

Be it resolved by the General Assembly of the State of Iowa:

That the governor of the state, Hon. Buren R. Sherman, be and he is hereby authorized and directed to procure to be executed in oil by competent artists the portraits of Hon. Ralph P. Lowe one of the former governors, and of Hon. Augustus C. Dodge, one of the former representatives and U. S. Senators of the State of Iowa, Governor Chambers and Governor Glark, territorial governors, and all deceased state governors which the state does not already possess, with the appropriate mounting, to be placed in the executive chamber or other appropriate place in the capitol, and to meet the cost thereof, there is hereby appropriated out of any money in the treasury not otherwise appropriated, a sum sufficient to pay the same to be paid upon warrants drawn upon the treasurer by the auditor upon the order of the governor.

Approved, March 27, 1884.

NUMBER 11.

MEMORIAL AND JOINT RESOLUTION, Relative to Free Homes for all Surviving Soldiers and Sailors of the Union Army.

WHEREAS, Under the provisions of the homestead laws of congress, it is impossible for many of the soldiers and sailors of the late war to avail themselves of the provisions of said law, by reason of ill-health, caused by injuries and disease, received and contracted while in the service of their country, and for want of means to locate and improve homesteads as required by law; and,

WHEREAS, There is yet belonging to the United States Government enough land to give every soldier and sailor a home without detriment to the public interest; therefore,

Be it resolved by the General Assembly of the State of Iowa:

That our senators and representatives in congress be requested to use their utmost endeavors to secure the passage of a law, at this session of congress, giving to every honorably discharged soldier and sailor of the late war, a patent for one hundred and sixty (160) acres of the public land as a home, without requiring them to settle thereon, and that the title thereto be made non-transferable, or with such conditions attached as will secure to the soldier or sailor, or their families, all the benefits of such grant, and debar the speculator from procuring and holding the same for speculative purposes; and further that such homesteads be exempt from taxation for ten years, and also be exempt from all debts contracted or incurred by such soldiers or sailors for a like period.

Resolved, That the secretary of state be directed to forward a copy of these resolutions to each of our senators and representatives in congress.

Approved, March 29, 1864.

NUMBER 12.

PENSIONS FOR PRISONERS.

A MEMORIAL TO CONGRESS Asking that Certain Prisoners of the War of the Rebellion Be Placed on the Pension Rolls.

WHEREAS, Many officers, soldiers and sailors of the federal army and navy were confined in so-called confederate prisons for an unusual length of time, suffering great hardships and contracting disease hard and difficult to prove under existing pension laws; and

WHEREAS, Hon. James S. Robinson of Ohio, has introduced in the forty-eighth congress a bill (No. 1189) "granting pension to all soldiers, sailors and marines who, while in the service of the United States, and while in the line of their duty, were taken prisoners, and as such confined in the so-called confederate prisons between the first day of May 1861, and the first day of May 1865, as follows:

"All who were prisoners of war two months and less than six months, one-half pension; those who were prisoners of war six months, and less than twelve months, a three fourths pension; and all such as were prisoners of war twelve months and more than twelve months, a total pension,

"And furthermore, such surviving prisoners of war shall receive two dollars per day, for each day and every day's confinement in said confederate military prisons.

"*Provided* That such pension shall in each case begin from the date of the passage of this act, and shall be paid at the same time and in the same manner as other pensions are now paid and,

"*Provided further*, That this act shall not entitle any person to draw more than one pension but that such survivors of, the so-called confederate military prisons, as are entitled and are receiving a pension at the time of

the passage of this act shall be entitled to the increase of their pension, which this act may grant them."

Therefore, be it Resolved by the House of the Representatives, the Senate concurring:

That our representatives in congress be requested and senators therein instructed, to use their best endeavors to secure the passage of an act by congress in accordance with the provisions of said Robinson bill No. 1189. Approved, March 29, 1884.

NUMBER 13.

AGREEING TO CERTAIN PROPOSED AMENDMENTS.

JOINT RESOLUTION Agreeing to Certain Amendments to the Constitution of the State of Iowa Proposed by the Nineteenth Genreal Assembly.

WHEREAS, The nineteenth general assembly of the state of Iowa did in due form by a majority of the members elected to each of the two houses, agree to the following proposed amendments to the constitution of the state of Iowa, viz:

AMENDMENT 1. The general election for state, district county and township officers, shall be held on the Tuesday next after the first Monday in November.

AMENDMENT 2. At any regular session of the general assembly the state may be divided into the necessary judicial districts for district court purposes, or the said districts may be reorganized and the number of the districts and the judges of said courts increased or diminished; but no reorganization of the districts or diminution of the judges shall have the effect of removing a judge from office.

AMENDMENT 3. The grand jury may consist of any number of members, not less than five, nor more than fifteen, as the general assembly may by law provide, or the general assembly may provide for holding persons to answer for any criminal offense without the intervention of a grand jury.

AMENDMENT 4. That section 13 of article 5 of the constitution be stricken therefrom, and the following adopted as such section.

SECTION 13. The qualified electors of each county shall, at the general election in the year 1886, and every two years thereafter, elect a county attorney, who shall be a resident of the county for which he is elected, and who shall hold his office for two years, and until his successor shall have been elected and qualified.

AND WHEREAS, The said proposed amendments were entered on the journals of the said houses with the ayes and nays thereon, and were referred to the legislature to be chosen at the next general election, and the same having been published as provided by law, therefore,

Be it resolved by the General Assembly of the State of Iowa:

That the said proposed amendments to the constitution of the state of Iowa, be and the same are hereby agreed to, viz:—

AMENDMENT 1. The general election for state, district county and township officers shall be held on the Tuesday next after the first Monday in November.

AMENDMENT 2. At any regular session of the general assembly, the state may be divided into the necessary judicial districts for district court purposes, or the said districts may be reorganized and the number of the districts and the judges of said courts increased or diminished; but no reorganization of the districts or diminution of the judges shall have the effect of removing a judge from office.

AMENDMENT 3. The grand jury may consist of any number of members not less than five, nor more than fifteen, as the general assembly may by law provide, or the general assembly may provide for holding persons to answer for any criminal offense without the intervention of a grand jury.

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SECTION 13. The qualified electors of each county shall, at the general election in the year 1886, and every two years thereafter elect a county attorney, who shall be a resident of the county for which he is elected, and shall hold his office for two years, and until his successor shall have been elected and qualified.

Approved, March 29, 1884.

NUMBER 14.

DES MOINES RIVER LANDS.

JOINT RESOLUTION AND MEMORIAL, of the General Assembly of the State of Iowa Relating to the Des Moines River Lands.

WHEREAS, The settlers upon what is known as the lands granted to the Des Moines Navigation and Railroad Company believe that no action has ever been, relating to these lands in which the United States and the interest of the United States have been fairly properly and adequately represented in court; and

WHEREAS, The said settlers desire that the United States may be fairly and fully represented in the court; therefore,

Be it resolved by the House of Representatives of the State of Iowa, the Senate concurring:

That our senators and representatives in congress be earnestly requested to exert themselves to secure the prompt passage of a bill which shall in

some way provide that the attorney-general of the United States shall immediately institute proceedings, or cause such proceedings to be commenced at once by action either in equity or at law as may be deemed best and appear in the name of the United States so as to remove all claims from the title of said lands and that in such action or actions to be instituted as aforesaid, any person or persons in the possession of or claiming title to any land or lands, under the United States involved in such action or actions may, at his or her expense unite with the United States in the prosecution of said action or actions for the purpose of forever settling the title or titles of the person or persons claiming said lands.

Approved, April 1, 1884.

NUMBER 15.

JURISDICTION OF U. S. CIRCUIT COURTS.

JOINT RESOLUTION AND MEMORIAL in Regard to Jurisdiction of United States Circuit Courts.

WHEREAS, By act of congress, approved September 24th 1789, the jurisdiction of the circuit courts of the United States in suits between citizens of different states, was extended to cases in which the amount in controversy exceeded five hundred dollars; and,

WHEREAS, For almost one hundred years the amount thus fixed has remained unchanged, while the commercial and material interests of the country, and the business of the courts have increased many fold, and the reasons why so small an amount should determine such jurisdiction no longer exist; and,

WHEREAS, Corporations organized under the laws of other states, and doing business in the state of Iowa have systematically removed all cases possible to the United States courts, thus compelling the citizens of this state to pursue his remedy in the United States court, and in many cases amounting to a denial of justice, and causing great inconvenience, unreasonable delay and unnecessary expense; therefore,

Be it resolved by the General Assembly of the State of Iowa:

That our senators and representatives in congress are hereby requested to use their influence to procure such a modification and change of existing law, so as to increase the amount determining the jurisdiction of the circuit courts of the United States commensurate with the increase of commercial interests and business of the courts, and the demands of the people.

Resolved, That the secretary of state be directed to forward to the president of the senate of the United States, and the speaker of the house of representatives, a copy of the foregoing resolutions, with the request that the same be laid before each house of congress, and that a copy be sent to each senator and member of congress from this state.

Approved, April 3, 1884.

NUMBER 16.

AGENT TO COLLECT FROM U. S. REFUND ON DIRECT WAR TAX.

JOINT RESOLUTION, relative to the Appointment of an Agent for the Collection of any Amount that May Be Due the State of Iowa, from the United States as a Refund of the Direct War Tax, and also as a Refund of Interest on Money Advanced by the State During the Civil War.

WHEREAS, Agents have been appointed by a number of the states to prosecute their several claims for a refund from the United States of the amount of direct tax paid according to the provisions of the act of congress of August 5, 1861, and also for a refund of interest on money advanced by the states during the civil war; and,

WHEREAS, The state of Iowa is entitled to a share in any such refunds made to equalize the burden of war taxes among the states; therefore

Be it resolved by the General Assembly of the State of Iowa:

That the governor be and he is hereby authorized and empowered to appoint an agent on behalf of the state to prosecute to final decision the claim of this state for a refund of the tax paid by the state of Iowa under the provisions of the act of congress of August 5, 1861, and also for a refund of interest on money advanced by the state during the civil war; and that such agent shall be allowed such compensation as shall be agreed upon between the governor and himself but shall not in any event exceed three per cent of the amount collected to be paid only after the recovery of the claim in whole or in part and not to be paid out of any other fund; and provided that the state shall not otherwise be liable for any expenses whatever attending the prosecution of such claim.

Approved, April 5, 1884.

NUMBER 17.

REPAIRS FOR STATE ARSENAL.

JOINT RESOLUTION to Authorize the Capitol Commissioners to Repair and Furnish the State Arsenal.

Be it enacted by the General Assembly of the State of Iowa:

That the capital commissioners are hereby authorized to make all necessary repairs upon the state arsenal so as to place it in good condition, and also to furnish it in an appropriate manner, and the state auditor shall draw upon the state treasury for the expense incurred under this resolution; the same to be paid out of the funds appropriated for the capitol building.

Approved, April 5, 1884.

NUMBER 18.

PENSIONS.

MEMORIAL AND JOINT RESOLUTION in Reference to the Applications for Pensions.

WHEREAS, Thousands of applications for pensions are now pending in the United States pension offices and have been pending from two to ten years, and

WHEREAS, Many of the applicants gave the best years of their lives, their health, their strength in the defense of their country, and many gave up husband and father, and

WHEREAS, Many of them have now no means of support, but have, with their families, been reduced to abject poverty and want, therefore:

Be it resolved by the General Assembly of the State of Iowa:

That these applications of right ought to be speedily adjusted, that the expectations, hopes and just rights of those who suffered wounds and disease for their country's good should not longer be delayed.

Resolved, second, That our senators and representatives in congress be and they are hereby requested to use all their influence to secure the most speedy and adequate adjustment practicable of all such claims.

Resolved, third, That the secretary of state be instructed to furnish a copy of this memorial and joint resolution to each of our senators and representatives in congress.

Approved, April 7, 1884.

NUMBER 19.

JOINT RESOLUTION in Relation to Swamp Land Indemnity.

WHEREAS, The provisions of the act of congress of March 2, 1855, as extended by act of congress of March 3, 1857, granting indemnity to the states for swamp and overflowed lands disposed of by the United States, are held not to apply to sales and locations made after March 3, 1857, and,

WHEREAS, A large amount of land properly falling to the state and counties in Iowa, under the swamp grant, have been disposed of by the government since March 3, 1857, thereby compelling the counties and their grantees to abandon their claim to such lands or litigate with the purchasers of the government, and

WHEREAS, On the 4th day of February, 1884, the Hon. Mr. Cosgrove introduced a bill (H. R. 4505) in the house of representatives in congress, to

extend said indemnity provisions of said act of March 2, 1855, and making the same applicable to sales and locations made since March 3, 1857 which bill is pending in congress.

WHEREAS, Under the rulings of the department, certificates—called *scrip*, or *indemnity scrip*—issued for indemnity for swamp lands located with warrants, cannot be located on lands outside of the state, and there being no vacant land in Iowa on which scrip can be located, many of the counties in this state, after great expense, are unable to realize anything for their swamp lands so disposed of by warrant locations, and by that means are damaged to a large amount; and

WHEREAS, On the 6th day of February, 1884, Senator Allison introduced a bill (S. 1428) providing (amongst other things beneficial to the counties of Iowa) for the location of such indemnity scrip, on any public lands subject to entry, of the United States, in any state or territory, which bill is pending in the senate; therefore,

Be it resolved by the General Assembly of the State of Iowa:

That our senators be instructed and our representatives in congress be requested to use all proper and lawful means in their power to secure the passage of both said bills (H. R. 4505 and S. 1428) or by the enactment in some other bill, of provision substantially as therein contained.

Resolved further, That the secretary of state transmit to each of our senators and representatives in congress, a copy of the resolutions.

Approved, April 14, 1884.

NUMBER 20.

ASSIGNMENT OF ROOMS IN NEW CAPITOL.

JOINT RESOLUTION Relative to the Assignment of Rooms in the New Capitol.

Be it resolved by the General Assembly of the State of Iowa:

That the rooms of the new capitol in the basement and first story thereof be assigned to the several state officers, and boards of commissioners as designated in schedules A and B hereto attached and that such rooms as are not therein assigned be left subject to future assignment by the general assembly, or as may be provided by law, and that the capitol commissioners be directed to finish and furnish said rooms in a style most convenient for the purpose or purposes, for which each room is to be used as designated in said schedules.

SCHEDULE A. *First Story.*

- No. 1. Secretary of State, Private Office.
- No. 2. Secretary of State, Business Office.
- No. 3. Supreme Court Room.

- No. 4. Supreme Court Consultation Room.
- No. 5. Attorney-General's Room.
- No. 6. Judge's Private Room.
- No. 7. Judge's Private Room.
- No. 8. Judge's Private Room.
- No. 9. Judge's Private Room.
- No. 10. Judge's Private Room.
- No. 11. State Agricultural Society, Library.
- No. 12. State Agricultural Society, Business Room.
- No. 13. Railroad Commissioners, Private Office.
- No. 14. Railroad Commissioners, Business Office.
- No. 15. Clerk Supreme Court, Business Office.
- No. 15½. Clerk Supreme Court, Private Office.
- No. 16. *Curtodean* [Custodian] of the Capitol, Office.
- No. 17. Lavatory.
- No. 18. Horticultural Society.
- No. 19. Horticultural Society.
- No. 20. State Land Office.
- No. 21. State Treasurer's Business Office.
- No. 22. State Treasurer's Private Office.
- No. 23. Superintendent of Public Instruction, Library.
- No. 24. Superintendent of Public Instruction, Business Office.
- No. 25. Auditor of State.
- No. 26. Auditor of State.
- No. 27. Auditor of State.
- No. 28. Governor's Private Office.
- No. 29. Governor's Business Office.
- No. 30. Governor's Private Secretary.
- No. 31. Governor's Reception Room.

SCHEDULE B. *Basement Story.*

- No. 3. Secretary of State, Stationery Room.
- No. 5. Restaurant.
- No. 6. Restaurant.
- No. 11. Clerk of Supreme Court, Store Room.
- No. 12. Folding Room for House and Senate.
- No. 13. Horticultural Society.
- No. 16. State Historical Society.
- No. 17. State Historical Society.
- No. 18. State Historical Society.
- No. 19. State Board of Health.
- No. 20. State Board of Health.
- No. 21. Auditor of State.

The numbers designating the several rooms in [are] the same used on the plans in the office of the Capitol Commissioners.

Approved, April 26, 1884.

CONCURRENT RESOLUTION NUMBER 1.

ELECTION OF TRUSTEES OF AGRICULTURAL COLLEGE.

Resolved by the House the Senate concurring:

That the following named persons are elected trustees of the Iowa state agricultural college and farm from the 1st day of May A. D. 1884, and for the respective terms as hereinafter specified.

Rigby for two years

A. D. Peck for four years

D. W. Mott for four years

J. S. Clarkson for four years

Joseph Dysart for four years

John Morrison for six years

Platt *Weeks* [Wicks] for six years

R. P. Speer for six years

Approved, April 7, 1884.

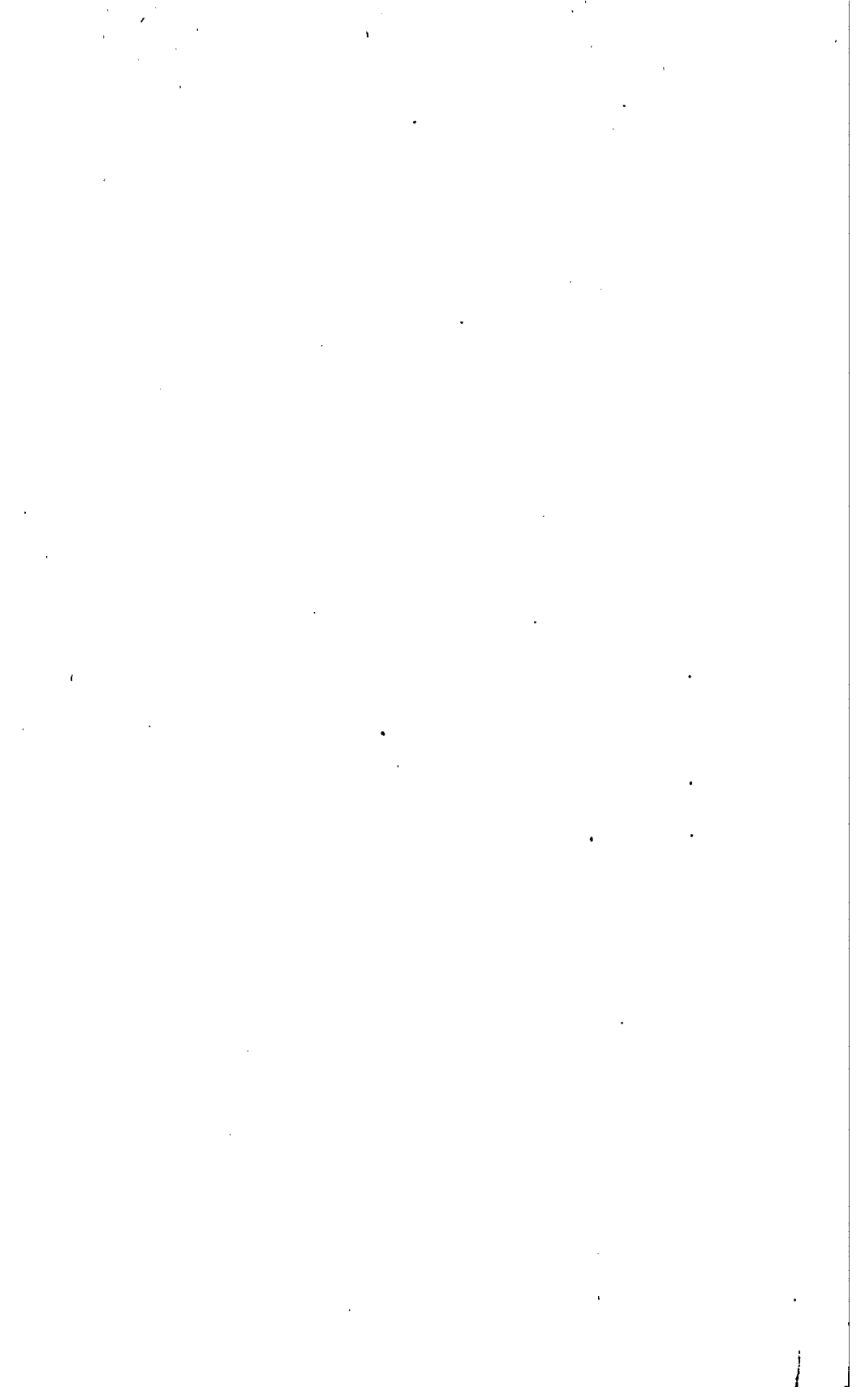
CERTIFICATE.

STATE OF IOWA, }
OFFICE OF SECRETARY OF STATE, }

I, JOHN A. T. HULL, Secretary of State of the State of Iowa, hereby certify that the acts and resolutions herein contained, are copied from the original rolls on file in this office, and that the same are true and correct copies thereof, except that the words inclosed by brackets [thus] have been inserted where it was evident that an omission had occurred. Words in *italics* (except the enacting clause, and the word *provided*, etc.) indicate that such words are either superfluous or erroneous, in the latter case the word or words supposed to be correct follow in brackets.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the great seal of the State, at Des Moines, this first day of May, A. D. 1884.

J. A. T. HULL, *Secretary of State.*



AUDITOR'S STATEMENT.

An accurate Statement of Receipts and Disbursements of the public money, during the fiscal period ending June 30th, 1883, as shown in the Biennial Report of the Auditor of State; and published herewith in pursuance of Section 18 of Article 3 of the Constitution.

STATEMENT No. I.

OF RECEIPTS AND DISBURSEMENTS.

RECEIPTS.

General revenue—

From State tax levy.....	\$1,895,977.71
From interest on delinquent taxes.....	31,525.23
From insane dues from counties.....	268,287.71
From Orphans' Home dues from counties.....	17,944.24
From peddler's licenses.....	618.27
From sale of laws, codes and revisions.....	524.37
From insurance companies for taxes.....	109,087.43
From insurance companies for fees, by Auditor of State.....	50,154.51
From Register of State Land Office for fees.....	169.50
From Secretary of State for fees.....	7,471.00
From Clerk of the Supreme Court for fees.....	4,774.70
From Rankin defalcation.....	1,500.00
From Orwig defalcation.....	9,922.75
From telegraph companies for taxes.....	9,778.32
From Iowa State Penitentiary by the Warden.....	2,054.27
From Insane Hospital at Mt. Pleasant by Superintendent.....	5,799.54
From Blind Institution by S. H. Watson (unexpended sewer appropriation).....	154.74
From Superintendent of Public Instruction (private telegram paid by State).....	1.00
From Secretary of State for sale of wood, old stoves, stationery....	115.25
From United States government (freight paid by State).....	22.65

\$2,415,883.19

Other sources—

Agricultural College endowment fund, from sale of lands.....	\$ 11,779.64
Permanent school fund.....	1,523.00
Temporary school fund, from interest on State bonds and Eads' loans.....	40,696.93
War and defense bond tax paid from counties.....	29,377.64

\$2,499,280.40

Balance on hand September 30, 1881.....

178,551.74

Total..... **\$2,677,812.14**

DISBURSEMENTS.

General revenue—	
Redemption of Auditor's warrants.....	\$2,292,381.33
Interest allowed on same.....	11,792.85
Redemption of war and defense four per cent warrants.....	125,000.00
Interest allowed on same.....	7,000.00
	\$2,436,174.18
Other purposes—	
Coupon fund.....	\$ 178.50
Temporary school fund apportioned to counties.....	40,576.92
War and defense fund, redemption of bonds.....	2,500.00
War and defense fund, transferred with interest to revenue.....	26,877.64
	\$2,506,807.24
Balance in the treasury June 30, 1883.....	171,504.90
Total.....	\$2,677,812.14

STATEMENT No. II.

Showing the amount of warrants issued, and to what account charged, during the fiscal period ending June 30, 1883.

NAME OF ACCOUNT.	AMOUNT.
Adjutant-general's salary.....	\$ 3,000.00
Adjutant-general's ordinance-sergeant's salary.....	874.90
Attorney-general's salary and per diem.....	4,463.55
Auditor of State's salary.....	3,616.00
Auditor of State's deputy's salary.....	2,036.75
Auditor of State's clerks' fund.....	5,771.66
Clerk of the Supreme Court's salary.....	3,686.65
Clerk of the Supreme Court's deputy's salary.....	1,550.00
Clerk of the Supreme Court's clerk fund.....	1,145.65
Circuit Judge, 1st Circuit, 1st District, salary.....	3,849.93
Circuit Judge, 2d Circuit, 1st District, salary.....	3,668.80
Circuit Judge, 2d District, salary.....	4,033.27
Circuit Judge, 3d District, salary.....	4,033.30
Circuit Judge, 4th District, salary.....	4,033.27
Circuit Judge, 1st Circuit, 5th District, salary.....	3,668.65
Circuit Judge, 2d Circuit, 5th District, salary.....	3,849.93
Circuit Judge, 5th District (additional judge), salary.....	1,099.98
Circuit Judge, 6th District, salary.....	4,033.26
Circuit Judge, 1st Circuit, 7th District, salary.....	3,849.93
Circuit Judge, 2d Circuit, 7th District, salary.....	4,033.26
Circuit Judge, 8th District, salary.....	2,568.63
Circuit Judge, 9th District, salary.....	3,668.60
Circuit Judge, 10th District, salary.....	4,583.27
Circuit Judge, 11th District, salary.....	4,399.92
Circuit Judge, 12th District, salary.....	3,850.44
Circuit Judge, 13th District, salary.....	3,849.93
Circuit Judge, 14th District, salary.....	4,216.59
District Judge, 1st District, salary.....	3,849.93
District Judge, 2d District, salary.....	3,668.80
District Judge, 3d District, salary.....	4,766.94
District Judge, 4th District, salary.....	3,849.94
District Judge, 5th District, salary.....	4,033.26
District Judge, 6th District, salary.....	3,849.94

NAME OF ACCOUNT.	AMOUNT.
District Judge, 7th District, salary.....	3,849.93
District Judge, 8th District, salary.....	3,886.61
District Judge, 9th District, salary.....	4,216.61
District Judge, 10th District, salary.....	4,033.28
District Judge, 11th District, salary.....	3,886.61
District Judge, 12th District, salary.....	4,033.28
District Judge, 13th District, salary.....	3,849.93
District Judge, 14th District, salary.....	3,483.27
District Attorney, 1st District, salary.....	1,050.00
District Attorney, 2d District, salary.....	1,100.00
District Attorney, 3d District, salary.....	1,100.00
District Attorney, 4th District, salary.....	1,100.00
District Attorney, 5th District, salary.....	1,050.00
District Attorney, 6th District, salary.....	800.00
District Attorney, 7th District, salary.....	1,050.00
District Attorney, 8th District, salary.....	1,050.00
District Attorney, 9th District, salary.....	1,000.00
District Attorney, 10th District, salary.....	1,050.00
District Attorney, 11th District, salary.....	1,050.00
District Attorney, 12th District, salary.....	1,050.00
District Attorney, 13th District, salary.....	1,200.00
District Attorney, 14th District, salary.....	1,000.00
Executive Council's salary.....	1,925.00
Governor's salary and room rent.....	6,250.00
Governor's contingent fund.....	5,281.49
Governor's private secretary's salary.....	1,900.00
Janitors and night watchers' salaries.....	6,879.75
Railroad Commissioners' and secretary's salaries and expenses (except such expenses as are reported in miscellaneous expense account).....	20,241.08
Register of State Land-office, salary.....	2,477.00
Register of State Land-office's deputy, salary.....	1,250.00
Secretary of State, salary.....	4,033.97
Secretary of State's deputy, salary.....	2,100.00
Secretary of State's clerk fund.....	3,063.25
State Inspector of Coal Mines, salary.....	2,750.00
State Librarian and assistants, salaries.....	3,249.89
State Treasurer, salary.....	3,666.60
State Treasurer's deputy, salary.....	2,100.00
State Treasurer's clerk fund.....	1,750.00
State Superintendent of Public Weights and Measures.....	100.00
Superintendent of Public Instruction, salary.....	3,849.94
Superintendent of Public Instruction's deputy, salary.....	2,100.00
Superintendent of Public Instruction's clerk fund.....	1,976.00
Supreme Judge, salary, Hon. Austin Adams.....	6,999.93
Supreme Judge, salary, Hon. Joseph M. Beck.....	6,666.60
Supreme Judge, salary, Hon. James G. Day.....	6,999.93
Supreme Judge, salary, Hon. James H. Rothrock.....	6,666.61
Supreme Judge, salary, Hon. Wm. H. Seevers.....	7,333.28
Supreme Court contingent fund.....	1,709.19
Supreme Court reporter, salary.....	3,500.00
Agricultural College, improvements, repairs, etc.....	16,982.73
Agricultural College trustees, mileage and per diem.....	1,895.17
Agricultural Societies.....	34,754.85
Arrest of fugitives.....	10,885.22
Asylum for Feeble-minded Children, clothing.....	7,394.01
Asylum for Feeble-minded Children, support.....	44,261.66
Asylum for Feeble-minded Children, trustees' mileage and per diem.....	1,814.70
Asylum for Feeble-minded Children, salaries, improvements, and repairs.....	67,500.00
Blind Institution, for clothing.....	582.15
Blind Institution, for improvements, etc.....	8,900.00

NAME OF ACCOUNT.	AMOUNT.
Blind Institution, for support and pupilage	\$ 47,519.97
Commission of Immigration.....	8,000.00
Deaf and Dumb Institution, for clothing.....	1,978.70
Deaf and Dumb Institution, for building and improvements.....	16,800.00
Deaf and Dumb Institution, for support and pupilage.....	94,484.00
Des Moines River Lands, claims.....	1,833.28
Distributing House and Senate Journals, 19th G. A.	1,200.00
Hospital for Insane at Independence, building and improvements....	48,208.84
Hospital for Insane at Independence, trustees' mileage and per diem.	1,725.70
Hospital for Insane at Independence, county dues.....	167,056.00
Hospital for Insane at Mt. Pleasant, county dues.....	172,114.00
Hospital for Insane at Mt. Pleasant, improvements.....	10,200.00
Hospital for Insane at Mt. Pleasant, trustees' mileage and per diem.	1,853.10
Interest on school fund loans.....	38,927.97
Iowa Soldiers' Orphans' Home, building and improvements.....	16,200.00
Iowa Soldiers' Orphans' Home, support.....	14,881.65
Iowa Soldiers' Orphans' Home, county dues.....	21,064.26
Iowa Soldiers' Orphans' Home, trustees' mileage and per diem.....	370.40
Iowa Weather Service.....	1,267.03
Miscellaneous expenditures.....	31,900.78
New Capitol Building.....	466,199.00
Penitentiary at Anamosa, building and improvements.....	44,608.22
Penitentiary at Anamosa, support.....	34,328.71
Penitentiary at Anamosa, officers' and guards' salaries.....	32,748.40
Penitentiary Visitor to both penitentiaries.....	53.54
Penitentiary at Ft. Madison, improvements and repairs.....	25,219.51
Penitentiary at Ft. Madison, officers' and guards' salaries.....	46,733.40
Propagation of fish, expenses and commissioner's and assistant's salaries.....	7,778.85
Providential contingencies.....	5,858.14
Relief of Joseph Metz (pensioner).....	420.00
Reward for arrest of murderer.....	500.00
School Journal (subscription).....	296.00
State Binding.....	22,034.60
State Board of Education, expenses.....	237.05
State Board of Health, salaries and expenses.....	7,359.62
State Historical Society.....	1,500.00
State Horticultural Society.....	2,000.00
State Library.....	4,770.00
State Militia.....	44,401.51
State Printing.....	33,707.17
State Normal School, building, salaries, improvements, and repairs..	46,887.50
State Normal School, directors' expenses.....	1,867.90
State Reform School (girls' department), improvements and repairs.	6,200.00
State Reform School (boys' department), improvements and repairs.	7,502.01
State Reform School, support.....	52,263.00
State Reform School, trustees' mileage and per diem.....	896.85
State University, building and improvements.....	50,000.00
State University, endowment fund.....	35,000.00
State University, Board of Regents' expenses.....	1,799.40
Stationery.....	10,734.39
Teachers' Institute.....	5,550.00
War and defense fund revenue.....	18.00
Nineteenth General Assembly, members' and officers' salaries.....	97,328.20
Nineteenth General Assembly, visiting committees' expenses.....	736.78
Nineteenth General Assembly, members' mileage.....	2,338.06
Nineteenth General Assembly, special appropriations.....	15,611.88

Total amount of revenue warrants issued during the fiscal period. \$ 2,286,738.19

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APPENDIX.

No evidence has been received of the publication of the Acts cited below in the newspapers named. Hence no certificate further than is already presented in the foregoing pages can be given:

Chapter 5, page 5: *Iowa State Register*.

Chapter 42, page 52: *Iowa State Register*.

Chapter 48, page 53: *Iowa State Register*.

Chapter 51, page 60: *Iowa State Register*.

Chapter 56, page 65: *Calhoun County Republican*,

Chapter 83, page 89: *Iowa State Register*.

Chapter 89, page 95: *Iowa State Leader* and *Jackson County Sentinel*.

Chapter 138, page 141: *Iowa State Register*.

J. A. T. HULL, *Secretary of State*.

DISTRICT COURT—CONTINUED.

Judicial District.	COUNTIES.	COUNTY SEATS.	DISTRICT COURT.																							
			1884.												1885.											
			January.	February.	March.	April.	May.	June.	July.	August.	September.	October.	November.	December.	January.	February.	March.	April.	May.	June.	July.	August.	September.	October.	November.	December.
6	Jefferson	Fairfield		24							13															
3	Johnson	Iowa City	7				26								5			25								
3	Jones	Anamosa					12											11						7		
6	Keokuk	Sigourney					5					24						4						28		
14	Kossuth	Algona					28					3						27						2		
1	Lee	Fort Madison					5					15						4						14		
1	Lee	Keokuk	4								1				9							31				
8	Linn	Marion		31							27				30							26				
1	Louis	Wapello			7							24					6						23			
2	Lucas	Chariton		31								17			30								16			
4	Lyon	Rock Rapids					7						9					12						8		
5	Madison	Winterset	28								1				1						30					
6	Mahaska	Oskaloosa					26					15					25						14			
6	Marion	Knoxville	21							11					19						10					
11	Marshall	Marshalltown					19					8					18						7			
12	Mills	Glenwood		25						23					9		2					21				
12	Mitchell	Osage		11						6					9							5				
4	Monona	Onawa	29							16					8						15					
2	Monroe	Albia			14							1			3		13						30			
3	Montgomery	Bed Oak			31						20				30							26				
7	Muscatine	Muscatine	1				18				30				6		30				12		29			
4	O'Brien	Pringhar			28							1					4						30			
4	Oceola	Sibley				12						15					18							14		
2	Page	Clarinda		25							15				23							14				
14	Palo Alto	Emmetsburg			27							4					28							3		
4	Plymouth	Le Mars		10								13				16						12				
14	Pocahontas	Pocahontas Center	22					29							20					28						
5	Polk	Des Moines			21							3					26						15			
12	Pottawattamie	Council Bluffs				12						8					18							7		
6	Poweshiek	Montezuma			3						22						2					21				
3	Ringgold	Mt. Ayr	28					9							26					8						
14	Sac	Sac City		18						25						16					24					
7	Scott	Davenport	29				27				21				3		28					20				
13	Shelby	Harlan	7							4					12						3					
4	Sioux	Orange City			21							24					27						23			
11	Story	Nevada	28							25					26						24					
8	Tama	Toledo		18						15						16						14				
3	Taylor	Bedford		11						1						9					31					
3	Union	Afton					5					1					4							7		
2	Van Buren	Keosauqua		4							22					2						21				
2	Wapello	Ottumwa	7							25					5						24					
5	Warren	Indianola	1							4					5						2					
6	Washington	Washington			14						3						13						2			
2	Wayne	Corydon			17							3					16							2		
11	Webster	Fort Dodge			3						29						2					28				
12	Winnebago	Forest City			28						15						27						12			
16	Winnebuck	Decorah			17						18						16									
4	Woodbury	Sioux City			24						37						30						26			
12	Worth	Northwood		4							23						2					26				
11	Wright	Clarion			7							3					6							2		

