

is hereby authorized and directed, when said moneys shall have been received by the Treasurer of State, and upon the approval of the Executive Council, to draw his warrant upon the treasurer for the payment of the same and in such amount as shall be necessary for the purpose named, and such moneys shall thereafter be treated in all respects as other moneys in the school fund.

SEC. 2. After payment of the sums mentioned in the preceding section the balance of such moneys, if any there be, which may be received from the source mentioned in said section, and except the same may be otherwise specially appropriated by the Twenty Second General Assembly, shall be by the Treasurer of State placed in the general revenue fund of the State, and shall be treated in all respects as other moneys in such fund. Balance.

Approved April 11th, 1888.

## CHAPTER 195.

### EMPLOYMENT OF GEN. W. W. BELKNAP, STATE VS. GEN'L GOV'T.

AN ACT, Entitled "An Act Authorizing the Governor of the State to Arrange with General William W. Belknap for his Services in Prosecuting the Claims of this State against the General Government on Account of Raising and Enrolling Troops for the Service of the United States during the War of the Rebellion." S. F. 198.

WHEREAS in June 1886, the Third Auditor of the United States Treasury having requested that, if the State of Iowa possessed additional testimony which it desired to file in support of Outstanding Differences in the matter of the claims of the State against the General Government on account of raising troops for the suppression of the Rebellion, the same be submitted at as early a day as practicable, in as much as it was necessary to settle those claims before the meeting of the next Congress, and, Evidence to be submitted as soon as practicable.

WHEREAS, the Governor of the State having in October 1886, appointed General William W. Belknap as the Agent and Attorney of the State for the prosecution of those claims, and Amount of claim \$35,765.65

WHEREAS, the said claims amounting to the sum of \$35,765.65, and nothing having been done by the State for fifteen years towards their further prosecution, and much labor and close attention being required to secure their adjustment, therefore,

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

SECTION 1. That the Governor of the State be and he is hereby authorized to arrange with Gen. William W. Belknap for a fee for his services in prosecuting the claims of this State W. W. Belknap employed to prosecute claim.

against the General Government on account of raising and enrolling troops for the service of the United States during the war of the Rebellion, such fee to be contingent on recovery and not to exceed twenty five per cent of the amount recovered and paid to the State; *provided*, this act shall not be construed to apply in any way to the moneys that may be due to the State, or that may be claimed by it on account of the refunding of the direct tax levied upon and collected by the General Government therefrom under act of Congress approved August 5th 1861, or to any other moneys or claims than said claim on account of raising and enrolling troops.

Approved April 8th, 1868.

## CHAPTER 196.

### BELINQUISHING TITLE OF THE STATE IN THE DES MOINES RIVER LANDS TO THE UNITED STATES.

H. F. 549.

**AN ACT** to Belinquish All Right and Title of the State of Iowa to the United States in the So called River Lands, Except the Lands the Title to which was Certified by the United States to the State of Iowa by the Joint Resolution of Congress of March 2, 1861.

Land granted for improvement of river.

**WHEREAS**, It is alleged by an act of Congress on the 8th day of March, 1846, there was granted to the State of Iowa, to be held in trust, the odd numbered sections of land situated within five miles on either side of the Des Moines river in said state, for the purpose of improving the navigation of said river from its mouth to the Raccoon forks; and,

Conditions of transfer to D. M. N. & R. Co.

**WHEREAS**, It is alleged the State of Iowa subsequently made a contract with a corporation known as the Des Moines Navigation and Railroad Co., whereby the State of Iowa agreed to transfer said lands so held in trust to said company as fast as the same were earned in accordance with the terms of original the grant made by the United States to the State of Iowa, and only on the condition that said Des Moines river was made navigable by slack water from the mouth to the Raccoon forks; and,

Claims set up by D. M. N. & R. Co.

**WHEREAS**, It is alleged said Des Moines Navigation and Railroad Co. utterly failed to fulfill said contract made with the State of Iowa, or any part thereof, but set up a claim to the lands granted by said act of Congress, as though the work had been done and completed as required by the terms of the contract between the State and said Navigation and Railroad Co.; and,

Ruling of the Com'r General Land Office.

**WHEREAS**, It is alleged, in March, 1856, it was ruled by the Commissioner of the General Land Office and the Secretary of the Interior that the title to said lands remained vested in the