

1 **SEC. 3. Care of trees and shrubbery on streets.** That cities
 2 under special charter now or hereafter having a population of twen-
 3 ty-five thousand (25,000) or over shall have, and are hereby granted
 4 the power to place by ordinance, the charge, custody and control in
 5 the park commission, of all trees, shrubbery, flowers and grass out-
 6 side of the lot or property lines and inside the curb lines and upon
 7 the public streets, and authorize the park commission to plant, cut,
 8 prune, remove, transplant, spray, care for and maintain all trees,
 9 shrubbery, flowers and grass outside of the lot or property lines and
 10 inside the curb lines and upon the public streets, in such a manner
 11 as not to interfere with public travel; and to pay the same or any
 12 part thereof out of the park fund, or to provide by ordinance, for
 13 assessing the cost thereof or any part thereof upon the lots and
 14 parcels of land in front of which such trees, shrubbery, flowers and
 15 grass are planted and maintained.

1 **SEC. 4. Publication clause.** This act being deemed of imme-
 2 diate importance, shall take effect and be in force from and after its
 3 publication in the Register and Leader and the Des Moines Capital,
 4 newspapers published at Des Moines, Iowa.

Approved April 7, A. D. 1915.

I hereby certify that the foregoing act was published in the Des Moines Capital April 10, 1915, and in the Register and Leader April 12, 1915.

W. S. ALLEN, *Secretary of State.*

CHAPTER 91.

NATHANIEL ROCKHOLD, ET AL.

H. F. 271.

AN ACT empowering and directing the governor and secretary of state to execute quitclaim deeds conveying all of the right, title, and interest of the state of Iowa in and to the southwest quarter (SW $\frac{1}{4}$) and the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section twenty (20), township seventy-nine (79), range twenty-three (23), west of the fifth P. M., Polk county, Iowa, to the successors in title of Nathaniel Rockhold and Reuben B. Ellis.

WHEREAS, on or about the first day of October, 1852 the government of the United States issued patents to Nathaniel Rockhold for the southwest quarter (SW $\frac{1}{4}$) and for the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section twenty (20), township seventy-nine (79), range twenty-three (23), west of the fifth P. M., Polk county, Iowa, which patents were filed for record on the second day of May, 1859 and were recorded in book "M", pages 536, 537, 538 and 539 of the records in the office of the recorder of Polk county, Iowa; and by various conveyances said real estate became the property of one, Samuel E. Rankin, and

WHEREAS, said Samuel E. Rankin and N. M. C. Rankin, his wife, made and delivered a mortgage upon the above described real estate to Reuben B. Ellis, dated March 1, 1871, and filed for record, March 11, 1871 and

recorded in book No. 9, page 514 of the records of Polk county, Iowa, and afterwards sold and conveyed said real estate to H. D. Noble, C. Close, and O. H. P. Buchanan in trust for the Iowa Agricultural College by warranty deed, dated December 14, 1872, filed for record December 20, 1872, and recorded in book 20, page 296 of Polk county records, and

WHEREAS, said Reuben B. Ellis on the 27th day of August, 1873 foreclosed said mortgage on account of non-payment thereof, in an action entitled Reuben B. Ellis, plaintiff, versus Samuel E. Rankin; N. M. C. Rankin; and H. D. Noble; C. Close and O. H. P. Buchanan, trustees, in trust for Iowa Agricultural College and others, defendants, being Equity No. 1206, in the district court of the state of Iowa in and for Polk county, and served notice upon all of said defendants, personally, and a decree foreclosing said mortgage and ordering a special execution for the sale of said real estate to satisfy the judgment therein rendered was entered by said court on December 13, 1873, and a special execution was thereafter issued and said property sold at sheriff's sale and purchased at said sale by and the sheriff's certificate of purchase issued to said Reuben B. Ellis, and

WHEREAS, said C. Close and O. H. P. Buchanan, surviving members of the said committee of trustees of the Iowa State Agricultural College, during the period of redemption, conveyed said real estate to the state of Iowa by quitclaim deed, dated June 1, 1874, filed for record July 2, 1874 and recorded in book 35, page 130 of Polk county, Iowa, records, and

WHEREAS, the state of Iowa and the Iowa State Agricultural College did not redeem said property from said foreclosure sale, and said sheriff of Polk county, Iowa, pursuant to said foreclosure proceedings, conveyed said real estate to said Reuben B. Ellis as the purchaser at said sheriff's sale, by sheriff's deed, dated September 27, 1875, filed for record September 27, 1875 and recorded in book 24, page 40 of Polk county, Iowa records and after the execution of said sheriff's deed, said Reuben B. Ellis sold and conveyed said real estate and the same is now owned by various grantees and successors in title, and

WHEREAS, the present owners of said real estate and their grantors have been in open and notorious possession of said real estate ever since the 7th day of September, 1875 under claim of ownership and color of title and are, in fact, the absolute and unqualified owners thereof, and that by reason of the fact that the said Iowa Agricultural College and the said state of Iowa were not made parties defendant in said foreclosure suit the title to the said land is clouded and rendered defective; and state of Iowa and the said Iowa Agricultural College, have, in fact, no claim, interest, or title in or to said land now.

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

1 SECTION 1. Quitclaim deed authorized. That the governor and
2 the secretary of state be and are hereby authorized, empowered, and
3 directed to execute and deliver quitclaim deeds, conveying all right,
4 title, claim, and interest of the state of Iowa in and to said south-
5 west quarter (SW $\frac{1}{4}$) and said southwest quarter (SW $\frac{1}{4}$) of the

6 southeast quarter (SE $\frac{1}{4}$) of section twenty (20) township seventy-
7 nine (79), range twenty-three (23), west of the 5th P. M., Polk
8 county, Iowa, to the rightful owners thereof.

1 **SEC. 2. Publication clause.** This act being deemed of immedi-
2 ate importance, shall take effect and be in force from and after its
3 passage and publication in the Register and Leader and Des Moines
4 Capital, newspapers published in Des Moines, Iowa, all without ex-
5 pense to the state.

Approved April 7, A. D. 1915.

I hereby certify that the foregoing act was published in the Des Moines Capital
April 10, 1915, and in the Register and Leader April 12, 1915.

W. S. ALLEN, *Secretary of State.*

CHAPTER 92.

SALARY OF JUDGES AND REPORTER OF DISTRICT COURT.

Substitute for S. F. 183.

AN ACT to amend the law as the same appears in section two hundred fifty-three (253)
and section two hundred fifty-four-a-2 (254-a-2) of the supplement to the code, 1913,
relating to compensation of judges of the district court and shorthand reporters.

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

1 **SECTION 1. Salary of judges—expenses.** That the law as the
2 same appears in section two hundred fifty-three (253) supplement
3 to the code, 1913, be and the same is hereby amended by adding to
4 said section the following:

5 “Where a judge of the district court is required, in the discharge
6 of his official duties, to leave the county of his residence or leave the
7 city or town of his residence to perform such duties, he shall be paid
8 such actual and necessary hotel and living expenses not to exceed
9 the sum of three dollars (\$3.00) per day and transportation ex-
10 penses as shall be incurred, not exceeding in all \$200.00 per year. An
11 itemized expense account shall be certified by the party entitled thereto
12 to the auditor of state, which account shall be rendered quarterly and
13 shall be paid in the same manner as the salary of such judge.”

1 **SEC. 2. Salary of reporter—expenses.** That the law as the
2 same appears in section two hundred fifty-four-a-2 (254-a-2) sup-
3 plement to the code, 1913, be and the same is hereby amended by
4 adding thereto the following:

5 “Where a shorthand court reporter is required, in the discharge
6 of his official duties, to leave the county of his residence or leave the
7 city or town of his residence to perform such duties, he shall be paid
8 his actual and necessary hotel and living expenses not to exceed
9 the sum of three dollars (\$3.00) per day and transportation ex-
10 penses as shall be incurred, not exceeding in all \$200.00 per year,