

to be preserved in shall all be filed and preserved in the treasurer's office, treasurer's office. for the inspection of any one interested in the same.

Remainig un- Sec. 6. Should the owner of the property so sold not claimed and un- make a demand upon the county treasurer for any money called for one yr., that may be in the treasury to his credit, according to the proceeds to go to provisions of this act, the sum so unclaimed and uncalled school-fund. for shall be accounted for by the county treasurer, and placed to the credit of the county in the next subsequent settlement made by the treasurer with the county, and should the sum so uncalled for or unclaimed remain unclaimed and uncalled for during the period of one year, it shall then be paid into the school-fund to be distributed as other funds may be by law, which may be raised by tax on other property of the county. But nothing herein contained shall be a bar to any legal claimant from prosecuting and proving his claim for such money at any time within ten years, and, the claim being within that period prosecuted and proved, it shall be paid out of the county treasury in which it was originally placed, without interest.

Ten years' re- demption.

Taking effect.

Sec. 7. This act, being deemed of immediate importance, shall take effect from and after its publication in the *Daily State Register* and *Des Moines Bulletin*, papers published in Des Moines, Iowa.

Approved, April 16, 1870.

I hereby certify that the foregoing act was published in the *Daily Iowa State Register*, April 28, 1870, and the *Des Moines Daily Bulletin*, April 28, 1870.

ED WRIGHT, *Secretary of State*.

## CHAPTER 179.

### PUBLIC HIGHWAYS, BRIDGES, AND SQUARES.

APRIL 16. AN ACT to Repeal Section 1097 of the Revision of 1860, and enact a Substitute therefor.

Rev. : §1097.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That section 1097 of the Revision of 1860 be and the same is hereby repealed, and the following enacted in lieu thereof:

Control and re- pair.

SEC. 1097. The city council shall have the care, supervision, and control of all public highways, bridges, streets, alleys, public squares, and commons within the

city, and shall cause the same to be kept open and in repair, and free from nuisances: *Provided*, All public bridges exceeding forty feet in length, over any stream crossing a State or county road, shall be constructed and kept in repair by the county. No street or alley which shall hereafter be dedicated to public use, by the proprietor of ground in any city, shall be deemed a public street or alley, or to be under the use or control of the city council, unless the dedication shall be accepted and confirmed by an ordinance especially passed for such purpose. They shall have the power in cities of the first class to prescribe by ordinance the width of the tires of all wagons, carts, drays, and other vehicles habitually used in the transportation of persons or articles from one part of the city to another, or in the transportation of coal, wood, stone, or lumber into the city; to establish stands for hackney-coaches, cabs, and omnibuses, and enforce the observance and use thereof; and to fix the rates and prices for the transportation of persons and property in such coaches, cabs, and omnibuses from one part of the city to another.

Proviso: county to construct and repair certain described bridg's.

Dedication of sts. to be accepted.

Powers of councils in cities of first class in reference to wagons, omnibuses, etc.

Approved, April 16, 1870.

CHAPTER 180.

HEARING IN ROAD CASES.

AN ACT to Legalize the Laying-out of Roads under Section 840, of the Revision of 1860. APRIL 16.

WHEREAS, Section 840, of the Revision [of 1860], requires that the day of final hearing on the report of road commissioners shall be not more than ninety days from the filing of said report; and,

Preamble.

WHEREAS, More than ninety days elapse between some of the meetings of the board of supervisors before whom the final hearing is had; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That all county roads that have been established when the day of final hearing was more than ninety days after the filing of the report of the commissioner are hereby declared as legally established as if the final hearing had taken place within ninety days.

County roads established with more than 90 days between filing of report and final hearing legalized.

Approved, April 16, 1870.