

Where prosecuted. ensnared, bought, sold, or held in possession; and such person may be prosecuted either in the county in which the offense was committed or where said person has in his possession any of such animals or birds thus killed, ensnared, or trapped, bought, or sold in violation of law.

Trespassers violating this act to be fined \$3-\$50. SEC. 5. Any person who shall go upon the premises of any other person or corporation, whether inclosed or not, and shall be found hunting, trapping, or ensnaring any of the above named birds or animals, in violation of the provisions of this act, shall be deemed guilty of trespass, and may be prosecuted by any person in possession of said premises before any justice of the peace of the county, or other court of competent jurisdiction, and fined in any sum not less than three dollars nor more than fifty dollars, to be paid to the school fund of the county for the use and benefit of the schools of said county: *Provided, however,* That a judgment against a person for a violation of this act under the first, second, and third sections of the same shall be a bar to any suit under the fourth section of this act for the same offense.

Proviso :  
suit barred.

Who may bring prosecution;  
where. SEC. 6. A prosecution may be brought by any person in the name of the State of Iowa against any person or persons violating the first, second, and third sections of this act, before any justice of the peace of the county in which such violation of this act is alleged to have taken place, or before any court of competent jurisdiction thereof, and any sum or sums so recovered shall be paid to the school fund for the benefit of the common schools of said county.

Fines paid to school fund.

Repealing clause. SEC. 7. All acts and parts of acts contrary to the provisions of this act be and the same are hereby repealed.

Approved April 7, 1868.

## CHAPTER 114.

### LEGALIZING ACTS OF D. D. MIRACLE.

APRIL 7. AN ACT to Legalize the Acts of D. D. Miracle, a Notary Public in and for Hamilton County, Iowa.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the official acts of D. D.

Miracle, a notary public in and for the county of Hamilton and State of Iowa, done after the expiration of his notarial commission, being from the fifteenth day of July, A. D. 1867, to the sixteenth day of February, A. D. 1868, are hereby legalized and made as valid as if the said acts had been done before the expiration of said commission.

Official acts of D. D. Miracle, of Hamilton county, from July 15, 1867, to Feb. 16, 1868, legalized.

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

Approved April 7, 1868.

## CHAPTER 115.

DEPUTIES TO SUPERINEENDENT OF PUBLIC INSTRUCTION  
AND REGISTER OF STATE LAND OFFICE.

AN ACT to Amend Section 642, of the Revision of 1860.

APRIL 7.

Rev., § 642.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That section 642, of the Revision of 1860, be and the same is hereby amended by inserting after the word "Auditor," in the first line of said section, the words, "Superintendent of Public Instruction, Register of the State Land Office."

Supt. P. I. & Reg. S. L. O. allowed deputies.

SEC. 8. This act, being deemed of immediate importance by the General Assembly, shall take effect and be in force from and after its publication in the Daily Iowa State Register, and the Daily Statesman, newspapers published at Des Moines.

Taking effect.

Approved April 7, 1868.

I hereby certify that the foregoing act was published in *The Iowa Evening Statesman* April 8, 1868, and in the *Daily State Register* April 9, 1868.

ED WRIGHT, *Secretary of State*.

## CHAPTER 116.

LEGALIZING NOTARIAL ACTS OF JOSEPHUS EASTMAN.

AN ACT to Legalize the Notarial Acts of Josephus Eastman, Notary Public of Poweshiek County, Iowa.

APRIL 7.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the official acts of Josephus