

tions so adopted shall be conformed to by the parties interested.

SEC. 57. Sections 42, 43, 44, 45, 46, 47, 48, 49, and 50, of chapter 141, of the laws of the Seventh General Assembly, are hereby revived, and declared to be in full force and effect, so far as they do not conflict with the provisions of this act. 1858: ch. 141, certain sections of, revived.

SEC. 58. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed. Repeal.

Approved, April 12, 1870.

CHAPTER 110.

NEW CAPITOL BUILDING.

AN ACT to Provide a State Capitol.

APRIL 18.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That there is hereby established a Board of Commissioners, consisting of the Governor, who shall be *ex-officio* president of the Board, and six other commissioners who shall be chosen by the Senate and House of Representatives in joint convention, and whose terms of office shall continue for two years from the date of their election and until their successors shall be elected and qualified, unless sooner removed from office as hereinafter provided; which Board shall be charged with the execution of the provisions of this act, and each member of which, excepting the Governor, shall give bonds to the State in the sum of fifty thousand dollars for the honest and faithful performance of his duties as such commissioner; and the majority of said Board shall constitute a quorum for the transaction of business; and said bonds shall be deposited with, and kept by, the Secretary of State. Each commissioner shall also keep and sign the oath prescribed by section 2180 of the Revision of 1860, which shall be filed with and kept by the Auditor of State. In addition to the Commissioners provided for in this act, Gen. G. M. Dodge, of Pottawattamie county, and Hon. James F. Wilson, of Jefferson county, are hereby appointed commissioners from the State at large, who shall hold their office for the term of two years, and until their successors

Board of commissioners established; Governor president.

How composed: election.

Duty.

Bond.

Quorum.

Bonds filed.

Oath of Office.

Rev., §2180.

Two commissioners appointed; duties and requirements.

are elected and qualified. Their duties shall be such as are imposed upon the other Commissioners, and they shall in all respects be subject to the same requirements herein made of the other Commissioners, except in the manner of their election.

Removal of Commissioners for malfeasance.

SEC. 2. Whenever it shall appear to the Governor, and to a majority of the Census Board, that either of said Commissioners has been guilty of any malfeasance in office to the detriment of the State, it shall be the duty of the Governor to remove him from his office by written order, setting forth the reasons for such removal, to be filed in the office of the Secretary of State, and by him notified to each member of said Board; and in case of any vacancy so created, or accruing by reason of death, removal from the State, or resignation, it shall be the duty of the Governor to nominate and appoint another Commissioner in his place, who shall hold his office until the election of his successor in the manner herein provided, and the Commissioners authorized by this act, except the Governor, shall each receive, as their only compensation, five dollars per day while employed in the discharge of their duties, and their actual traveling expenses.

Vacancy provided for.

Compensation of Commissioners.

Qualifications of superintendent.

SEC. 3. That said Board shall, with the assistance of a competent and impartial superintendent, who shall be an architect to be employed by them, who shall be a resident of this State, if a suitable person can be obtained, select and determine upon one of the plans for a capitol selected by the Census Board, pursuant to the act passed by the last General Assembly, approved April 6th, 1868, or upon some modification thereof, the cost of which shall not exceed the sum of one million five hundred thousand dollars, and shall then proceed with the work in the manner herein provided, and subject to the limitations following, namely:—

Board to select plan; maximum cost.

No contract beyond appropriation.

First—No contract shall be made, the amount of which shall bind the State beyond the sums at the time appropriated by law for such object.

Formalities to be observed in making contracts.

Second—All contracts for material and labor shall be in writing, and shall be signed by the contractor and by the President of the Board; and no contract to an amount exceeding one thousand dollars shall be made without prior advertisement for thirty days in at least four daily papers in this State, setting forth the materials and labor wanted, and the time at which bids will be received and opened and all contracts shall be awarded to the lowest responsible bidder, and all bills shall be filed in the office of the Secretary of State, together with such bonds as the Com-

missioners may require for the due performance of the same.

Third—In all cases where there are bidders and materials from this State, the preference shall be given, the quality and terms being equally favorable, to the bidders and materials within this State. Preference to this State.

Fourth—The Board shall keep a full and complete record of all their orders, contracts, and doings in the premises, and shall have full power to appoint and discharge at their discretion, a superintendent, whose duty it shall be to superintend the work on said building, which said superintendent shall receive, as his only compensation, such sum as said Board may fix. Said Board may appoint from their own number an executive committee of three, and may delegate to them authority to do such things as the Board, at its regular sessions, may direct. Record.
Appointment, duty, and compensation of the superintendent.
Executive committee.

Fifth—All meetings of the Board shall be at Des Moines, and shall be held as often as once in three months, and more frequently if the same be found necessary, and be assembled on call of the President of the Board. Meetings.

SEC. 4. All payments shall be made by warrants issued by the Auditor upon certificate of the amount due given by the superintendent and countersigned by the President of the Board, and shall be paid in the name of the person to whom such payment is originally due; and no payment shall be made except for service then actually rendered or materials delivered. How payments shall be made.

SEC. 5. The building herein provided for shall be constructed of the best materials, and shall be fire-proof, shall be heated and ventilated in the most approved manner; shall contain suitable legislative halls; rooms for the judiciary; for executive offices; for the library; for the committees; for the archives and collections of the State Agricultural Society; and for all purposes of the State Government; and shall be erected on the ground held by the State for that purpose; and the work shall be prosecuted without unnecessary delay; and there is hereby appropriated for this object the sum of one hundred and fifty thousand dollars. Building, how to be constructed;
and where to be erected.
\$150,000 appropriated.

SEC. 6. No money hereby appropriated shall be paid out until the Census Board shall certify to the Treasurer of State that the resources of the treasury without increasing the rate of taxation are sufficient to meet the proposed disbursement after other appropriations are allowed. No money to be paid till when.

SEC. 7. This act shall take effect and be in force from and after its publication in the Des Moines Bulletin and Iowa Taking effect.

State Register, newspapers published at Des Moines, Iowa.

Approved, April 13, 1870.

I hereby certify that the foregoing act was published in the *Daily Iowa State Register*, April 14, 1870, and in the *Des Moines Daily Bulletin*, April 15, 1870.

ED WRIGHT, *Secretary of State.*

CHAPTER 111.

STATE GEOLOGICAL REPORT.

APRIL 13. AN ACT Providing for the Publication of the Report of the State Geologist and for the Distribution of the same.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the Census Board be and are hereby authorized to contract with the present State Printer for three thousand copies of the report of the State Geologist as now presented to this General Assembly: *Provided*, the expense shall not exceed ten dollars per copy for the first one thousand copies, and four dollars per copy for each additional copy. Said report to be equal in every respect, mechanically, to Hall's Geological Report of Iowa, or to the Illinois Geological Reports; the engravings, views, maps, diagrams, &c., to be equally as well executed; and the whole to be bound in two royal octavo volumes, *Provided, further*, that the said State Printer shall in consideration of the copyright of the report, stereotype the work, and retain the plates and the engraved stones and electrotypes, and supply the State on future orders at five dollars per copy.

SEC. 2. The State Geologist shall superintend the publication of said report, and be allowed a reasonable compensation therefor, to be fixed by the Census Board, and paid out of the fund heretofore appropriated for the prosecution of the geological survey, and remaining unexpended.

SEC. 3. That for the purpose of carrying out the provisions of section one of this act, there is hereby appropriated out of any moneys in the State treasury, not otherwise appropriated, the sum of eighteen thousand dollars, or so much thereof as may be necessary.

Census Board to contract with State Printer to print report of State Geologist.

Character of work required.

Report to be stereotyped; State to be supplied on future orders.

State Geologist to superintend publication; pay.

\$18,000 appropriated.