

**Issue bonds.** *of the State of Iowa*, That any Railroad corporation in this State, heretofore organized, or that may be hereafter organized, under the laws of this State, may whenever a majority of the Board of Directors shall so determine, issue their construction and equipment bonds in sums not less than fifty dollars.

**Repealed.** SEC. 2. So much of Section 1339 of the Revision of 1860 as is inconsistent herewith is hereby repealed.

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

Approved February 18th, 1864.

I hereby certify that the foregoing Act was published in the Iowa State Register on the 24th day of February, A. D. 1864, and in the Iowa Homestead on the 2d day of March, A. D. 1864.

JAMES WRIGHT, Secretary of State.

## CHAPTER 21.

### COMMISSIONERS TO SETTLE WITH EADS' SURETIES.

AN ACT to provide for the appointment of Commissioners to settle with the sureties of James D. Eads, late Superintendent of Public Instruction, and conferring certain other powers upon said Commissioners.

**Commis'rs—  
Governor to  
appoint.** SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the Governor of this State be, and he is, hereby authorized to appoint three Commissioners, (one of whom shall be the District Attorney of the first Judicial District,) which Commissioners shall have power and authority to settle with any or all of the sureties of James D. Eads, late Superintendent of Public Instruction, upon his official bonds, and against whom judgments are rendered in the District Court of Lee County.

**May compro-  
mise.** Said Commissioners shall have power to compromise with any of said sureties, and to execute full releases from liability upon said judgments, upon such terms and conditions as in their judgment shall be best for the interests of the State; but the release of a part of the defendants from said judgments shall in no wise affect the liability of the defendants to said judgments not receiving such release or acquittance.

**Execute re-  
leases.**

SEC. 2. Said Commissioners shall also have full authority to act in behalf of the State in the collection and settlement of the notes and mortgages now held by the District Attorney of the First Judicial District, as the receiver appointed by the Court in the case of the State of Iowa against said Eads and his sureties, in such manner and upon such terms as to them may seem equitable and just. Collect & settle notes and mortgages.

SEC. 3. Said Commissioners shall also have power to cause executions to issue upon said judgments and levies and sales of property to be made thereon, and also to examine or cause to be examined any records, and to search for property upon which to make a levy; and, also, if they deem best, to institute a suit or suits at law, or in equity against said sureties, or any of them for the purpose of subjecting any property of said sureties, or either of them, to the payment of said judgments. They may also institute proceedings supplemental to execution as provided by law if they deem best. They may also discharge real estate from prior encumbrances with the money coming into their hands for the purpose of subjecting the same to the satisfaction of said judgments. How judgments may be satisfied.

SEC. 4. The said Commissioners shall, before entering upon their duties under this Act, each take and subscribe an oath that they will faithfully and impartially discharge the duties required of them by this Act, according to the best of their ability, and for the best interests of the State; and shall, also, give bonds and security, to be approved by the Governor, conditioned that they will faithfully discharge their duties under this Act, and pay over all moneys collected by them to the proper authorities. Oath.

SEC. 5. Said Commissioners shall each receive in full compensation for their services under this Act the sum of three dollars per day for each day actually employed in the discharge of their duties, and also ten cents per mile for each mile necessarily traveled in the discharge of said duties, to be paid out of the moneys collected. Comp'nsat'n.

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

Approved February 18th, 1864.

I hereby certify that the foregoing Act was published in the Daily State Register on the 20th day of February, A. D. 1864, and in the Iowa Homestead on the 2d day of March, A. D. 1864.

JAMES WRIGHT, Secretary of State.