

tors and company, or their assignee, shall first surrender to the auditor the evidences of debt executed to them by the territorial agent, under the act of the 15th of January, 1841.

This act shall take effect from and after its publication in the weekly newspapers of Iowa City.

Approved, February 8th, 1847.

Published in the Reporter and Standard February 17th, 1847.

## CHAPTER 32.

### GOVERNOR.

AN ACT prescribing the general duties of the governor.

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

**SECTION 1. To transact all necessary business.** That the governor shall carefully and promptly transact all necessary business with the officers of the state, both civil and military, and discharge all the duties which may be required of him by law.

**SEC. 2. To deposit acts, etc., in secretary's office.** He shall cause all acts and joint resolutions of the general assembly which have become laws or taken effect by his approval thereof, or otherwise, to be deposited in the office of the secretary, without delay.

**SEC. 3. Duty in cases of certain suits.** Whenever he shall receive notice of the commencement of any suit or proceedings between other parties, by which the rights, interests and property of the state shall be liable in any wise to be [44] affected, he shall, if the public interest require it, employ such additional counsel, attorneys or other persons, to act in conjunction with the attorney general, as he may judge proper to protect the rights and interests, and make every legal and equitable defence on behalf of the state against such suit or proceedings.

**SEC. 4. Expenses to be paid by the state.** All expenses incurred under the last preceding section in taking care that the laws are faithfully executed, and in recapturing fugitives from justice of this state to other states and territories, if the governor shall allow the same, shall be paid out of the moneys appropriated by the general assembly for such purposes.

**SEC. 5. Treasurer, secretary and auditor to report.** The treasurer and the secretary of state, and the auditor of public accounts, shall respectively report to the governor all defalcations, and all neglect of duty of any disbursing or collecting officer or agent of the state, who is required to file his bond with either the said treasurer, secretary and auditor; and, also, all failures to perform any undertaking made by any person with this state, whose bond, contract or obligation is filed either with such secretary, treasurer or auditor.

**SEC. 6. Duty of governor upon reports.** Upon such report being made to the governor, he shall direct suit to be brought for any such default, neglect, failure or non-performance thereof, and cause all other necessary and proper matters and things to be done for the due prosecution of such suit.

**SEC. 7. Incidental expenses to be paid by state.** All necessary incidental expenses of the governor, connected with the duties of his office, shall be paid by the state.

**SEC. 8. Repealing section.** All acts and parts of acts coming in conflict with this act be, and the same are hereby repealed.

**SEC. 9. Take effect.** This act to take effect and be in force from and after its publication in the weekly newspapers of Iowa City.

Approved, February 8th, 1847.

Published in the Reporter and Standard, February 17th, 1847.

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## CHAPTER 33.

### STATE ROAD.

AN ACT to establish a state road therein named.

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

**SECTION 1. Commissioners.** That Sullifand S. Ross, and John C. Haymond, of the county of Jefferson, and E. Johnston, of the county of Keokuk, be and they are hereby appointed commissioners, to lay out and establish a state road, com- [45] mencing at a point where the territorial road leading from Mount Pleasant, in Henry county, to Fairfield, in Jefferson county, crosses the western line of Henry county; thence, on the nearest and best ground, to S. S. Ross'; thence to a pass between the farms of Caleb Cooper and Leam's; thence, on the nearest and most practicable route to a point on the middle fork of Walnut creek, where the road leading from Fairfield, in Jefferson county, to Richland, in Keokuk county, crosses said creek; thence, on the nearst and most practicable route, to intersect the county road at the bridge near the farm now occupied by Ephraim Wilcox, in Keokuk county.

**SEC. 2. To meet in May next—how governed.** Said commissioners shall meet at the place of commencing said road, on the second Monday of May next, or within sixty days thereafter, and proceed to discharge the duties required of them by this act; and shall in all respects be governed by the laws of this state providing for laying out and opening state roads.

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

Approved, February 8th, 1847.

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## CHAPTER 34.

### STATE ROAD.

AN ACT to locate a State road from Walling's landing to Washington.

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

**SECTION 1. Commissioners—duties.** That Spencer Wilson and Aaron D. Hawley, of the county of Louisa, and Joseph Neal, of the county of Washington, be and they are hereby appointed commissioners to locate and establish a state road, from Walling's landing, on the nearest and best route, to Grandview; thence, on the nearest and best route, to Fredonia; thence, on the near-