

of actual notice that it is ready to be delivered to him, he shall be deemed to have resigned the office, and the governor shall order a new election.

**SEC. 7. General election laws applicable.** All statutory enactments relating to general elections which shall be in force at the time of holding any election under this act, shall be applied to the election of district judges, so far as the same may be applicable and consistent with the provisions of this act.

**SEC. 8. Contested elections—duty of governor.** In contesting an election of district judge, the depositions and documents shall be transmitted to a judge of the supreme court, who shall notify his fellow judges and the parties of the time and place of hearing; and the said supreme judges, or any two of them, [68] shall hear and determine the matter, and certify their decision to the governor, who shall cause the same to be carried into execution by commissioning the successful party, or by proclaiming a new election, or otherwise, as the case may require; but no person commissioned and qualified as district judge, shall be ousted of his office except by impeachment, or by judgment of the supreme court in a proceeding by information in the nature of a quo warranto.

**SEC. 9. Take effect.** This act shall take effect from and after its publication in the weekly newspapers printed in Iowa City.

Approved, February 16th, 1847.

Published in the Reporter and Standard February 24th, 1847.

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## CHAPTER 52.

### DISTRICT COURT OF BENTON COUNTY.

AN ACT to provide for holding the district court for the county of Benton at such place as the county commissioners may direct.

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

**SECTION 1. Where district court to be held.** That the district court in and for the county of Benton shall be held at such place within said county as the county commissioners of said county may direct.

**SEC. 2. Take effect.** This act shall take effect and be in force from and after its passage.

Approved, February 17th, 1847.

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## CHAPTER 53.

### REAL ESTATE.

AN ACT to authorize H. H. Ritchie, Thomas T. Botts and Andrew Jones to convey certain real estate therein named.

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

**SECTION 1. Trustees authorized to sell estate.** That H. H. Ritchie, Thomas T. Botts and Andrew Jones, trustees of the Christian church in West Point, in Lee county, be, and they are hereby authorized and empowered to sell and