

Eleventh General Assembly of the State of Iowa, in relation to the establishment of private roads, be and the same is hereby repealed.

Taking effect. SEC. 2. This act to take effect from and after its publication in the State Register and Des Moines Bulletin, newspapers published at Des Moines, State of Iowa.
Approved, April 14, 1870.

I hereby certify that the foregoing act was published in the *Daily Iowa State Register*, April 27, and in the *Des Moines Daily Bulletin*, April 27, 1870.

ED WRIGHT, *Secretary of State.*

CHAPTER 148.

COUNTY BOARD OF SUPERVISORS.

APRIL 14. AN ACT to Amend Article 11 of Chapter 22 of the Revision of 1860, creating a Board of Supervisors, and Acts amendatory thereto.

Rev. : ch. 22. SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That on and after the first day of January, 1871, the Board of Supervisors in each organized county in this State, shall consist of three persons, and no ballot shall be cast at such election for two residents of the same township, or if so cast shall not be counted. The supervisors shall be qualified electors, and be elected by the qualified voters of their respective counties at the annual election in each year, and shall hold their office for three years, except, as hereinafter provided, and are hereby authorized and empowered to do and perform all such duties as are now done and performed by the county board of supervisors.

Board to consist of three; how elected.

Term.

SEC. 2. At the general election in 1870, there shall be elected, in each organized county in this State, three supervisors, one of whom shall hold his office for three years, one for two years, and one for one year, their respective terms to be determined by lot, by the board of canvassers of said county, at the time of canvassing said vote; and annually thereafter there shall be one supervisor elected, who shall not be a resident of the same township of either of the members holding over, and who shall continue in office three years and until his successor is elected and qualified.

First election.

Classification.

One supervisor annually.

Residence.

SEC. 3. Such supervisors shall meet at the county-seat [s]

of their respective counties, on the first Mondays of January, April, June, September, and the first Monday after the general election in each year, and such special meetings as are now provided for by law. Meetings.

SEC. 4. The members of the board of supervisors shall each receive four dollars for each day actually in session, and six cents per mile for every mile traveled in going to and from said session of the board: *Provided*, That in counties having a population less than 10,000, they shall not receive compensation for more than twenty days in one year; and in counties having a population of more than 10,000, but less than 30,000, for more than thirty days in the year; and in counties having a population of 30,000 or over, not more than forty days in one year. Pay and mileage;
pay limited.

SEC. 5. A majority of the board of supervisors shall be a quorum to transact business, but should a division take place on any question, when only two members of the board are in attendance, the question shall be continued until there is a full board of supervisors. Quorum.
Question in case of tie continued.

SEC. 6. Resignations of supervisors shall be made to the county auditor, and in case of vacancy in the board of supervisors, caused by resignation, death, removal, or other cause, except expiration of term of office, and the interest of the county shall require such vacancy to be filled before the next annual election, the auditor, clerk, and recorder of said county, or a majority of said officers, shall meet at the seat of justice of said county, and appoint one or more supervisors as the case may require, who shall continue in office until the next regular election and until a supervisor or supervisors are elected and qualified to fill such vacancies; and the absence of any supervisor from the county for six months in succession, shall be a resignation of the office. Resignation.
Vacancies, how filled when necessary.
Effect of absence from county.

SEC. 7. The board of supervisors of any county may submit to the qualified voters of the county at any regular election, the question, "Shall the number of supervisors be increased to five or seven," as the board shall elect, in submitting the question. If the majority of the votes cast shall be for the increase of the number, then, at the next ensuing election for a supervisor, the requisite additional supervisors shall be elected, whose terms of office shall be determined by lot, in such a manner, that one-half of the additional members shall hold their office for three years, and one-half for two years. Question may be submitted to people of increasing number.
Action if vote is favorable.

SEC. 8. All acts and parts of acts inconsistent with this act are hereby repealed. Repealing clause

Approved, April 14, 1870.