

chargeable to said appropriation shall be made out by bills certified items, and certified to be correct by the officer incurring the expense and approved by the census board before being audited.

Sec. 28. All salaries of State, judicial, or other officers payable out of the State treasury shall be paid monthly; monthly at the end of each month if called for, and the State Auditor shall in no case issue warrants on the State treasury for the payment of any State or other officer in advance of services actually rendered.

Sec. 29. For the payment of four semi-annual installments of interest, express charges, and exchange, to become due on the war-and-defense bonds of the State, the sum of forty-two thousand two hundred and ten dollars, or so much thereof as shall be necessary, to be drawn from the State treasury only when necessary to pay said interest and expenses, as they may become due.

Sec. 30. For the payment of two annual installments of interest on school-fund loans, to become due, the sum of forty-six thousand nine hundred and thirty-five and $\frac{2}{3}$ dollars.

Sec. 31. This act, being deemed of immediate importance, shall be in force upon its publication in the Iowa State Register and Statesman, newspapers published at Des Moines.

Approved April 7, 1868.

I hereby certify that the foregoing act was published in the *Daily State Register* April 25, 1868, and in *The Iowa Evening Statesman* April 25, 1868.

ED WRIGHT, *Secretary of State.*

CHAPTER 160.

CREATING THE OFFICE OF COUNTY AUDITOR.

AN ACT to Provide for the Election of County Auditors, and to Define their Powers and Duties, and Making County Judges *ex-officio* County Auditor. APRIL 7.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That at the general election preceding the expiration of the term of office of the present county judge in any county, and every two years thereafter, there shall be elected in each organized county in this State a County Auditor, whose term

of office shall commence on the first Monday in January following his election, and who shall hold his office for two years, and until his successor is elected and qualified. The county judge in each county shall be, *ex-officio*, auditor after the first day of January, 1869, and shall discharge the duties of county auditor until the auditor shall be elected and qualified; and thereafter after the said auditor shall be elected and qualified, the office of county judge shall cease. Said auditor shall act as clerk of the board of supervisors, and shall perform all duties required by law to be performed by the clerk of the board of supervisors, and such other duties as may be required of him by the board of supervisors. He shall perform all duties in respect to the school-fund and school-lands now performed by the clerk of the district court, and for a failure or neglect to discharge any of the duties hereby or by law conferred on him, shall be liable to the same penalties, and in the same manner, and to the same extent, as the clerk of the board of supervisors or clerk of the district court *are* [is] liable for like failure or neglect.

Co. judge to be auditor in 1869. Thereafter office abolished.

Duties of auditor.

Clerk board supervisors.

School-fund, &c.

Penalties.

Road business.

Review by board supervisors.

Have charge of transfer-books.

1866, ch. 61. Fee. Descriptive-book not to be kept.

Vacancies to be filled by board.

Sec. 2. The auditor shall have power to exercise all the duties now performed by the clerk of the board of supervisors in relation to the establishment, alteration, and vacation of roads within his county, and for that purpose shall have power and jurisdiction to receive petitions, issue notices, appoint commissioners, and to hear and determine all matters in relation to the vacation, establishment, or alteration of roads, and to make all orders relating to the same, subject, however, in all cases, to final review and approval by the board of supervisors.

Sec. 3. The auditor shall have the keeping and management of the transfer-books provided for by chapter 61, of the acts of the Eleventh General Assembly, and for the transfers made on said books shall be entitled to a fee of twenty-five cents for each deed, and the county recorder shall not file for record any deed of real property, until the proper entries have been made upon the transfer-books in the auditor's office, and indorsed upon the deed: *Provided*, That so much of said chapter 61, as requires the date of the filing of the deed in the transfer-book, and the keeping of the descriptive book, are hereby repealed.

Sec. 4. Vacancies occurring in the office of auditor shall be filled by appointment by the board of supervisors, and the person so appointed shall hold his office

until his successor is elected and qualified. Such Auditor, and the county judges before entering upon the discharge of the duties of said office, shall give a bond as provided in section 340 of the Revision of 1860, and shall take the usual oath of office, and such bond and oath shall be filed with the county treasurer.

SEC. 5. It shall be the duty of the county auditor to file all official bonds of justices of the peace in the Bonds of justice office of the clerk of the district court after the same have been approved.

SEC. 6. The auditor shall receive the same compensation as is now provided by law for like services now performed by the clerk of the board of supervisors, or by the clerk of the district court, and such additional compensation as may be allowed him by the board of supervisors.

SEC. 7. The clerk of the district court and county clerk and recorder shall each be eligible to the office of county clerk and recorder auditor, and may discharge the duties of both offices.

Approved April 7, 1868.

CHAPTER 161.

SUPREME COURT REPORTS.

AN ACT to Authorize the Secretary of State to exchange Copies of the Supreme Court Reports for such other Books on Law and Equity as the Supreme Court may select. APRIL 7.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the Secretary of State is hereby authorized to exchange one hundred copies of each volume of the Supreme Court reports of this State for such other books on law and equity as the Supreme Court may select, and the books obtained by such exchange shall be deposited in the State library and remain the property of the State.

SEC. 2. This act, being deemed of immediate importance, shall be in force from and after its publication in the Iowa State Register and The Iowa Evening Statesman, papers published at Des Moines, Iowa.

Approved April 7, 1868.

I hereby certify that the foregoing act was published in *The Iowa Evening Statesman* April 22, 1868, and in the *Daily State Register* April 23, 1868.

ED WRIGHT, *Secretary of State.*