

SEC. 3. There shall be printed twenty thousand copies of the compilation provided for in sections one and two of this act, under the supervision of the Secretary of State, which shall be bound in pamphlet form.

SEC. 4. The Secretary of State shall distribute a sufficient number of copies of said "road-laws" and forms among the organized counties of this State, to supply each organized township with fifteen copies, and the county auditor shall deliver to the township clerk of each organized township in his county, a number sufficient to furnish each township officer and road-supervisor with one copy, for which said clerk shall give his receipt, and the clerk shall deliver one copy to each officer entitled thereto, who shall receipt for and carefully preserve the same, and deliver it up at the expiration of his term of office, to the township clerk, to be delivered by him in like manner to his successor in office.

SEC. 5. For preparing the compilation, marginal references, index, and appendix, as herein provided for, and superintending the printing, and binding, [and] for distribution thereof to the several organized counties, the Secretary of State shall be allowed the sum of four hundred dollars, one-fourth to be paid when the printing is completed, one-fourth when the distribution is made to fifty counties, and the remainder when the distribution is completed; and the Attorney-General shall be allowed fifty dollars for his services as herein contemplated.

SEC. 6. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the State Register and Bulletin, newspapers published at Des Moines, Iowa.

Approved, April 11, 1870.

I hereby certify that the foregoing act was published in the *Des Moines Daily Bulletin*, April 13th, and in the *Daily Iowa State Register*, April 14, 1870.

ED WRIGHT, *Secretary of State.*

## CHAPTER 87.

### STATE UNIVERSITY OF IOWA.

APRIL 11. AN ACT for the Government of the State University.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the objects of the State University, established by the constitution at Iowa City, shall be to

provide the best and most efficient means of imparting to young men and young women on equal terms a liberal education, and thorough knowledge of the different branches of literature, the arts and sciences with their varied applications. The University, so far as practicable, shall begin the courses of study, in its collegiate and scientific departments, at the points where the same are completed in high schools; and no students shall be admitted who have not previously completed the elementary studies, in such branches as are taught in the common schools throughout the State.

Courses of study, where to begin.

SEC. 2. The University shall never be under the exclusive control of any religious denomination whatever.

Not to be under denominational control.

SEC. 3. The University shall be governed by a Board of Regents, consisting of the Governor of the State, who shall be *ex-officio* president of the Board, and the Superintendent of Public Instruction, and the President of the University, who shall also be member [s] *ex-officio*, together with one person from each congressional district of the State, who shall be elected by the General Assembly.

Government.

Board of Regents; composition.

How chosen.

SEC. 4. The members of said Board, elected by the Thirteenth General Assembly, shall, at their first meeting, be divided into three classes, consisting of two each. The number in each class, as the congressional districts of the State increase, shall be kept as nearly equal as practicable. The members of the first class shall hold office for the term of two years, those of the second for four years, and those of the third for six years, and until their respective successors are elected and qualified. The General Assembly shall elect members every two years, as the terms of office of the respective classes expire. The Board of Regents shall fill all vacancies occurring therein, except when the legislature is in session, and the persons so appointed shall hold their offices until the next session of the General Assembly.

Members to be classified.

Classes to be kept equal.

Future elections.

Vacancies.

SEC. 5. The University shall include a collegiate, scientific, normal, law, and such other departments, with such courses of instruction and elective studies, as the Board of Regents may determine; and the Board shall have authority to confer such degrees, and grant such diplomas and other marks of distinction as are usually conferred and granted by other Universities.

Departments.

Elective studies.

SEC. 6. The first regular meeting of the Board of Regents, under this act, shall be on the last Tuesday in June, 1870; and the meetings thereafter at such time as

Board may confer degrees, etc.

the Board may appoint. The president of the Board may call special meetings when he deems it expedient, or special meetings may be called by any three members of the Board.

SEC 7. An executive committee, consisting of three competent and responsible persons, shall be appointed by the Board of Regents, who shall audit all claims, and whose chairman shall draw all orders for such audited claims on the treasurer, but before payment such orders shall be countersigned by the secretary. Said committee shall keep a specific and complete record of all matters involving the expenditure of money, which record shall be submitted to the Board of Regents at each regular meeting of the same.

SEC. 8. The Board of Regents shall elect a Secretary, who shall hold his office at the pleasure of the Board. It shall be his duty to record all the proceedings of the Board of Regents, and carefully to preserve all its books and papers. His books shall exhibit what parts of the University lands have been sold, when the same were sold, and at what price, and to whom, on what terms, what portion of the purchase-money has been paid, and when paid, on each sale, how much is due on each sale, by whom and how secured, and when payable, what lands remain unsold, where situated, and their appraised value, if appraised, or their estimated value, if not appraised. His books shall also show how the permanent fund of the University has been invested, the amount of each kind of stocks, if any, with the date thereof, and when due, and the interest thereon, and when and where payable, the amount of each loan, if any, and when made, and payable to whom, and how secured, and at what interest, and when and where payable. When any further sales of lands, or further instruments shall be made, the secretary shall enter the same upon his books as above set forth. The secretary shall countersign and register all orders for money on the treasurer, and the treasurer shall not pay any order on him for money, unless the same be countersigned by the secretary.

SEC. 9. The Board of Regents shall elect a Treasurer, who shall hold his office at the pleasure of the Board. It shall be his duty as treasurer to keep a true and faithful account of all moneys received and paid out by him, and before entering upon the duties of his office he shall take and subscribe an oath that he will faithfully perform the duties of treasurer; and he shall also give a bond in the penalty of fifty thousand dollars conditioned for the faith-

Meetings, regular and special.

Executive committee to be appointed; to audit claims; to keep record, and submit same to Board.

Secretary, election and duty of;

exhibit of university lands:

of permanent fund;

to enter sales,

to countersign & register orders.

Treasurer—election and duty.

Bond;

ful discharge of his duties as treasurer, and that he will at all times keep and render a true account of moneys received by him as such treasurer, and of the disposition he has made of the same, and that he will at all times be ready to discharge himself of the trust, and to pay over when required; which bond shall have two or more good sureties, and shall be approved, as to its form and the sufficiency of its sureties, by the Board of Regents and also the Auditor and Secretary of State, and shall be filed in the office of the latter.

approval;

filed with Secretary of State.

SEC. 10. The treasurer of the University shall have a set of books, in which he shall keep an accurate account of all transactions relative to the sale and disposition of University lands, and the management of the fund arising therefrom; which books shall exhibit what parts and portions of land have been sold, at what prices and to whom, and how the proceeds have been invested, and on what securities, and what lands still remain unsold, where situated, and of what value respectively.

Treasurer to keep accounts of lands.

SEC. 11. The treasurer shall, on the first day of June and December of each year, notify in writing each person in default of payment of either principal or interest of funds loaned by or due to the University, and shall cause suit to be commenced against such delinquents, when in his judgment the best interest of the institution requires.

Notify persons in default.

SEC. 12. The Board of Regents shall enact laws for the government of the University, and shall appoint a president and the requisite professors and tutors, together with such other officers as they may deem expedient, and shall determine the salaries of such officers, the compensation of the secretary and treasurer, and the amount of fees to be paid for tuition. They shall remove any officer connected with the University, when in their judgment the good of the institution requires it.

Duty of the B'rd.

Appointment, pay, and removal of officers.

SEC. 13. The Board of Regents is authorized to expend such portion of the income of the University fund, as it may deem expedient in the purchase of apparatus, library, and cabinet of natural history, in providing suitable means to keep and preserve the same, and in procuring all other necessary facilities for giving instruction.

Apparatus, library, etc.

SEC. 14. All specimens of natural history and geological and mineralogical specimens, which are or hereafter may be collected by the State geologist of Iowa, or by any others appointed by the State to investigate its natural history and physical resources, shall belong to and be the property of the State University, and shall form a part of

Cabinet of natural history.

its cabinet of natural history which shall be under **the** charge of the professor of that department.

**SEC. 15.** No sales of lands belonging to the **University** shall hereafter take place unless the same shall be decided upon at a regular meeting of the Board of Regents, or **at** one called for that particular purpose, and then only **in** the manner, upon the notice, and on the terms which **the** Board shall prescribe; and no member of the Board shall be either directly or indirectly interested in any purchase of such lands upon sale, nor shall the secretary or treasurer be so interested. It shall be lawful for the Board to invest any portion of the permanent endowment fund not otherwise invested, as well as any surplus income which is not immediately required for other purposes, in United State stocks or stocks of the State of Iowa, or by note and mortgage on unencumbered real estate the value of which, after deducting the value of all perishable improvements thereon, shall be double the amount of the sum loaned, and hold the same for the University, either as a permanent fund or as an income to defray current expenses as said Board of Regents may deem expedient. It shall not be lawful for the Board to use any portion of the permanent fund for the ordinary expenses of the institution.

Manner of selling lands.

Members and officers of Board not to be interested in sales.

Investment of fund.

Permanent fund not to be used for expenses of institution.

**SEC. 16.** The president of the University shall make a report on the fifteenth day of September, preceding the meeting of the General Assembly, to the Board of Regents, which shall exhibit the condition and progress of the institution in its several departments, the different courses of study pursued therein, the branches taught, the means and methods of instruction adopted, the number of students, with their names, classes, and residences, and such other matters as he may deem proper to communicate.

**SEC. 17.** The Board of Regents shall, on the first day of October preceding each regular meeting of the General Assembly, make a report to the Superintendent of Public Instruction, which report, with that of the president of the University, shall be embodied in the said Superintendent's report to the General Assembly. The report of the Board of Regents shall contain the number of professors, tutors, and other officers, with the compensation of each, the condition of the University fund, and the income derived therefrom, the amount of expenditures and the items thereof, with such other information and recommendations as they may deem expedient to lay before the General Assembly.

President to report to Board.

Board to report to Supt. Pub. Instruction.

Supt. Pub. Inst. to embody same in his report.

Report—what to contain.

SEC. 18. The Regents shall receive no compensation except for mileage in traveling to and from the meetings of the Board; which shall be at the same rate, and computed in the same manner, as the mileage allowed to members of the General Assembly. The Auditor of State is hereby authorized to audit and allow the claims for such attendance, for not more than three meetings annually.

Regents to receive only mileage.

Auditor to audit.

SEC. 19. 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 Iowa City Republican.

Taking effect.

Approved, April 11, 1870.

I hereby certify that the foregoing act was published in the *Daily Iowa State Register*, April 12th, and in the *Iowa City Republican*, April 23th, 1870.

ED WRIGHT, *Secretary of State.*

## CHAPTER 88.

### SETTLERS ON CERTAIN LANDS.

AN ACT in Relation to Occupying Claimants.

APRIL 12.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That when any person shall have settled upon any lands within said State, and shall have occupied the same for three years, under or by virtue of any law of said State, or any contract with its proper officers, for the purchase of said land, or under any law of, or by virtue of any purchase from, the United States, and shall have made valuable improvements thereon, and who shall have been, or shall hereafter be, found not to be the true owner thereof, or not to have acquired a right to purchase the same, from the State or the United States, such person shall be deemed an occupying claimant within the meaning of chapter ninety-seven of the Revision of eighteen hundred and sixty.

Settlers occupying lands obtained of State or U. S., and found not to be owners, to be deemed occupying claimants.

Rev.: ch. 97.

SEC. 2. This act being deemed of immediate importance, shall take effect from and after its publication in *The Iowa North-West*, and *The Montana Standard*.

Taking effect.

Approved, April 12, 1870.

I hereby certify that the foregoing act was published in *The Iowa North West* on the 21st day of April, and in *The Montana Standard* on the 23d day of April, 1870.

ED WRIGHT, *Secretary of State.*