

Any court or judge may enjoin violation of act or contract.

Bonds not required of municipal corporations.

SEC. 6. Any court or judge, in this State, to whom application shall be made, shall at the suit of any municipal corporation, as aforesaid, restrain, by injunction, the violation of any provisions of this act, or of the provisions of any contract as aforesaid; and in such proceeding, it shall not be necessary for such municipal corporation to give a bond.

Remedies not exclusive.

SEC. 7. The remedies provided for in this act shall not be construed to be exclusive.

Enforcement of order of court.

SEC. 8. Any order, decree, or judgment, made by any court, in pursuance of any of the provisions of this act, shall be enforced in the usual manner.

Construction of terms.

SEC. 9. The words "railroad company, or companies," in this act, shall be construed to mean, also, the officers, agents, or employees of such company, or companies.

In force when.

SEC. 10. This act, being deemed by the General Assembly of immediate importance, shall take effect and be in force from and after its publication in the State Register, a newspaper published at Des Moines, Iowa, and in the Council Bluffs Nonpareil, a newspaper published at Council Bluffs, Iowa.

Approved, February 26th, 1872.

I hereby certify that the foregoing act was published in the *Daily Iowa State Register*, February 27, and in *The Daily Nonpareil*, of Council Bluffs, February 29, 1872.

ED WRIGHT, *Secretary of State.*

CH. 24.]

CHAPTER. VII.

[H F. 74.]

CITY AND TOWN MARSHALS AND POLICE.

FEBRUARY 28. AN ACT to Amend Section 1103 of the Revision of 1860.

Revision: § 1103 amended.

Marshals and police to be elected by councils of towns and second class cities.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That section 1103, of the Revision of 1860, is hereby amended by striking out of the second line of said section the following words: "A City Marshal, who shall hold his office for one year," and by adding to said section the following words, to-wit: "In all such cities, and in all incorporated towns having a population of one thousand inhabitants and upwards, the marshal, deputy marshal, and police shall be elected by the town

“or city council, or trustees,” and said officers so elected shall hold their office during the pleasure of said council or town trustees.

SEC. 2. This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register, and Iowa State Leader, newspapers printed and published in Des Moines, Iowa. In force when.

Approved, February 28th, 1872.

I hereby certify that the foregoing act was published in the *Daily Iowa State Register*, February 29, and in the *Iowa State Leader*, March 1, 1872.

ED WRIGHT, *Secretary of State.*

CH. 26.]

CHAPTER VIII.

[S. F. 131.]

REGULATING APPEALS TO THE SUPREME COURT.

AN ACT to Regulate Appeals to the Supreme Court of Iowa. MARCH 7.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That in cases wherein the appellant has perfected his appeal to the Supreme Court, and the clerk of the district or circuit court has unjustly refused to approve the appeal-bond offered, or makes the penalty therein too large, or the conditions thereof unjust, the appellant may move the Supreme Court, if in session, or in its vacation, on such written notice to the appellee as the Judge may prescribe, may move any Judge thereof, to determine the conditions, fix the penalty, and approve the appeal-bond. The motion, verified by the affidavit of the appellant or his attorney, shall contain a brief statement of the nature of the action in which the appeal was taken, of the judgment or order appealed from, of the steps taken by the appellant with reference to his appeal, and of his giving, or offering to give, an appeal-bond, of the action of the clerk of the court below with reference to such bond, and wherein he has acted wrongfully; and if the Supreme Court, or any Judge thereof, consider that the clerk has made unjust conditions in the bond, or the penalty thereof too high, or has wrongfully refused to approve the same, such Court or Judge shall issue an order prescribing the conditions of the appeal-bond, fixing the

When Sup. Court or Judge may fix condition, &c., of appeal-bonds.

Statement of appellant.

Action of court or judge.