

the fine shall not be less than ten dollars and costs of conviction, or imprisonment as above provided.

SEC. 2. If any person maliciously or mischievously enter the inclosure of any person in the night-time, and knock off, pick, destroy, or carry away any apples, peaches, pears, plums, grapes, or other fruit or flower of any tree, shrub, bush, or vine; or, if any person having entered the inclosure of another, in the night-time, with the intent to knock off, pick, destroy, or carry away any fruit or flower as aforesaid, be found therein, he shall, on conviction thereof, be punished by a fine not less than twenty-five nor to exceed one hundred dollars and costs of conviction, or by imprisonment in the county jail not exceeding thirty days.

SEC. 3. Chapter 120 of the laws of the Ninth General Assembly, approved April 7th, 1862, and all other acts or parts of acts in conflict with this act are hereby repealed.

SEC. 4. *Be it further enacted*, That if any person maliciously or mischievously bruise, break, pull up, cut down, carry away, destroy, or in anywise injure any fruit or ornamental tree, shrub, or vine, being, growing, or standing on the land of another, he shall be punished by a fine not less than ten nor exceeding one hundred dollars, and costs of conviction, or by imprisonment in the county jail not exceeding thirty days.

SEC. 5. Nothing in this act shall be construed as repealing or conflicting with any part of chapter 170 of the Revision of 1860.

Approved April 3, 1868.

CHAPTER 75.

REAL ESTATE SOLD FOR TAXES AND UNREDEEMED TO BE SO DESIGNATED ON TAX-LISTS.

AN ACT Relating to Real Estate sold for Taxes, and unredeemed, and Providing that Property so sold and unredeemed shall be designated as such on the Tax - Lists. APRIL 8.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That it shall be the duty of the clerk of the board of supervisors in each county, when making up the tax-book of the county, and before supervisors

to designate said book is placed in the hands of the county treasurer for collection of the taxes therein, to designate real estate each piece or parcel of real estate sold for the taxes, and sold for taxes not redeemed, by writing in a plain manner, opposite and unredeemed, to each such piece of real estate so sold and unredeemed, deemed. the word "sold."

SEC. 2. It shall be the duty of each county treasurer, when any person offers to pay taxes on any real estate marked "sold," to notify such person that such property has been sold for taxes, and to inform him for what year or years' taxes said property (was sold), and at what time said sale was effected.

SEC. 3. Any county treasurer, or clerk of the board of supervisors, who shall willfully neglect or refuse to perform the duties required by this act, shall be liable to forfeit not less than fifty nor more than five hundred dollars, to be recovered in an action brought in a court of record, by the board of supervisors, or by the party injured thereby, and the judgment entered shall be against him and his bondsmen, and the proceeds of such forfeiture shall go, one part to the school fund, and one part to the party injured.

Approved April 3, 1868.

CHAPTER 76.

NON-RESIDENT ROAD-TAX.

APRIL 3. AN ACT to Repeal Section 898, of the Revision of 1860, and to Provide a Substitute therefor, in Relation to returning Non-Resident Road-Tax.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That section 898 of the Revision of 1860 is hereby repealed, and the following is enacted in lieu thereof: SECTION 898. That the township clerks shall, on or before the second Monday of October in each year, make out a correct list of all non-resident land and town-lots, on which the road-tax has not been paid, and the amount of tax charged on each piece of land and town-lot, designating the district in which said land or town-lot is situated, and transmit a certified copy of the same to the clerk of the board of supervisors of the proper county, who shall enter the