

certificate of the publisher appended to said law or laws, as to the date of said publication, shall be *prima facie* evidence of the same, and said certificate shall be *prima facie* evidence of itself.

SEC. 2. **Evidence of distribution, etc.** Be it further enacted, that the certificate of the secretary of state, appended to, and accompanying any bound volume or pamphlet laws of this state, certifying that said laws and resolutions were distributed throughout the state, shall be *prima facie* evidence in all courts in this state, that the same were so distributed, circulated, or published as therein stated.

Approved, January 22, 1848.

[12] CHAPTER 6.

DEEDS FROM THE STATE.

AN ACT in relation to deeds.

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

SECTION 1. **Deeds, how made—deeds, effect of.** That all deeds hereafter to be executed by the state of Iowa, for the conveyance of lands within the same, shall be signed by the governor of said state, or the person exercising the office of governor, under the seal of the state, and countersigned by the secretary of said state, or the person exercising that office, which deed, thus executed and delivered, shall convey all of the right, title and interest of the state of Iowa in and to the land therein mentioned, to the grantees mentioned in said deed.

SEC. 2. **Evidence of execution.** That all deeds thus executed and delivered, shall be received in all courts of law or equity in this state, as *prima facie* evidence of their execution and delivery.

SEC. 3. **Need not be recorded.** It shall not be necessary, in order to render any such deed good and valid, that the same should be acknowledged or recorded, as now required by the laws of this state; but should the same be recorded as other deeds, then certified copies thereof may be used in any court of this state, as copies of other deeds are now authorized to be used, and have the same force and legal validity.

SEC. 4. **Minute of deeds—evidence.** It shall be the duty of the secretary of state to procure a suitable blank book in which shall be minuted the number and description of land sold, when the deed was executed, and to whom sold, which said book shall be received in all courts in this state as *prima facie* evidence of the fact or facts therein contained.

Approved, January 22, 1848.

[13] CHAPTER 7.

DUBUQUE TOWNSHIP.

AN ACT supplemental and amendatory to "an act to amend an act entitled an act for the organization of townships."

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

SECTION 1. **Act amended.** That so much of the sixth section of "an act to amend an act entitled an act for the organization of townships," approved, June

5th, 1845, as prohibits the township trustees from locating township roads on any other than section and quarter section lines, so far as the same is applicable to the county of Dubuque, be and the same is hereby repealed.

SEC. 2. When to take effect. This act shall take effect and be in force from and after the first day of March next.

Approved, January 22, 1848.

CHAPTER 8.

STATE ROAD.

AN ACT to review a part of the state road from Walling's Landing to Columbus City.

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

SECTION 1. Commissioners names—duties. That Benjamin Stoddard, Zachariah Kurts, and Aaron D. Hawley, are hereby appointed commissioners to review so much of the state road from Walling's Landing to Columbus City, in Louisa county, as runs by or through sections thirty-one and thirty-two, in township seventy-five, range three, and sections five and six in township seventy-four, range three, in said county of Louisa.

SEC. 2. Time and place of meeting.—review of road. That said commissioners or a majority of them, shall meet at the dwelling house of Zachariah Kurts, in said county, on the first Monday in April, 1848, or on any other day within three months thereafter, and taking to their assistance the necessary hands, proceed to review said road, and make such change in the location of said road (if any) as public convenience may, in the judgment of the said commissioners, require; and the said Aaron D. Hawley is authorized to act as surveyor as well as one of the commissioners.

SEC. 3. When to take effect. This act shall take effect and be in force from and after its passage.

Approved, January 22, 1848.

[14] CHAPTER 9.

MILLS AND MILLERS.

AN ACT to amend "an act regulating mills and millers, and for other purposes, approved, February third, eighteen hundred and forty-three.

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

SECTION 1. Proceedings when land is overflowed by mill dams—duty of court—mill to be kept running. That any person or persons owning a water mill or mills, and dam built upon a stream not navigable, and owning the land on both sides of the stream, may make application as directed in sections one, two and three of the act hereby amended, to the court of the county where such mill is situated, for a writ to examine, as therein directed, what lands may be overflowed by such dam, and what damage will be sustained by the owner or owners of such lands, and whether the health of the neighborhood will be affected by such overflowing; which writ shall be issued, directed and returned as therein prescribed. And if it shall appear to the court by the inquest or other evidence, that the health of the neighborhood