

with such application or petition, said commissioners shall give to the petitioners and the corporation reasonable notice, in writing, of the time and place of entering upon the same. If, upon such an examination, it shall appear to said commissioners that the complaint alleged by the applicants or petitioners is well founded, they shall so adjudge, and shall inform the corporation operating such railroad of their adjudication within ten days, and shall also report their doings to the governor, as provided in the fourth section of this act.

Phrases "railroad" and "railroad corporation" shall be construed to include all railroads and railways operated by steam, and whether operated by the corporation owning them or by other corporations or otherwise. The phrase railroad corporation shall be construed to mean the corporation which constructs, maintains or operates a railroad operated by steam power.

These provisions not to hinder any suit against railroad company. SEC. 17. Nothing in this act shall be construed to estop or hinder any persons or corporations from bringing suit against any railroad company for any violation of any of the laws of this state for the government of railroads.

Repealing clause. SEC. 18. All acts or parts of acts inconsistent with this act are hereby repealed.

Publication. SEC. 19. 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 23, 1878.

I hereby certify that the foregoing act was published in the *Iowa State Register*, March 24, and in the *Iowa State Leader*, March 25, 1878.

JOSIAH T. YOUNG, *Secretary of State*.

CHAPTER 78.

COUNTY RECORDER OF LEE COUNTY.

H. F. 418. AN ACT Legalizing the Acts of the County Recorder of Lee county, Iowa, in Recording Mortgages on Town Lots and other City Property with the Deeds in Town Lot Records.

Preamble. WHEREAS, It has been the custom of the recorder of Lee county, Iowa, in recording deeds on town lots and other city property, to intermingle with the said town lot records all mortgages affecting any city property, they being recorded with the deeds; and,

WHEREAS, The legality of said recording of said mortgages aforesaid has been questioned; therefore,

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

SECTION 1. That the acts of said recorders of Lee county Iowa, in recording said mortgages on town lots and other city property

in with the deeds in said town lot record book, be and the same are hereby legalized. Acts legalized.

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

Approved, March 23, 1878.

I hereby certify that the foregoing act was published in the *Iowa State Leader*, March 29, 1878.

JOSIAH T. YOUNG, *Secretary of State.*

CHAPTER 79.

INDEPENDENT SCHOOL DISTRICT OF SIOUX RAPIDS.

AN ACT to Legalize the Organization of the Independent School District of Sioux Rapids, in the county of Buena Vista, State of Iowa. H. F. 524.

WHEREAS, The independent school district of Sioux Rapids was formed from parts of the two townships of Lee and Barnes, of said county of Buena Vista; and, Preamble.

WHEREAS, At a meeting of the electors of the then contemplated independent school district of Sioux Rapids, held February 27th, 1878, a majority of the ballots cast were in favor of a separate organization; and,

WHEREAS, At an election held for that purpose in the then contemplated independent school district of Sioux Rapids, March 11th, 1878, Jas. M. Hoskins, Henry Jacobson, and S. S. Warner, were elected directors for said independent school district; and,

WHEREAS, Doubts have arisen as the legality of the formation of said independent school district of Sioux Rapids, there being less than three hundred inhabitants in the platted village of Sioux Rapids; and,

WHEREAS, The provisions of the statute in regard to notice and the manner of conducting the election not having been fully complied with, and on account of other irregularities; therefore,

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

SECTION 1. That said independent school district of Sioux Rapids, county of Buena Vista, Iowa, consisting of the following territory, to-wit: the w $\frac{1}{2}$ section 5, all section 6, all section 7, nw $\frac{1}{4}$ section 8, and all section 18 in Lee township, and all section 1, all section 12, all section 13, e $\frac{1}{2}$ section 14, and n $\frac{1}{2}$ section 24, in Barnes township, be, and the same is hereby declared to be fully and legally organized, with boundaries to include all the territory above described, the same as though all the provisions of the statute regarding the organization of independent school districts had been fully complied with, and said district is hereby declared Organization legalized.