

legal and valid in every respect, and for all purposes; *Provided*, That such proceedings, acts, and levy, were permitted or authorized by any special charters, or other previously existing laws, and were in violation of no other law than the Act above recited.

SEC. 2. This Act being deemed by the General Assembly of the State of Iowa of immediate importance, shall take effect and be in force from and after its publication in the State Register and Iowa Homestead, newspapers published in Des Moines.

Approved March 18th, 1864.

I hereby certify that the foregoing Act was published in the State Register and Iowa Homestead on the 30th day of March, A. D. 1864.

JAMES WRIGHT, Secretary of State.

CHAPTER 51.

APPRAISMENT OF PROPERTY.

AN ACT to amend sections 3362 and 3363 of the Revision of 1860.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That section 3362 of the Revision of 1860, be so amended as to read as follows:

Selecting appraisers.

Section 3362. For the purpose of ascertaining the value of property to be sold under execution, two disinterested householders of the neighborhood shall be selected as appraisers, one of whom shall be chosen by the execution debtor, his agent or attorney, or in case of the absence from the county of the execution debtor, his agent and attorney, by the officer issuing the writ if he resides in the county where the same is to be executed, or if not there, by the Clerk of the District Court of said county, and the other by the owner of the judgment, his agent or Attorney, or in the absence from the county of such owner, his agent and attorney, by the officer executing the writ, and said appraisers shall forthwith proceed to value such property according to its fair value at the time; and in case of their disagreement as to such value, they shall choose another disinterested householder of the neighborhood, and with his assistance they shall complete such valuation, the valuation to be sworn to by the appraisers.

Valuation.

SEC. 2. Section 3363, of the Revision of 1860, be so amended as follows, to-wit: Section 3363. If the execution debtor, his agent or attorney, or the officer issuing the writ, or the Clerk of the District Court, shall fail to choose an appraiser as provided in the above Section within three days after notice of such levy served on him, his agent or attorney, or the officer issuing the writ, or the Clerk of District Court, as the case may be, by copy or reading, the officer having the writ shall choose an appraiser for him, who shall proceed in all respects as if he had been otherwise chosen according to law.

SEC. 3. This Act being deemed by the General Assembly of immediate importance, shall be in force from and after its publication in the State Register and the Iowa Homestead, newspapers published at Des Moines, Iowa.

Approved March 18th, 1864.

I here by certify that the foregoing act was published in the State Register and Iowa Homestead on the 30th day of March, A. D. 1864.
JAMES WRIGHT, Secretary of State.

CHAPTER 52.

SUPERINTENDENT OF PUBLIC INSTRUCTION.

AN ACT to abolish the Board of Education of the State of Iowa; to provide for the election of a Superintendent of Public Instruction, prescribing his duties, and for other purposes connected therewith.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the Board of Education of the State of Iowa is hereby abolished.

SEC. 2. A Superintendent of Public Instruction shall be elected by the present General Assembly, who shall hold his office until the first day of January, 1866. At the General Election in 1865, and every two years thereafter, a Superintendent of Public Instruction shall be elected in the same manner as other State officers, who shall enter upon the duties of his office on the first day of January succeeding his election, and shall hold his office for two years, and until his successor is elected and qualified.

SEC. 3. He shall before entering upon the duties of

Officer to
choose ap-
praiser.

Board Educa-
tion abolish'd.

Sup't. Public
Instruction
created.

Term.

Bond.