

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 SUPERINTEENDENT 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

Notarial acts of J. Eastman from March 20 to Oct. 9, 1866, legalized. Eastman, a notary public of Poweshiek county, which were done between March 20th, 1866, and October 9th, 1866, after the expiration of his commission and before its renewal, are hereby legalized and made as valid as if they had been done while his commission was in full force.

Approved April 7, 1868.

CHAPTER 117.

RAILROADS MAY TAKE REAL ESTATE FOR DAMS AND RESERVOIRS.

APRIL 7. AN ACT to Enable Railroad Corporations to take and hold Real Estate for the Purpose of constructing and maintaining Dams and Reservoirs to hold and accumulate Water to supply Engines, and for the Purpose of laying down Pipes to supply Water for the use of Engines used in operating such Railroads.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That any railroad corporation owning or operating, or that may hereafter own or operate, any railroad within this State, may, at such points as may be deemed necessary by said corporation for water-stations, take and hold additional real estate for the purpose of erecting and constructing dams and thereby forming reservoirs to accumulate and hold water to supply the engines used in operating such railroad: *Provided,* That the dwelling-house, out-house, orchard, or garden of the proprietor of any real estate so taken shall not be overflowed or otherwise injuriously affected thereby. The commissioners who may assess the damage to the owner, as hereinafter provided, shall state in their report whether the dwelling-house, out-house, orchard, or garden of the proprietor of any real estate so taken will be overflowed, or otherwise injuriously affected, by the erection and maintaining of such dam. The land so taken shall at the option of the owner be set apart by such commissioners in a square or rectangular shape if the owner requests it, including all the overflowed land, but shall not deprive the owner of the land *to* [of] the access to and use in common with such company of the water in such stream on his own land.

R. R. corporations may take real estate for dams & reservoirs for use of road.

Proviso: Dwelling-houses, &c., not to be overflowed or injured. Commissioners to make statement of overflow or injury.

Shape of land taken.

Owner to have access.