

ified by affidavit, such claim to be filed with the county auditor at least ten days before some regular session of the board, and within fifteen days from the time such killing or injury occurred. At the first regular session of the board of supervisors after such claim shall have been filed for ten days as herein provided, the same may be established by proof before the board; and upon the hearing thereof, the claimant shall establish his claim for damages by the testimony of at least two competent witnesses, besides himself. It shall also be made to appear to the satisfaction of said board that such damage was not caused, in whole or in part, by a dog or dogs owned or controlled by the claimant, and that claimant does not know whose dog or dogs caused the damage, and that said damage was caused by dogs; or, in case the owner of such dog or dogs is known to the claimant, and that such owner has no property subject to execution, out of which the claim can be made.

Proof of loss.

Board of supervisors to allow 75 per cent.

The board shall hear and determine said claims in the order in which they are filed unless good cause is shown for continuance, and shall allow the same or such portions thereof as they may deem just, and shall authorize the auditor to issue warrants for the same not to exceed seventy-five per cent of the amount allowed to be paid out of the domestic animal fund.

Treasurer to pay, when.

SEC. 6. The treasurer shall, between the first and tenth days of January and the first and tenth days of July of each year, pay the said warrants issued by the auditor as provided for by section five of this act, out of the domestic animal fund. If said fund is insufficient to pay said warrants in full, he shall pay on each *pro rata*. If after paying all warrants at either period above named, there shall remain more than two hundred and fifty dollars of said fund in the treasury, the board of supervisors shall order the excess to be transferred to the county fund.

Excess to be transferred.

Approved, March 27, 1884.

CHAPTER 71.

TO RELINQUISH CERTAIN LANDS.

S. F. 90.

AN ACT to Relinquish and Re-convey to the United States all Lands and Rights to Lands Granted to the State of Iowa by the Act of Congress Entitled "An Act for a Grant of Land to the State of Iowa in Alternate Sections to Aid in the Construction of a Railroad in the State of Iowa," Approved May 12th, A. D. 1864, which have not been Earned Pursuant to the Provisions of Said Act.

Preamble.

WHEREAS, By an act of congress, approved May 12th, A. D. 1864, entitled "An act for a grant of lands to the state of Iowa in alternate sections to aid in the construction of a railroad in

The grant.

said State" certain lands were granted to the state of Iowa for the purpose of aiding in the construction of a railroad from Sioux City in said state to the south line of Minnesota, at such point as the state might select, between the Big Sioux and the west fork of the Des Moines river, which grant was made to and accepted by the state of Iowa upon the conditions, restrictions and qualifications therein named, and

WHEREAS, By acts of the general assembly of the state of Iowa, approved April 3d, A. D. 1866, and April 20th, A. D. 1866, the lands, rights, powers, duties and trusts conferred upon the state of Iowa by said act of congress were duly accepted on the part of the state of Iowa, and

Acceptance
1866.

WHEREAS, By an act of the general assembly of the state of Iowa, approved April 3d, A. D. 1866, so much of the lands, interests, rights, powers and privileges as were or might be conferred in pursuance of said act of congress to aid in the construction of the aforesaid road, were disposed of, granted, and conferred upon the Sioux City & St. Paul Railroad Company, and

Granted in
1866.

WHEREAS, Said railroad company duly accepted said grant, but failed to complete said railroad as required by the terms and conditions of said grant; and

Grant accept-
ed by R'y Co.

WHEREAS, By an act of the general assembly of the state of Iowa, approved March 16th, A. D. 1882, all lands, and all rights to lands granted or intended to be granted to the Sioux City & St. Paul Railroad Company by said acts of congress and of the general assembly of the state of Iowa, which had not been earned by said railroad company by a compliance with the conditions of said grant were absolutely and entirely resumed by the state of Iowa and vested in said state as absolutely as though the same had never been granted to said railroad company; and,

Portion re-
sumed in 1882.

WHEREAS, It is desirable that all lands and rights to lands resumed by the state of Iowa as aforesaid should be conveyed to and vested in the United States to the end that such lands shall be made subject to the use of actual settlers as provided by the acts of congress relating thereto; now, therefore,

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

SECTION 1. That all lands and all rights to lands resumed and intended to be resumed by chapter one hundred and seven (107) of the acts of the nineteenth general assembly of the state of Iowa are hereby relinquished and conveyed to the United States.

Relinquished
to the U. S.

SEC. 2. The governor of the state of Iowa is hereby authorized and directed to certify to the secretary of the interior all lands which have heretofore been patented to the state, to aid in the construction of said railroad, and which have not been patented by the state to the Sioux City & St. Paul Railroad Company, and the list of land so certified by the governor shall

Governor to
certify to Sec-
retary of In-
terior.

be presumed to be the lands relinquished and conveyed by section one of this act. *Provided*, that nothing in this section contained shall be construed to apply to lands situated in the counties of Dickinson and O'Brien.

Publication. SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Sioux City Journal, a newspaper published at Sioux City, Iowa.

Approved, March 27, 1884.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Sioux City Daily Journal* April 2, 1884.

J. A. T. HULL, *Secretary of State*.

CHAPTER 72.

TO PROVIDE FOR DISPOSING OF AGRICULTURAL COLLEGE LANDS.

Sub. H. F. 56. AN ACT to Provide for Selling, Leasing and Patenting the Lands Belonging to the Iowa State Agricultural College and Farm. [Amends ch. 117 acts 10th G. A., and repeals ch. 71 acts 15th G. A.]

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

Trustees authorized to sell. SECTION 1. That the trustees of the Iowa state agricultural college and farm be, and they are, hereby authorized to sell the lands granted to the state of Iowa by an act of congress entitled "An Act donating public lands to the several states and territories which may provide colleges for the benefit of Agriculture and Mechanic Arts" approved July 2d, 1862. Such sale shall be for cash, or upon a partial credit not exceeding ten years, at such appraised value as shall be fixed by said trustees. All deferred payments shall draw interest at the rate of eight per cent per annum, payable annually in advance.

How sold.

Deferred payment.

Failure to pay interest for 60 days, a forfeiture.

Trustees may extend time.

Trustees may lease for ten years at 8 per cent.

Lessee may purchase.

Upon a failure to pay the annual interest or principal within sixty days after it becomes due and within sixty days after notice thereof in writing by mail or otherwise from the trustees or land agent of said college to the holder of the lease shall have been given, the purchaser shall forfeit all claim to said land and the improvements made thereon and all sums paid on said contract, unless in the opinion of the trustees an extension should be allowed.

SEC. 2. Said trustees are also authorized to lease the said lands for a term not exceeding ten years at an annual rent equal to eight per cent per annum upon the appraised value of the tract, payable annually in advance, and the said lessee, his heirs or assigns, shall have the privilege of purchasing said tract of land at the expiration of the lease at the appraised value stated