

and after its publication in the Iowa State Journal and State Register, published in Des Moines.

Approved May 28th, 1861.

I hereby certify that the foregoing Act was published in the Iowa State Register of June 5, 1861, and in the Iowa State Journal of June 7, 1861.

ELIJAH SELLS, Sec'y of State.

CHAPTER 5.

PENITENTIARY.

AN ACT to amend Section 5176 of Revision of 1860.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That Section 5176 be so amended as to read as follows, viz: The Warden thus elected and qualified shall take charge of the Penitentiary, all the interests of the State therewith connected, and shall appoint some suitable person as Clerk, (who shall also act as Commissary under the direction of the Warden) and one Deputy and as many guards as may be necessary to the safe-keeping and government of the convicts, not exceeding one for every ten convicts under his charge, provided that at no time there shall be less than thirteen guards.

SEC. 2. 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 Journal and Commonwealth, or any two of them.

Approved May 28th, 1861.

I hereby certify that the foregoing act was published in the Iowa State Register of June 5, 1861, and in the Iowa State Journal of June 7, 1861.

ELIJAH SELLS, Sec'y of State.

CHAPTER 6.

GRAND JURORS.

AN ACT to amend Section 2729 of Chapter 115 of the Revision of 1860, relating to Grand Juries.

SECTION 1. *Be it enacted by the General Assembly of the State*

of Iowa, That Section 2729 of Chapter 115 of the Revision of 1860 be so amended that the word "July" in the third line of said section shall read January.

SEC. 2. Grand Jurors already drawn and selected shall serve until the first day of January 1862, and the time and manner of drawing and selecting such Grand Jurors be and the same are hereby legalized.

SEC. 3. All acts and parts of acts conflicting with this act are hereby repealed.

SEC. 4. This act the passage being deemed of immediate importance, shall take effect from and after its publication in the Daily Iowa State Register and Daily Iowa State Journal any law to the contrary notwithstanding.

Approved, May 28th 1861.

I hereby certify that the foregoing Act was published in the Daily Iowa State Register of May 31, 1861, and in the Daily Iowa State Journal of June 4, 1861.

ELIJAH SELLS, Sec'y of State.

CHAPTER 7.

VOLUNTEER SOLDIERS.

AN ACT for the relief of the Volunteer Soldiers of this State.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That in all actions now pending, or hereafter pending in any of the Courts of this State or before any Justice of the Peace, it shall be a sufficient cause for a continuance, on motion of the defendant, his agent or attorney, if it shall be shown to the satisfaction of the Court or Justice of the Peace, that the defendant is absent from home in the actual military service of the United States or of this State, and that the defendant's presence is in any degree necessary for a full and fair defense of the suit. And in such case the costs of the continuance shall abide the event of the suit.

SEC. 2. This act shall take effect and be in force from and after its publication.

Approved May 28th, 1861.

I hereby certify that the foregoing Act was published in Iowa State Journal of June 7th, 1861, and in Iowa State Register of June 5th, 1861.

ELIJAH SELLS, Sec'y of State.